

Note – Greyed out provisions are to be addressed in other hearings.

Chapter 25: Reserve Zone - Rules

- (1) The rules that apply to activities in the Reserve Zone are contained in Rule 25.1 Land Use – Activities, Rule 25.2 Land Use – Effects and Rule 25.3 Land Use – Building.
- (2) The rules that apply to subdivision in the Reserve Zone are contained in Rule 25.4. and the relevant rules in 14 Infrastructure and Energy; and 15 Natural Hazards and Climate Change
- (3) The activity status tables and standards in the following chapters also apply to activities in the Reserve Zone:
 - 14 Infrastructure and Energy;
 - 15 Natural Hazards and Climate Change (Placeholder).
- (4) The following symbols are used in the tables:
 - (a) PR Prohibited activity
 - (b) P Permitted activity
 - (c) C Controlled activity
 - (d) RD Restricted discretionary activity
 - (e) D Discretionary activity
 - (f) NC Non-complying activity
- (5) The Reserve Zone contains a Specific Area listed below. This Specific Area contains rules that are either in addition to, or different from, other rules that apply to the rest of the Reserve Zone:
 - (a) 25.5 Tamahere Park and Tamahere Village Green

25.1 Land Use - Activities

25.1.1 Prohibited Activities

- (1) The following activity is a prohibited activity. No application for resource consent can be made for a prohibited activity and no resource consent can be granted:

PRI	Any building, structure, objects or vegetation that obscures the sight lines of the Raglan navigation beacons <u>for vessels entering Whaingaroa (Raglan Harbour) (refer to as identified in Appendix 7 (Raglan Navigation Beacon) for vessels entering Raglan Harbour (Whaingaroa).</u>
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25.1.2 Permitted Activities

- (1) The activities listed below are permitted activities if they meet all the following:
- (2) (a) Activity-specific conditions:
 - (a**b**) Land Use – Effects rules in Rule 25.2 (unless the activity-specific rule and/or conditions identify a condition(s) that does not apply);
 - (b**c**) Land Use – Building rules in Rule 25.3 (unless the activity-specific rule and/or conditions identify a condition(s) that does not apply);
 - (c) ~~Activity-specific conditions.~~

Activity		Activity-specific conditions
P1	Any activity provided in a Reserve Management Plan approved under the Reserves Act 1977	Nil
P2	Informal recreation	Nil
P3	A conservation activity	Nil
P4	Temporary event	<ul style="list-style-type: none"> (a) The event occurs no more than 15 times per calendar year consecutive 12-month period; (b) It operates between the hours of 7.30am and 8:30pm Monday to Sunday; (c) Temporary structures are: <ul style="list-style-type: none"> (i) Erected no more than 2 days before the event occurs; (ii) Removed no more than 3 days after the end of the event; (d) The site is returned to its original previous condition no more than 3 days after the end of the event; (e) There is no direct site access from a national route or regional arterial road. (f) Consistency with the relevant Reserve Management Plan.
P5	<u>Maintenance, routine operation and repair of existing off-road pedestrian, cycleways and bridleways and associated accessory buildings</u>	<ul style="list-style-type: none"> (a) <u>Any indigenous vegetation alteration or removal must be undertaken within 1m either side of existing tracks</u> (b) <u>Any indigenous vegetation alteration or removal must not include any trees over 6m in height, or 600mm in girth</u> (c) <u>Any indigenous vegetation alteration or removal must not exceed 50m² per site per calendar year.</u>

25.1.2A Restricted Discretionary Activities

Activity		Discretion is restricted to:
RDI	<u>Off-road pedestrian, cycleways and bridleways that do not comply with one or more of the conditions of Rule 25.1.2 P5</u>	<ul style="list-style-type: none"> (a) <u>Design and construction;</u> (b) <u>Visual, ecosystem and amenity effects; and</u> (c) <u>The extent to which the indigenous vegetation alteration or removal is necessary to provide for the functional and operational needs of off-road pedestrian, cycleways and bridleways</u>

25.1.3 Discretionary Activities

(I) The activities listed below are discretionary activities:

D1	Any permitted activity that does not comply with <u>one or more any</u> Activity-specific condition in Rule 25.1.2
D2	Any permitted activity that does not comply with the Land Use—Effects Rule 25.2 or Land Use—Building Rule 25.3 unless the activity status is specified as controlled, restricted discretionary or non-complying.

25.1.4 Non-Complying Activities

(1) The activities listed below are non-complying activities:

NC1	Any activity that is not listed as Permitted, Restricted Discretionary or Discretionary.
NC2	Waste management facility
NC3	Hazardous waste, storage, processing and disposal.

25.2 Land Use - Effects

25.2.1 Noise

- (1) Rule 25.2.1.1 Noise – General provides permitted noise levels in the Reserve Zone.
 (2) Rule 25.2.1.2 Noise – Construction provides the noise limits for construction activities.

25.2.1.1 Noise – General

PI	Crowd noise, noise generated by emergency generators and emergency sirens.
P2	(a) Noise measured in accordance with NZS 6801:2008 and assessed in accordance with NZS 6802:2008 must not exceed the permitted activity noise limits for the zone of any other site where sound is received. within the notional boundary on any site in the Residential Zone, Village Zone, Country Living Zone and Rural Zone must not exceed: (i) 55dB (L_{Aeq}), 7am to 7pm every day; (ii) 45dB (L_{Aeq}), 7pm to 10pm every day; and (iii) 40dB (L_{Aeq}) and 65dB (L_{Amax}), 10pm to 7am the following day.
P3	(a) Noise measured within any site in any zone other than the Reserve Zone, Residential Zone, Village Zone, Country Living Zone and Rural Zone must meet the noise levels permitted for that zone.
P4	(a) Noise levels must be measured in accordance with the requirements of NZS 6801:2008 "Acoustics – Measurement of Environmental Sound". (b) Noise levels must be assessed in accordance with the requirements of NZS 6802:2008 "Acoustic Environmental noise".
DI	(a) Noise that is outside the scope of NZS 6802:2008 or a permitted activity standard and; (b) Noise that does not comply with Rule 25.2.1.1 P1, or P2, P3 or P4.

25.2.1.2 Noise – Construction

PI	(a) Construction Noise must meet <u>not exceed</u> the limits in NZS 6803:1999 (Acoustics – Construction Noise). (b) Construction noise must be measured and assessed in accordance with the requirements of NZS6803:1999 'Acoustics – Construction Noise'.
RD1	(a) Construction noise that does not comply with Rule 25.2.1.2 P1. (b) Council's discretion is restricted to the following matters: (i) Effects on amenity values; (ii) Hours and days of construction; (iii) Noise levels; (iv) Timing and duration; (v) Methods of construction.

25.2.3 Glare and artificial light spill

PI	<p>(a) Illumination from glare and artificial light spill must not exceed 10 lux measured horizontally and vertically at any other site <u>zoned Residential, Village, Rangitahi Peninsula or Country Living Zone</u>.</p> <p>(b) Rule 25.2.3 PI (a) does not apply to streetlights, navigation lights or from vehicles or equipment used in farming activities.</p>
RD1	<p>(a) Illumination from glare and artificial light spill that does not comply with Rule 25.2.3 PI</p> <p>(b) Council's discretion is restricted to the following matters:</p> <ul style="list-style-type: none"> (i) Effects on amenity values; (ii) Light spill levels on other sites; (iii) Road safety; (iv) Duration and frequency; (v) Location and orientation of the light source; (vi) Mitigation measures.

25.2.4 Earthworks

- (1) Rule 25.2.4.1 – Earthworks General provides the permitted rules for earthwork activities in the Reserves Zone. This rule does not apply in those areas specified in rules 25.2.4.2, 25.2.4.3 and 25.2.4.4.
- (2) There are specific standards for earthworks within rules:
 - (a) Rule 25.2.4.2 – Maaori Sites and Maaori Areas of Significance
 - (b) Rule 25.2.4.3 – Earthworks within Significant Natural Areas
 - (c) Rule 25.2.4.4 – Earthworks within Landscape and Natural Character Areas

25.2.4.1 Earthworks – general

PI	<p>(a) Earthworks <u>(excluding the importation of fill material)</u> within a site must meet all of the following <u>conditions</u>:</p> <ul style="list-style-type: none"> (i) Be located more than 1.5m from a public sewer, open drain, overland flow path or other service pipe; (ii) Not exceed a volume of more than 250m³ and an area of more than 1,000m² <u>within a site over a single consecutive 12-month period</u>; (iii) The height of the resulting cut, filled areas or fill batter face in stable ground, <u>not including any surcharge</u>, does not exceed 1.5m, with a maximum slope of 1:2 (1 vertical to 2 horizontal); (iv) Areas exposed by earthworks are re-vegetated <u>or otherwise stabilised</u> to achieve 80% ground cover within 6 months of the commencement of the earthworks; (v) <u>Earthworks are set back at least 1.5m from all boundaries</u>; (vi) Sediment resulting from the earthworks is retained on the site through implementation and maintenance of erosion and sediment controls; (vii) <u>Does not divert or change the nature of natural water flows, water bodies or established drainage paths; and</u> (viii) <u>Does not result in the site being unable to be serviced by gravity sewers.</u>
P2	<p>(a) <u>Earthworks for purposes of creating a building platform within a site, using imported fill material.</u></p>
P23	<p>(a) <u>Earthworks for purposes other than creating a building platform within a site, using imported fill material (excluding cleanfill) must meet all of the following conditions. The importation of fill material to a site must meet all of the following conditions, in addition to the conditions in P1.</u></p> <ul style="list-style-type: none"> (i) <u>Does Must</u> not exceed a total volume of 500m³ per site and a depth of 1m; (ii) <u>Is fit for compaction</u>; (iii) The <u>slope height</u> of the resulting <u>batter face</u> in stable ground <u>does must</u> not exceed <u>1.5m with</u> a maximum slope of 1:2 (1m vertical to 2m horizontal);

	<p>(iii) Fill material is setback at least 1.5m from all boundaries;</p> <p>(v) Areas exposed by filling are revegetated to achieve 80% ground cover within 6 months of the commencement of the earthworks;</p> <p>(vi) Sediment resulting from the filling is retained on the site through implementation and maintenance of erosion and sediment controls;</p> <p>(vii) Do not divert or change the nature of natural water flows, water bodies or established drainage paths</p> <p>(v) Does not restrict the ability for land to drain;</p> <p>(vi) Is not located within 3m of a property boundary, with the exception of the following:</p> <p style="padding-left: 40px;">A. Landscaping bunds;</p> <p>(b) Where a retaining wall exists, the fill is placed to the same level as the retaining wall.</p>
RDI	<p>(a) Earthworks that do not comply with Rule 25.2.4.1 P1, P2 or P23.</p> <p>(b) Council's discretion is restricted to the following matters:</p> <ul style="list-style-type: none"> (i) Amenity values and landscape effects; (ii) Volume, extent and depth of earthworks; (iii) Nature of fill material; (iv) Contamination of fill material; (v) Location of the earthworks to waterways, significant indigenous vegetation and habitat; (vi) Compaction of the fill material; (vii) Volume and depth of fill material; (viii) Protection of the Hauraki Gulf Catchment Area; (ix) Geotechnical stability; (x) Flood risk, including natural water flows and established drainage paths; (xi) Land instability, erosion and sedimentation; (xii) Proximity to underground services and service connections.
NCI	<p>(a) Importation of cleanfill to a site.</p>

25.2.4.2 Earthworks - Maaori Sites and Maaori Areas of Significance

RD1	<p>(a) Earthworks within a Maaori site of significance as identified in Schedule 30.3 (Maaori sites of Significance) and shown on the planning maps.</p> <p>(b) The Council's discretion shall be limited to the following matters:</p> <p>(i) location of activity in relation to the site;</p> <p>(ii) effects on heritage and cultural values.</p>
RD2	<p>(a) Earthworks within a Maaori area of significance as identified in Schedule 30.4 (Maaori areas of Significance) and shown on the planning maps.</p> <p>(b) The Council's discretion shall be limited to the following matters:</p> <p>(i) location of activity in relation to the site;</p> <p>(ii) effects on heritage and cultural values.</p>

25.2.4.3 Earthworks – within Significant Natural Areas

PI	<p>(a) Earthworks for the maintenance of existing tracks, fences or drains within an identified Significant Natural Area must not:</p> <p>(i) Exceed a volume of 50m³ in a single consecutive 12 month period;</p> <p>(ii) Exceed an area of 250m² in a single consecutive 12 month period;</p> <p>(iii) Import any fill material.</p>
RD1	<p>(a) Earthworks that do not comply with Rule 25.2.4.3 PI.</p> <p>(b) Council's discretion is restricted to the following matters:</p> <p>(i) The location of earthworks, taking into account waterways, significant indigenous vegetation or habitat;</p> <p>(ii) The effects on the Significant Natural Area.</p>

25.2.4.4 Earthworks – within Landscape and Natural Character Areas

PI	<p>(a) Earthworks for the maintenance of existing tracks, fences or drains must comply with all of the following conditions:</p> <p>(i) The earthworks are undertaken within a single consecutive 12 month period;</p> <p>(ii) The earthworks do not exceed the following areas and volumes:</p> <table border="1" data-bbox="384 1265 1307 1910"> <thead> <tr> <th>Landscape or Natural Character Area</th> <th>Area (m²)</th> <th>Volume (m³)</th> </tr> </thead> <tbody> <tr> <td>Significant Amenity Landscape Hill Country</td> <td>1,000</td> <td>500</td> </tr> <tr> <td>Significant Amenity Landscape Waikato River Margins and Lakes</td> <td>500</td> <td>500</td> </tr> <tr> <td>Significant Amenity Landscape sand dune</td> <td>50</td> <td>250</td> </tr> <tr> <td>High Natural Character Area or Outstanding Natural Character area of the coastal environment</td> <td>50</td> <td>250</td> </tr> <tr> <td>Outstanding Natural Feature sand dune</td> <td>50</td> <td>250</td> </tr> <tr> <td>Outstanding Natural Feature</td> <td>50</td> <td>250</td> </tr> <tr> <td>Outstanding Natural Landscapes</td> <td>50</td> <td>250</td> </tr> </tbody> </table> <p>(iii) The height of the resulting cut or batter face in stable ground, not including any surcharge, does not exceed 1.5m with a maximum slope of 1:2 (1m vertical to 2m horizontal);</p> <p>(iv) Areas exposed by the earthworks are re-vegetated to achieve 80% ground cover within 6</p>	Landscape or Natural Character Area	Area (m ²)	Volume (m ³)	Significant Amenity Landscape Hill Country	1,000	500	Significant Amenity Landscape Waikato River Margins and Lakes	500	500	Significant Amenity Landscape sand dune	50	250	High Natural Character Area or Outstanding Natural Character area of the coastal environment	50	250	Outstanding Natural Feature sand dune	50	250	Outstanding Natural Feature	50	250	Outstanding Natural Landscapes	50	250
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	<p>months of the commencement of the earthworks;</p> <p>(v) Sediment is retained on the site through implementation and maintenance of erosion and sediment controls;</p> <p>(vi) The earthworks do not divert or change natural water flows, water bodies or established drainage paths.</p>
DI	Any activity that does not comply with Rule 25.2.4.4 PI

25.2.5 Hazardous substances

PI	<p>(a) The use, storage or disposal of any hazardous substance where:</p> <p>(i) The aggregate quantity of any hazardous substances of any hazard classification on a site is less than the quantity specified for the Reserve Zone in Table 5.1 contained within Appendix 5 (Hazardous Substances);</p> <p>(ii) The storage or use of radioactive materials is in approved equipment for medical and diagnostic purposes, or specified as an exempt activity or article in the Radiation Safety Act and Regulations 2017.</p>
DI	The use, storage or disposal of any hazardous substances that does not comply with Rule 25.2.5 PI

25.2.6 Notable trees

- (1) Rules 25.2.6.1 – 25.2.6.3 provide permitted rules for notable trees, which are identified in Schedule 30.2 (Notable Trees).
- (2) Rule 25.2.6.1 Notable tree - Removal or destruction;
- (3) Rule 25.2.6.2 Notable tree – Trimming;
- (4) Rule 25.2.6.3 Notable tree – Activities within the dripline.

25.2.6.1 Notable tree – removal or destruction

PI	Removal or destruction of a notable tree identified in Schedule 30.2 (Notable Trees) where certification is provided to Council by a works arborist that states the tree is dead, dying, diseased or is unsafe.
DI	Removal or destruction of a notable tree identified in Schedule 30.2 (Notable Trees) that does not comply with Rule 25.2.6.1 PI

25.2.6.2 Notable tree - trimming

PI	<p>(a) The trimming of a notable tree identified in Schedule 30.2 (Notable Trees) must:</p> <p>(i) Be to remove dead, dying, or diseased branches and the tree work is undertaken by a works arborist; and</p> <p>(ii) Not remove branches with a diameter greater than 50mm at the point of severance and no more than 10% of live foliage growth is removed in any consecutive 12 month period.</p>
RD I	<p>(a) The trimming of a notable tree that does not comply with a condition in Rule 25.2.6.2 PI.</p> <p>(b) Council's discretion is restricted to the following matters:</p> <p>(i) Timing and manner in which the activity is carried out and by whom;</p> <p>(ii) Effects on amenity values.</p>

25.2.6.3 Notable tree - activities within the dripline

PI	<p>(a) Any activity within the dripline of a notable tree identified in Schedule 30.2 (Notable Trees) must not:</p> <p>(i) Involve excavation, compaction, sealing or soil disturbance and placement of fill material, except for sealing of an existing road or footpath;</p> <p>(ii) Involve parking or storage of materials, vehicles or machinery;</p> <p>(iii) Discharge of an eco-toxic substance;</p> <p>(iv) Involve construction of structures.</p>
RD I	<p>(a) Any activity that does not comply with one or more conditions in Rule 25.2.6.3 PI</p> <p>(b) Council's discretion is restricted to the following matters:</p>

	<ul style="list-style-type: none"> (i) Location of activity in relation to the tree; (ii) Timing and manner in which the activity is carried out; (iii) Remedial measures; (iv) Effects on health of the tree; (v) Amenity values.
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25.2.7 Signs

- 1) Rule 25.2.7.1 Signs – general provides permitted standards for any sign across the entire Reserve Zone.
- 2) Rule 25.2.7.2 Signs – effects on traffic apply specific standards for signs that are directed at road users.
- 3) 25.2.7.1 Signs – General

P1	A public information sign erected by a government agency.
P2	<p>(a) A sign must comply with all of the following conditions:</p> <ul style="list-style-type: none"> (i) The sign does not exceed: <ul style="list-style-type: none"> A. 3m² for one sign per site, and B. 1m² for any other sign; (ii) The sign height does not exceed 3m; (iii) The sign does not exceed the height of the building; (iv) The sign is not illuminated; (v) The sign does not contain any moving parts, fluorescent, flashing or revolving lights or reflective materials; (vi) The sign is not attached to a tree identified in Schedule 30.2 (Notable Trees), except for the purpose of identification and interpretation; (vii) The sign is not attached to a heritage item listed in Schedule 30.1 (Heritage Items) except for the purpose of identification and interpretation; (viii) The sign is not attached to a <u>On a site with a</u> Maaori site of significance listed in Schedule 30.3 (Maaori Sites of Significance) except <u>is</u> for the purpose of identification and interpretation; (ix) The sign is set back at least 5m from the boundary of the Residential Zone and Village Zone or Country Living Zone.
RD1	<p>(a) Any sign that does not comply with Rule 25.2.7.1 P1 or P2.</p> <p>(b) Council's discretion is restricted to the following matters:</p> <ul style="list-style-type: none"> (i) amenity values; (ii) character of the locality; (iii) effects on traffic safety; (iv) effects of glare and artificial light spill; (v) content, colour and location of the sign; (vi) effects on notable trees. (vii) effects on the heritage values of any heritage item due to the size, location, design and appearance of the sign; (viii) effects on cultural values of any Maaori site of significance; (ix) effects on notable architectural features of the building.

25.2.7.2 Signs - effects on traffic

PI	<p>(a) Any sign directed at road <u>and/or rail</u> users must:</p> <ul style="list-style-type: none"> (i) Not imitate the content, colour or appearance of any traffic control sign; (ii) Be located at least 60m from controlled intersections, pedestrian crossings and any other sign; (iii) Not obstruct sight lines of drivers turning into or out of a site entrance and intersections <u>or at a level railway crossing</u>; (iv) Contain no more than 40 characters and no more than 6 symbols; (v) Have lettering that is at least 200mm high; and (vi) Comply with the following where the sign directs traffic to a site entrance: <ul style="list-style-type: none"> A. Located at least 175m from the entrance on roads with a speed limit of 80 km/hr or less; or B. Located at least 250m from the entrance on roads with a speed limit of more than 80km/hr.
DI	Any sign that does not comply with Rule 25.2.7.2 PI.

25.2.8 Indigenous vegetation clearance in a Significant Natural Area

PI	<p>(a) Indigenous vegetation clearance in a Significant Natural Area identified on the planning maps for the following purposes:</p> <ul style="list-style-type: none"> (i) Removing vegetation that endangers human life or existing buildings or structures; or (ii) Conservation fencing to exclude stock or pests; (iii) Maintaining existing farm drains; (iv) Maintaining existing tracks and fences; (v) Gathering plants in accordance with Maaori customs and values;
P2	<p>(a) Indigenous vegetation clearance for building, access, parking and manoeuvring areas in a Significant Natural Area identified on the planning maps or in Schedule 30.5 (Urban Allotment Significant Natural Areas) must comply with all of the following conditions:</p> <ul style="list-style-type: none"> (i) There is no alternative development area on the site outside the Significant Natural Area; and (ii) The total indigenous vegetation clearance does not exceed 250m².
DI	Indigenous vegetation clearance in a Significant Natural Area identified on the planning maps or in Schedule 30.5 (Urban Allotment Significant Natural Areas) that does not comply with one or more conditions.

25.3 Land Use – Building

25.3.1 Height

- (1) Rule 25.3.1.1 (Height – Building general) provides permitted height levels across the entire Reserve Zone for buildings, structure or vegetation.
- (2) The following rules provide height limits for specific activities:
- Rule 25.3.1.2 Height – Buildings, structures and vegetation within an airport limitation surface and
 - Rule 25.3.1.3 Height – Buildings in a battlefield view shaft.

25.3.1.1 Height - Building general

PI	<p>(a) Any building must not exceed a maximum height of 10m.</p> <p>(b) Any building must not exceed a maximum height of 5m in any <u>of the following landscape and natural character areas</u>:</p> <ol style="list-style-type: none"> Outstanding Natural Feature; Outstanding Natural Landscape; Outstanding Natural Character Area of the coastal environment; High Natural Character Area of the coastal environment. <p>(c) Any building must not exceed 7.5m in a Significant Amenity Landscape.</p>
P2	<p>(a) Any floodlight must not exceed a maximum height of 12m; or</p> <p>(b) Any floodlight must not exceed a maximum height of 5m in any <u>of the following landscape and natural character areas</u>:</p> <ol style="list-style-type: none"> Outstanding Natural Feature; Outstanding Natural Landscape; Outstanding Natural Character Area of the coastal environment; High Natural Character Area of the coastal environment <p>(c) Any floodlight must not exceed 7.5m in a Significant Amenity Landscape</p>
DI	Any building that does not comply with a condition of Rule 25.3.1 PI and P2

25.3.1.2 Height - Buildings, structures and vegetation within an airport obstacle limitation surface

PI	A building, structure or vegetation must not protrude through any Airport Obstacle Limitation Surfaces as identified in Appendix 9 – Te Kowhai Airfield and defined in Section E, Designation N - Waikato Regional Airport.
NCI	A building, structure or vegetation that does not comply with Rule 25.3.1.2 PI.

25.3.1.3 Height – Buildings, structures and vegetation in a battlefield view shaft

PI	The maximum height of a building, structure or vegetation within a battlefield view shaft as shown on the planning maps must not exceed 5m.
DI	A building, structure or vegetation that does not comply with Rule 25.3.1.3 PI.

25.3.2 Daylight admission

PI	<u>Any</u> building must not protrude through a height control plane rising at an angle of 37 degrees commencing at an elevation of 2.5m above ground level at every point of the site boundary.
RD1	<p>(a) A building that does not comply with Rule 25.3.2 PI.</p> <p>(b) Council's discretion is restricted to the following matters:</p> <ol style="list-style-type: none"> Height of <u>the</u> building; Design and location of the building; Admission of daylight and sunlight to the site and other site; Extent Level of shading on <u>adjacent any other</u> sites; Privacy of <u>on</u> other site; Amenity values of the locality.

25.3.3 Building coverage

PI	Total building coverage must not exceed 5% of the site.
DI	A building coverage that does not comply with Rule 25.3.3 PI

25.3.4 Building floor area

PI	The gross floor area of a building must not exceed 250m ² .
DI	A building that does not comply with Rule 25.3.4 PI.

25.3.5 Building Setbacks

- (1) Rule 25.3.5.1 Building setbacks – all boundaries provides permitted building setback distances from all boundaries on any site within the Reserve Zone. Different setback distances apply based on the type of building.
- (2) Rules 25.3.5.2 Building setback – water bodies provides permitted building setbacks from a lake, wetland, river and coast.

25.3.5.1 Building setbacks - General

PI	(a) Any building must be set back a minimum of: <ol style="list-style-type: none"> (i) 6m from the road boundary; (ii) 6m from the boundary with the Residential Zone; (iii) 6m from the boundary with the Village Zone; (iv) 3m from the boundary with any other zone.
DI	A building that does not comply with Rule 25.3.5.1 PI

25.3.5.2 Building setbacks – Waterbodies

PI	(a) Any building must be set back a minimum of 32m from: <ol style="list-style-type: none"> (i) The margin of any lake with a bed area of 8ha or more; (ii) The bank of any river where the river bed has an average width of 3m or more; (iii) Any wetland with an area greater than 1ha. (b) Any building must be set back a minimum of 37m from the banks of the Waikato River and the Waipa River. (c) Any building must be set back a minimum of: <ol style="list-style-type: none"> (i) 32m from mean high water springs (d) Conditions (a), (b) and (c) do not apply to any: <ol style="list-style-type: none"> (i) public walkway, cycleway, or bridleway; (ii) boat launching facility; (iii) pump shed up to 25m²; (iv) public amenity up to 25m². (v) <u>10m from a managed wetland</u>
DI	Any building that does not comply Rule 25.3.5.2 PI.

25.3.6 Heritage Items

- (1) The following rules manage heritage items within the Reserve Zone:
- (a) Rule 25.3.6.1 Group A Heritage item – demolition, removal or relocation;
 - (b) Rule 25.3.6.2 Group B Heritage item – demolition, removal or relocation;
 - (c) Rule 25.3.6.3 All heritage items – alterations or addition;
 - (d) Rule 25.3.6.4 All heritage items – maintenance or repair; and
 - (e) Rule 25.3.6.5 All heritage items – all site development.

25.3.6.1 Group A Heritage item – demolition, removal or relocation

NCI	Demolition, removal or relocation of any Group A heritage item listed in Schedule 30.1 (Heritage Items)
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25.3.6.2 Group B Heritage item - demolition, removal or relocation

DI	Demolition, removal or relocation of any Group B heritage item listed in Schedule 30.1 (Heritage Items).
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25.3.6.3 All heritage items – alteration or addition

PI	(a) Alteration or addition of a heritage item listed in Schedule 30.1 (Heritage Items) where: <ul style="list-style-type: none"> (i) No significant feature of interest is removed, destroyed or damaged; (ii) Alterations or additions are not visible from a public place.
RDI	(a) Any activity that does not comply with Rule 25.3.8.3 PI. (b) Council's discretion is restricted to the following matters: <ul style="list-style-type: none"> (i) Form, style, materials and appearance; (ii) Effects on heritage values.

25.3.6.4 All heritage items – maintenance and repair

PI	(a) Maintenance and repair of a heritage item listed in Schedule 30.1 (Heritage Items) where: <ul style="list-style-type: none"> (i) No significant feature of interest is destroyed or damaged; (ii) Replacement materials are the same as, or similar to, the original in terms of form, style and appearance.
RDI	(a) Any activity that does not comply with Rule 25.3.6.4 PI. (b) Council's discretion is restricted to the following matters: <ul style="list-style-type: none"> (i) Form, style, materials and appearance; and (ii) Effects on heritage values

25.3.6.5 All heritage items – all site development

PI	(a) Development on a site containing a heritage item listed in Schedule 30.1 (Heritage Items) must: <ul style="list-style-type: none"> (i) Be set back at least 10m from the heritage item; (ii) Not locate a building between the front of the heritage item and the road.
RDI	(a) Any activity that does not comply with Rule 25.3.6.5 PI (b) Council's discretion is restricted to the following matters: <ul style="list-style-type: none"> (i) Effects on the values, context and setting of the heritage item; (ii) Location, design, size, materials and finish; (iii) Landscaping; (iv) The relationship of the heritage item with the setting.

25.4. Subdivision **Rules**

- (a) Subdivision in the Reserve Zone is a discretionary activity

DI	Any subdivision in the Reserve Zone.
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25.5 Specific Area - Tamahere Park and Tamahere Village Green

25.5.1 Application of rules

- (1) The following rules of the Reserve Zone apply in the Tamahere Park and Tamahere Village Green:
- (a) Rule 25.1.2 – Permitted Activities
 - (b) Rule 25.1.3 – Discretionary Activities
 - (c) Rule 25.1.4 Non-Complying Activities
 - (d) The Land Use – Effects rules in Rule 25.2 apply except:
 - (i) Rule 25.5.2.1 applies instead of Rule 25.2.7.1 Signs – General
 - (e) The Land Use – Building rules in Rule 25.3 apply except:
 - (i) Rules 25.5.3.1 Building Coverage applies instead of Rule 25.3.3 Building Coverage; and
 - (ii) Rule 25.5.3.2 Building applies instead of Rule 25.3.1 Height – General and Rule 25.3.3 Building Coverage.
 - (f) Rules 25.4 Subdivision

25.5.2 Land Use - Effects

25.5.2.1 Signs – Tamahere Village Green

PI	<p>(a) Any advertising sign visible from a public place must comply with all of the following conditions:</p> <ul style="list-style-type: none"> (i) Where the sign is attached to a building: <ul style="list-style-type: none"> A. does not exceed an area of 2m²; B. does not extend more than 300mm from the building wall; C. does not exceed the height of the building. (ii) Where the sign is attached to a verandah: <ul style="list-style-type: none"> A. is no deeper than 400mm; B. does not obscure any notable architectural feature of the building; C. does not project beyond the roof or fascia of the verandah more than 100mm in any direction; D. allows clearance of at least 2.5m above any pedestrian access, or (iii) Where the sign is free standing: <ul style="list-style-type: none"> A. does not exceed 1.5m in height; B. does not exceed an area of 1m², or (iv) Where a sign is a signage wall: <ul style="list-style-type: none"> A. does not exceed 1.2m in height; B. does not exceed an area of 4m²; (v) Where it is an illuminated sign, it: <ul style="list-style-type: none"> A. Is not a neon sign; B. Does not have a light source that flashes or moves; C. Does not contain moving parts or reflective materials; D. Does not spill light beyond the sign.
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P2	<p>(a) A sign advertising a community event must comply with all of the following conditions:</p> <ul style="list-style-type: none"> (i) it is a free standing sign; (ii) be on display for no more than one month prior to the event; (iii) it does not exceed 1.5m in height, and (iv) it does not exceed an area of 1 m². <p>(b) Where it is an illuminated sign, it must not:</p> <ul style="list-style-type: none"> (i) be a neon sign; (ii) have a light source that flashes or moves; (iii) contain moving parts or reflective materials; (iv) spill light beyond the sign.
RD1	<p>(a) Any sign that does not comply with the conditions in Rule 25.5.2.1 PI or P2.</p> <p>(b) Council's discretion is restricted to the following matters:</p> <ul style="list-style-type: none"> (i) amenity values and streetscape (ii) traffic safety (iii) glare and light spill (iv) number of signs (v) design and location of sign (vi) consistency with Tamahere Village Design Guide

25.5.3 Land Use – Building

25.5.3.1 Building Coverage – Tamahere Park

PI	(a) Any building in the Tamahere Park identified on the planning maps must not exceed 4% building coverage.
DI	Any building that does not comply with Rule 25.5.3.1 PI.

25.5.3.2 Building – Tamahere Village Green

PI	<p>(a) Any building in the Tamahere Village Green must comply with the following conditions:</p> <ul style="list-style-type: none"> (i) Total building coverage must not exceed 170m²; (ii) Height must not exceed 6m. <p>(b) Rule 25.3.1.1 (Height Building General) does not apply.</p>
DI	Any building that does not comply with Rule 25.5.3.2 PI.

Definitions

Conservation activity

Means activities associated with indigenous habitat, wetlands and wildlife management and restoration that fundamentally benefit indigenous biodiversity or raise public awareness of indigenous biodiversity values. This includes stock exclusion, research and monitoring, ~~the establishment, maintenance or upgrading of public walking or cycle tracks,~~ interpretive and directional signs, ~~accessory buildings including those for tourism,~~ interpretation or education purposes and the provision of access for plant or animal pest management.