

# Council Seal of Approval

## Plan Change 91: Hazardous Substances

I hereby certify that the Whangārei District Council at their meeting on Thursday 21 September 2023 resolved to approve Plan Change 91 – Hazardous Substances in accordance with clause 17(1) of Schedule 1 to the Resource Management Act 1991. This Plan Change became operative on 4 October 2023.



Simon Weston

Chief Executive

Dated: 26-9-2023

# Council Seal of Approval

## Plan Change 150: Marsden City Private Plan Change

I hereby certify that the Whangārei District Council at their meeting on Thursday 18 May 2023 resolved to approve Plan Change 150 – Marsden City Private Plan following the resolution of outstanding appeals to that plan change. This Plan Change became operative on 14 June 2023.



Simon Weston  
Chief Executive  
Dated:




31-5-2023

# Council Seal of Approval

## Plan Change 109 Transport

I hereby certify that the Whangārei District Council at their meeting on Thursday 23 February 2023 resolved to approve Plan Change 109 – Transport following the resolution of outstanding appeals to that plan change. This Plan Change became operative on 8 March 2023.

Simon Weston  
Chief Executive  
Dated:



2-3-2023




# Council Seal of Approval

## Whangārei District Plan *Operative in Part*

I hereby certify that the Whangārei District Council at their meeting on Thursday 25 August 2022, resolved to make the Whangārei District Plan Appeals Version operative in part. In accordance with Clause 20 of Schedule 1 of the Resource Management Act the operative in part date is Thursday 15 September 2022.

Simon Weston  
Chief Executive  
Dated:

  
7.9.2022



## Future Urban Zone

### Issues

The Future Urban Zone (FUZ) covers five areas of rural residential land. These five areas contain clusters of low density residential development situated on the fringes of Whangarei City's residential suburbs, and are addressed in adopted Urban Structure Plans.

The locations of Future Urban Zones are limited to those areas containing existing rural residential development and which allow for the future *reticulated* development of areas contiguous to existing *urban areas*. The Future Urban Zone generally adjoins *Residential Zones* or *Open Space and Recreation Zones* on the inner (urban) edge and the Large Lot Residential Zone or Rural Production Zone on the outer (rural) edge.

There is a distinct rural residential amenity and character within Future Urban Zone areas which is different to the amenity of *urban areas* and of areas of Rural Production Zone. Part of that rural residential amenity and character relates to remnants of *rural production activities* such as stock loading yards, bars, sheds, fences and shelterbelts. The Future Urban Zone areas also provide amenity to the adjoining urban areas by providing a rural residential outlook until future urban expansion occurs.

The Future Urban Zone provides for a density of rural residential development that lies between the densities of the Rural Lifestyle Zones and *Residential Zones*. It provides capacity for the future urban expansion of the City and accordingly must be managed for this purpose.

It is anticipated that most Future Urban Zone locations will be considered for rezoning to a Residential Zone once *reticulated* services are available. However, two clusters of Future Urban Zone at ToeToe Road and Whau Valley Road (refer FUZ Appendix 1 and FUZ Appendix 2 for the location of these areas) have been identified as unsuitable for future urban development because of *natural hazards*, proximity to Quarrying Resource Areas and other land use constraints, and have been zoned Future Urban Zone solely to recognise the existing level of rural residential development.

Some non-*residential activities* of a compatible nature, scale and location may be located within the Future Urban Zone including *commercial activities* that are *ancillary activities* to *residential activities*.

### Objectives

#### **FUZ-01 Rural Residential Areas**

Future Urban Zone, other than ToeToe Road and Whau Valley Road, are maintained as rural residential areas prior to being *reticulated* for urban expansion.

### **FUZ-02 Reticulated Urban Expansion**

Subdivision and development within the Future Urban Zone does not compromise its future for *reticulated* urban expansion.

### **FUZ-03 Hazards, Heritage and Natural Features**

Subdivision and development within the Future Urban Zone avoids hazard areas and protects heritage and natural features such as landforms, watercourses and *indigenous vegetation*.

### **FUZ-04 Infrastructure Services**

Infrastructure services for *subdivision* and development within the Future Urban Zone are appropriately designed and constructed.

### **FUZ-05 Non-Residential Activities**

Compatible small scale *non-residential activities* are provided for within the Future Urban Zone.

## Policies

### **FUZ-P1 Rural-Residential Development**

To provide for existing clusters of rural-residential development, while recognising these areas, other than ToeToe Road and Whau Valley Road, are suitable for urban expansion.

### **FUZ-P2 Character and Amenity**

Prior to urban expansion, to maintain rural residential character and amenity in the Future Urban Zone by maintaining:

1. A sense of spaciousness with visual connections to a range of landscapes (such as Mt Parihaka, Hurupaki, Rawhitiroa and Ngararatunua scoria cones, Parakiore, Pukenui/Western Hills Forest, and Glenbervie Forest).
2. Historic heritage features (such as *stone walls* in Maunu, Three Mile Bush and Vinegar Hill).
3. Dominance of the natural environment (such as landscapes, vegetation and water courses) over the built environment.
4. Lack of urban amenities (such as footpaths, street lights or kerb and channelling).
5. A high level of privacy and low levels of noise and lighting.
6. A range of rural residential development with associated *residential units, landscaping/ gardens* and small scale *rural production activities*.

### **FUZ-P3 Rural Residential Amenity**

Prior to urban expansion, maintain rural residential amenity in the Future Urban Zone by ensuring that all new *buildings* and *major structures* are:

1. Of a scale and character appropriate to the Future Urban Zone.
2. Sufficiently setback from *site* boundaries to enable privacy, the retention of open space and access to sunlight.

### **FUZ-P4 Commercial and Industrial Activities**

Prior to urban expansion protect rural residential character and amenity in the Future Urban Zone by avoiding *commercial activities* and *industrial activities* and providing for limited commercial activities that are *ancillary activities* to *residential activities* on the same *site*.

### **FUZ-P5 Future Urban Expansion**

To provide for future urban expansion in the Future Urban Zone by locating *buildings*, *major structures*, *building platforms*, *allotment boundaries*, *access* and on-site services to allow for future urban expansion including an urban level of servicing.

### **FUZ-P6 Locations to Avoid Future Urban Expansion**

To avoid future urban expansion in the ToeToe Road and Whau Valley Road Future Urban Zone areas due to hazards, proximity to Quarrying Resource Areas and land use constraints.

### **FUZ-P7 Reticulated Services**

To provide for urban expansion in Future Urban Zone areas where *reticulated services* are available by applying the objectives, policies and rules for the General Residential Zone to urban *subdivision* and subsequent land use.

### **FUZ-P8 Access and Linkages**

To provide for future urban expansion by providing within each *subdivision* an area of protected land that allows *access* and linkages to existing and future services including roads, *wastewater*, *stormwater*, water, pedestrian access and open space.

### **FUZ-P9 Safety, Efficiency and Parking**

To avoid adverse effects from *commercial activities* that are *ancillary activities* to *residential activities* on pedestrian safety, road safety and efficiency, and parking.

**FUZ-P10 Reverse Sensitivity**

To manage reverse sensitivity effects by avoiding the establishment of *sensitive activities* within close proximity to Quarrying Resource Areas, Rural Production Zone, Strategic Rural Industries Zone, *Business Zones* and *plantation forestry*.

**FUZ-P11 Environmental Features**

To ensure *subdivision* protects and enhances environmental features by:

1. Designing *subdivisions* to respond to the topography and characteristics of the land being developed.
2. Locating accessways, services, utilities and *buildings* platforms where these can be provided without the need for significant earthworks, retaining, benching or *site* contouring.

**FUZ-P12 Road Network**

To ensure *subdivision* results in an efficient and safe road network by:

1. Limiting the number of *allotments* served by shared accessways and the number of shared accessways per *subdivision*.
2. Requiring Indicative Roads and cycleways to be formed.

## Rules

**FUZ-R1 Any Land Use Activity**

Any land use activity that is undertaken on an *allotment* created through provision SUB-R14.1 will be assessed by applying the objectives, policies and rules of land use in the General Residential Zone.

**FUZ-R2 Any Activity Not Otherwise Listed in This Chapter**

Activity Status: Permitted

Where:

1. Resource consent is not required under any rule of the District Plan.
2. The activity is not prohibited under any rule of the District Plan.

**FUZ-R3 Minor Building**

Activity Status: Permitted



Note:

1. *Minor buildings are exempt from rules FUZ-R4 – R5.*

#### **FUZ-R4 Building and Major Structure Height**

Activity Status: Permitted

Where:

1. The maximum *building* height and *major structure* height is 8m above *ground level*.

Activity Status when compliance not achieved: Discretionary

#### **FUZ-R5 Building and Major Structure Setbacks**

Activity Status: Permitted

Where:

1. All *buildings* and *major structures* are set back at least:
  - a. 10m from all *site* boundaries.
  - b. 6m from all *right of ways* and common *accesses*.
  - c. 27m from Mean High Water Springs and the top of the bank of any *river* than has a width exceeding 3m (excluding bridges, culverts and fences).
  - d. 30m from indicative roads identified on the District Plan Maps.

Activity Status when compliance not achieved: Discretionary

#### **FUZ-R6 Impervious Areas**

Activity Status: Permitted

Where:

1. The *impervious area* within the *site* does not exceed 15% of the *net site area*.

Activity Status when compliance not achieved: Discretionary

#### **FUZ-R7 Indigenous Vegetation Clearance**

Activity Status: Permitted

Where:

1. The clearance of *indigenous vegetation* either:
  - a. Does not exceed 500m<sup>2</sup> per *site* within each 10-year period from 12 December 2018; and
  - b. Is not within 20m of a *water body*; OR
  - c. Is within a single *urban environment allotment*; OR
  - d. Is associated with:
    - i. Routine maintenance within 7.5m of the eaves of existing *buildings* and *major structures*:
      - a) Including the removal of any tree where any part of the trunk is within the 7.5m distance.
      - b) Excluding damage to the roots or removal of any tree where the trunk is outside the 7.5m distance; or
    - ii. Operation, maintenance and repair of existing tracks, lawns, gardens, fences, drains and other lawfully established activities; or
    - iii. Pest plant removal and biosecurity works; or
    - iv. Vegetation removal for customary rights; or
    - v. Conservation planting, including planting for ecological restoration purposes.

Activity Status when compliance not achieved: Discretionary

#### **FUZ-R8 Principal Residential Unit**

Activity Status: Permitted

Where:

1. The maximum density is 1 principal residential unit per 1ha *net site area*, provided that 1 principal residential unit is permitted on an *allotment* of any size.

Activity Status when compliance not achieved: Non-Complying

#### **FUZ-R9 Minor Residential Unit**

Activity Status: Permitted

Where:

1. The maximum density is 1 *minor residential unit* per site.
2. The *minor residential unit* does not have a separate *access/driveway* from the principal residential unit.
3. The nearest distance between the *minor residential unit* and the principal residential unit does not exceed 15m.
4. The maximum *gross floor area* of the *minor residential unit* (including decking and *garage* areas) is 90m<sup>2</sup>

Activity Status when compliance not achieved: Non-Complying

### **FUZ-R10 Sensitive Activity**

Activity Status: Permitted

Where:

1. The *sensitive activity* (excluding non-habitable *buildings*) is set back at least:
  - a. 500m from:
    - i. The *Mining Area* of all Quarrying Resource Areas.
    - ii. The Strategic Rural Industries Zone.
  - b. 20m from:
    - i. The Rural Production Zone.
    - ii. *Business Zones*.
    - iii. An existing *plantation forestry* on a separate site.

Activity Status when compliance not achieved: Discretionary

### **FUZ-R11 Commercial Activities**

Activity Status: Permitted

Where:

1. The activity generates less than 20 *traffic movements* per site, per day.
2. In addition to the principal operator, the activity has no more than two other persons engaged in providing the activity.

3. The activity does not exceed the use of 15% of the total *gross floor area* of all *buildings on site*.
4. The total area of signage is less than 0.25m<sup>2</sup>, per *site*.
5. There is no *illuminated signage* or moving signage.
6. The activity is an *ancillary activity* to the residential use of the *site*.
7. The principal operator of the activity is a permanent resident on the *site*.
8. The activity does not include, before 08:00 or after 18:00 on any day, the operation of machinery, receiving customers or the loading or unloading of vehicles.

Activity Status when compliance not achieved with up to two of rules FUZ-R11.1 – 5: Discretionary

Activity Status when compliance not achieved with more than two rules FUZ-R11.1 – 5: Non-Complying

Activity Status when compliance not achieved with FUZ-R11.6 – 8: Non-Complying

### **FUZ-R12 Farming**

Activity Status: Permitted

Where:

1. The activity is a primary activity or *ancillary activity*.

### **FUZ-R13 Plantation Forestry**

Activity Status: Permitted

Where:

1. The activity is a primary activity or *ancillary activity*.

### **FUZ-R14 Supported Residential Care**

Activity Status: Permitted

Where:

1. The activity is a primary activity or *ancillary activity*.

### **FUZ-R15 Retirement Village**

Activity Status: Permitted

Where:

1. The activity is a primary activity or *ancillary activity*.

**FUZ-R16 Care Centre**

Activity Status: Discretionary

Where:

1. The activity is a primary activity or *ancillary activity*.

**FUZ-R17 Emergency Services**

Activity Status: Discretionary

Where:

1. The activity is a primary activity or *ancillary activity*.

**FUZ-R18 Farm Quarrying**

Activity Status: Discretionary

Where:

1. The activity is a primary activity or *ancillary activity*.

**FUZ-R19 Place of Assembly**

Activity Status: Discretionary

Where:

1. The activity is a primary activity or *ancillary activity*.

**FUZ-R20 Educational Facilities**

Activity Status: Discretionary

Where:

1. The activity is a primary activity or *ancillary activity*.

**FUZ-R21 Recreational Facilities**

Activity Status: Discretionary

Where:

1. The activity is a primary activity or *ancillary activity*.

### **FUZ-R22 General Community**

Activity Status: Discretionary

Where:

1. The activity is a primary activity or *ancillary activity*.

### **FUZ-R23 Hospitals**

Activity Status: Non-Complying

Where:

1. The activity is a primary activity or *ancillary activity*.

### **FUZ-R24 Intensive Livestock Farming**

Activity Status: Non-Complying

Where:

1. The activity is a primary activity or *ancillary activity*.

### **FUZ-R25 Industrial Activities**

Activity Status: Prohibited

Where:

1. The activity is a primary activity or *ancillary activity*.

## **FUZ Appendix 1 – Map of ToeToe Road Areas**

ToeToe Road areas subject to FUZ-P6 and Rule SUB-R14.2(d) are outlined in red in the image that follows.



Figure FUZ 1. ToeToe Road areas subject to provisions

## FUZ Appendix 2 – Map of Whau Valley Road Areas

Whau Valley Road areas subject to FUZ-P6 and SUB-R14.2(d) are outlined in red in the below image.

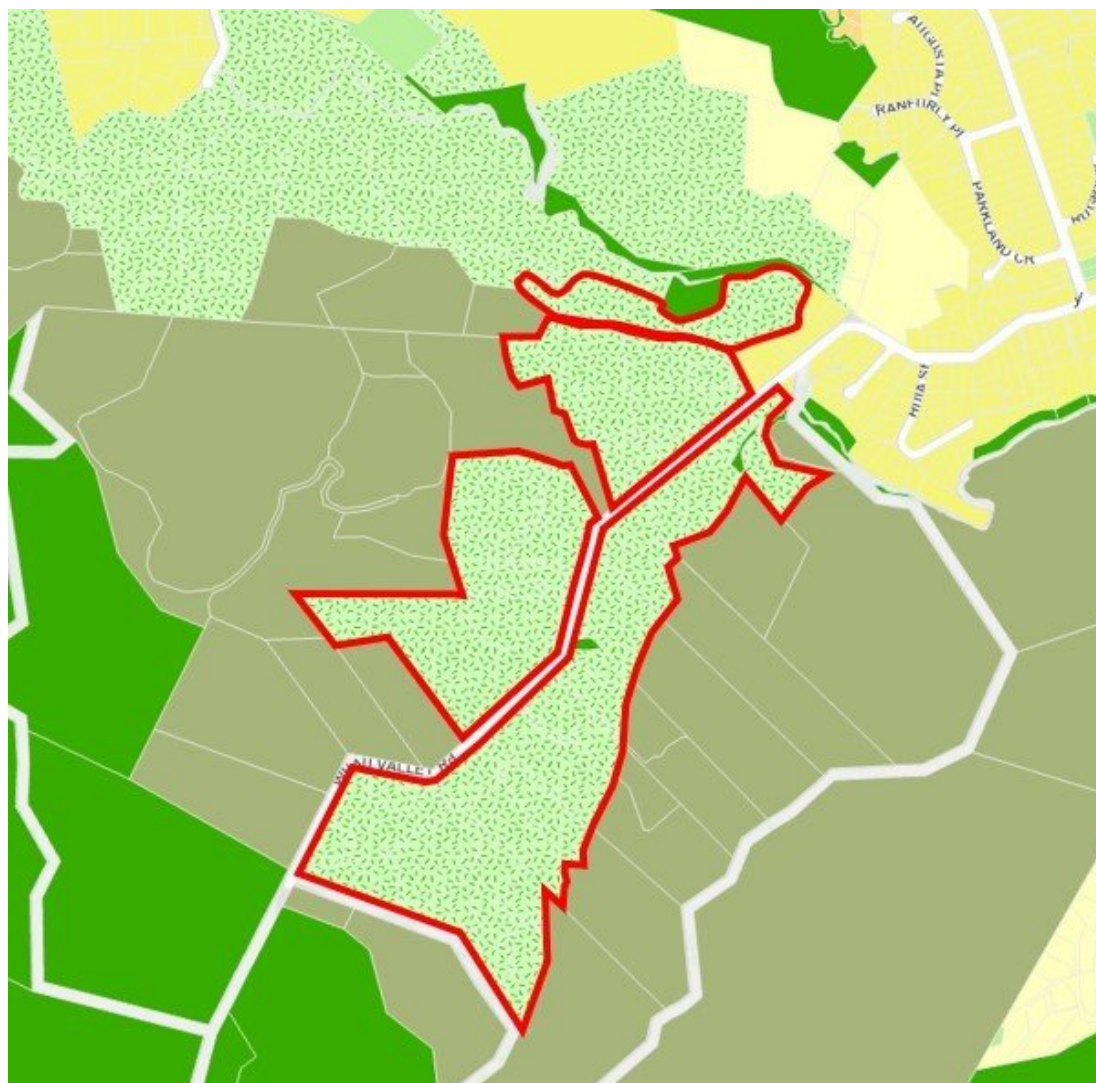


Figure FUZ 2. Whau Valley Road Areas Subject to Provisions