

Decision Report

Plan Change 51 – Radio and Telecommunication Facilities Attached to a Building/Structure

1.0 Introduction

- 1.1** This report shows the decisions made on the topics in the Planning Report and then shows the whole of the Plan Change i.e. how the full notified Plan Change and subsequent decisions on topics are proposed to change the District Plan First Review.
- 1.2** Any changes to rules in the District Plan First Review are shown as follows; existing District Plan text in black, and changes in red.

2.0 Topic: Rules 10.3 (s), (t) and (u)

2.1 Decision

That Rules 10.3 (s), (t) and (u) be retained as notified.

The following submissions are therefore:

Accepted

Submission	Point Number	Name
17	1	Butler, Adrienne
18	1	Butler, Dennis
4	1	Price, Mervyn and Joan
17	1	Heywood, Brian (supporting Plan Change)

Rejected

Submission	Point Number	Name
FS80	1, 2, 3, 4	Allan, Graham
FS73	1, 2, 3, 4	Allen, D
FS29	1, 2, 3, 4	Bailey, Michael
FS61	1, 2, 3, 4	Birt, Douglas
FS45	1, 2, 3, 4	Bottomley, Wallace
FS56	1, 2, 3, 4	Boyle, Leo
FS64	1, 2, 3, 4	Brill, Andrew
FS27	1, 2, 3, 4	Brown, Ray
FS31	1, 2, 3, 4	Bull, Michael
FS47	1, 2, 3, 4	Burt, George
FS48	1, 2, 3, 4	Calvo, Jacques
FS76	1, 2, 3, 4	Calvo, Susan
FS69	1, 2, 3, 4	Capamagian, David
FS41	1, 2, 3, 4	Carss, Glenn
FS87	1, 2, 3, 4	Chandler, Lance
FS35	1, 2, 3, 4	Conner, Michael

FS72	1, 2, 3, 4	Crabtree, John
FS57	1, 2, 3, 4	Dale, Alan
FS117	1, 2, 3, 4	Day, Chris
FS39	1, 2, 3, 4	Dyer, R
FS90	1, 2, 3, 4	Eagle, Earle
FS99	1, 2, 3, 4	Ellis, Neill
FS113	1, 2, 3, 4	Evans, Malcolm
FS62	1, 2, 3, 4	Fielding, Turner
FS71	1, 2, 3, 4	Forsyth, Jim
FS50	1, 2, 3, 4	Fraser, David
FS96	1, 2, 3, 4	French, Maurice
FS46	1, 2, 3, 4	Hayton, Ian
FS59	1, 2, 3, 4	Hayton, N
FS88	1, 2, 3, 4	Heywood, Brian
17	1	Heywood, Brian (seeking new rules)
FS101	1, 2, 3, 4	Hislop, Ross
FS32	1, 2, 3, 4	Horne, David
FS100	1, 2, 3, 4	Hudson, Arthur
FS74	1, 2, 3, 4	Hutton, J
FS79	1, 2, 3, 4	Ironside, Kevin
FS91	1, 2, 3, 4	James, Ashley
FS70	1, 2, 3, 4	Jennings, Lee
FS38	1, 2, 3, 4	Jury, Graeme
FS44	1, 2, 3, 4	Keiller, Brett
FS60	1, 2, 3, 4	Kenton, Blair
FS115	1, 2, 3, 4	King, David
FS75	1, 2, 3, 4	King, Phillip
FS82	1, 2, 3, 4	Lake, Peter
FS68	1, 2, 3, 4	Leicester, Rob
FS67	1, 2, 3, 4	Leinwand, Robert
FS55	1, 2, 3, 4	Mackay, Colin
FS58	1, 2, 3, 4	Matthys, Karl
FS33	1, 2, 3, 4	McAlevy, Mike
FS54	1, 2, 3, 4	McCaw, Ian
FS43	1, 2, 3, 4	McCaw, R
FS28	1, 2, 3, 4	McGuire, David
FS36	1, 2, 3, 4	McMahon, Duncan
FS65	1, 2, 3, 4	McQuarrie, Robert
FS107	1, 2, 3, 4	Meslop, Bill
FS92	1, 2, 3, 4	Morris, Timothy
FS66	1, 2, 3, 4	Neal, John
FS94	1, 2, 3, 4	Neno, Murray
FS52	1, 2, 3, 4	Newman, Michael
FS108	1, 2, 3, 4	NZ Association of Radio Transmitters
FS104	1, 2, 3, 4	Ralston, Bill
FS89	1, 2, 3, 4	Richardson, William
FS93	1, 2, 3, 4	Rickard, Bernard
FS102	1, 2, 3, 4	Rodger, Tennant
FS63	1, 2, 3, 4	Rowe, Russell
FS116	1, 2, 3, 4	Rowe, Syd

FS103	1, 2, 3, 4	Royds, Peter
FS109	1, 2, 3, 4	Rumble, Owen
FS51	1, 2, 3, 4	Service, Trevor
FS40	1, 2, 3, 4	Sewell, J
FS84	1, 2, 3, 4	Sexton, I
FS42	1, 2, 3, 4	Shepherd, R
FS95	1, 2, 3, 4	Spackman, Donald
FS77	1, 2, 3, 4	Spearman, Michael
FS98	1, 2, 3, 4	Tauranga Emergency Communications Group
FS86	1, 2, 3, 4	Taylor, Robert
FS85	1, 2, 3, 4	Te Puke Amateur Radio Club
FS81	1, 2, 3, 4	Valois, David
FS37	1, 2, 3, 4	Vause, Stan
FS111	1, 2, 3, 4	Walker, David
FS30	1, 2, 3, 4	Wallace, Jackson
FS78	1, 2, 3, 4	Watson, Anthony
FS34	1, 2, 3, 4	Wilson, Ian
FS97	1, 2, 3, 4	Wood, Thomas
FS112	1, 2, 3, 4	Wooller, Alan

2.2 Reasons

- 2.2.1** The Plan Change clarifies the intent of Rules 10.3 (s), (t) and (u) to permit radio and telecommunication facilities to exceed zone height limits (to an extent) if attached to buildings/structures. This includes for amateur radio. All four original submissions supported this. Many of the further submitters in opposition are unlikely to have understood the purpose of the Plan Change.
- 2.2.2** The submission point requesting further changes to Rule 10.3 (s), (t) and (u) is seeking new rules outside the scope of the Plan Change. Notwithstanding this, Rules 10.3 (s) (t) and (u) already apply to all aerials and antennas including those associated with amateur radio and therefore already provide for them as a permitted activity in this case.
- 2.2.3** Council recognises the role of amateur radio operators in the community and suggests a private plan change may be an option for the amateur radio community, noting that Council is obliged to balance the needs of amateur radio with the wider residential amenity needs of the community.

3.0 Whole of Plan Change 51 - Changes to the District Plan First Review

3.1 Amend Rule 10.3 (s), (t) and (u) as follows;

- (s) When attached to a *building/structure* (other than a mast, pole or aerial) ~~falling within the District Plan definition of "building/structure") permitted within an activity zone,~~ that complies with the maximum height for the zone ~~for in~~ which ~~it the building/structure is or~~ will be located, the following are provided for and may exceed the maximum height for the zone:
- (i) ~~Radio and telecommunication a~~ Aerials up to 4m in height;
 - (ii) Dishes not exceeding 1.8m in diameter for Residential/Future Urban/Rural Residential/Lifestyle Zones, and 5m in diameter for all other zones;
 - (iii) Antennas not exceeding 1.2m² in area for Residential/Future Urban and Rural Residential, and not exceeding 2m² in all other zones.
- (t) When attached to a building/structure (other than a mast, pole or aerial) that complies with the maximum height for the zone in which the building/structure is or will be located, a Telecommunication or and radio communication facility facilities not covered by sub-clauses (i)-(iii) of clause (s) above, can exceed the maximum height ~~limit for of~~ the zone in which it will be located provided it is contained within the following dimensions:
- (i) Residential Zones – 2m high x 1m wide x 1m long ie 2m³ in volume;
 - (ii) All other zones – 5m high x 1m wide x 1m long ie 5m³ in volume.
- (u) Any Telecommunication and or radio communication facility facilities (including aerials, antennas, dish antennas and associated mounts) attached to a buildings/structures in (s) and (t) above and which fails to comply with either (s) or (t) above."