

Appendix 1. Recommended Revised Chapter

HIGH DENSITY RESIDENTIAL 9

Key:

Recommend changes to notified chapter are shown in underlined text for additions and ~~strike through text~~ for deletions. Appendix 1 to s42A report, dated 14 September 2016.

Note the provisions relating to Visitor Accommodation, that were withdrawn from the PDP by resolution of Council on 23 October 2015, are not shown in this Revised Chapter.

9 High Density Residential

9.1 Zone Purpose

The High Density Residential Zone will provide for more intensive use of land within close proximity to town centres that is easily accessible by public transport, cycle and walk ways. In conjunction with the Medium Density Residential Zone, the zone will play a key planning role in minimising urban sprawl and consolidating growth in existing urban areas.

In Queenstown, buildings greater than two storeys in height are anticipated, subject to high design quality and environmental performance. In Wanaka, buildings of two storeys in height are anticipated, accounting for its less urban character, however relatively high densities are achievable. Such development will result in a greater diversity of housing supply, help support the function and vibrancy of town centres, and reduce reliance on private transport.

Development in the zone will facilitate good non-vehicular connections and access to high quality public open space.

Development controls will provide some degree of protection for existing amenity values. However given the focus on intensification, over time some private and public views and amenities will be affected to varying degrees as the character of this area changes and evolves into one that is more urban.

Small scale commercial activity will be enabled, either to support larger residential developments, or to provide low impact local services.

Community facilities are anticipated, given the need for community activities within residential areas. However, large scale community facilities will need to be carefully scrutinised to ensure they are compatible with the residential environment they are locating within.

9.2 Objectives and Policies

9.2.1 Objective – High-density housing development will occur in urban areas close to town centres, to provide greater housing diversity and respond to strong projected growth in visitor numbers.

Policies

9.2.1.1 Provide sufficient high density zoned land with the potential to be developed to greater than two storeys in Queenstown and two storeys in Wanaka to enable diverse housing supply close to town centres.

9.2.2 Objective - High-density residential development will ~~provides~~ a positive contribution to the environment through quality urban design that demonstrates strong urban design principles and ~~seeks to maximise~~ environmental performance.

Comment [KB1]: 238

Policies

9.2.2.1 Buildings shall address streets and other public spaces with active edges with limited presentation of blank and unarticulated walls or facades.

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- 9.2.2.2 Street edges shall not be dominated by garaging, parking and accessways.
- 9.2.2.3 Where street activation is not practical due to considerations or constraints such as slope, multiple road frontages, solar orientation, aspect and privacy, as a minimum buildings shall provide some form of visual connection with the street (such as through the inclusion of windows, outdoor living areas, low profile fencing or landscaping).
- 9.2.2.4 The mass of buildings shall be broken down through variation in facades and roof form, building separation or other techniques to reduce dominance impacts on streets, parks and neighbouring properties, as well as creating interesting building forms.
- 9.2.2.5 Ensure well designed landscaped areas are integrated into the design of developments and add meaningfully to the amenity of the development for residents, neighbours and the wider public.
- 9.2.2.6 Ensure buildings are designed and located to respond positively to site context through methods to maximise solar gain and limit energy costs.
- 9.2.2.7 ~~Incentivise greater building height where development is of quality urban design, designed to achieves a high environmental performance, and effects can be avoided, remedied or mitigated.~~ Breaches to the permitted maximum building heights may be appropriate where development is of quality urban design, designed to achieves a high environmental performance, and effects can be avoided, remedied or mitigated.
- 9.2.3 Objective – A reasonable degree of protection of amenity values will be provided, within the context of an increasingly intensified and urban zone where character is changing.**

Comment [KB2]: #208

Comment [KB3]: #238

Comment [KB4]: #208

Policies

- 9.2.3.1 Apply recession plane, building height, ~~floor area ratio,~~ yard setback and site coverage controls as the primary means of limiting overly intensive development and ensuring reasonable protection of neighbours' outlook, sunshine and light access, and privacy.
- 9.2.3.2 ~~Ensure that w~~Where development standards are breached, impacts on the amenity values of neighbouring properties, and on public views (especially towards lakes and mountains), are no more than minor relative to a complying development scenario, adequately mitigated.
- 9.2.3.3 ~~Ensure that w~~Ensure built form achieves an acceptable level of privacy for the subject site and neighbouring residential units through the application of setbacks, offsetting of habitable windows, screening or other means.
- 9.2.4 Objective – ~~Provide for e~~Community facilities and activities are provided for where they that are generally best located in a residential environment close to residents.**

Comment [KB5]: #208

Comment [KB6]: #520

Comment [KB7]: #383

Comment [KB8]: Fourth Procedural Minute

Comment [KB9]: Officer recommendation for consistency with recommended changes made through the LDRZ s42A

Comment [KB10]: Officer recommendation for consistency with recommended changes made through the LDRZ s42A

Comment [KB11]: Fourth Procedural Minute

Policies

- 9.2.4.1 Enable the establishment of community ~~facilities and~~ activities where adverse effects on residential amenity values such as noise, traffic and visual impact can be avoided or mitigated.
 - 9.2.5 Objective – ~~Generally discourage e~~Commercial development is discouraged except when it is small scale and generates minimal amenity impacts.**
- Policies**
- 9.2.5.1 Ensure any commercial development is low scale, is of limited intensity, and generates small volumes of traffic.
 - 9.2.5.2 Ensure any commercial development is of a design, scale and appearance compatible with its context.

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9.2.6 Objective - High-density residential development will efficiently utilise existing infrastructure and minimise impacts on infrastructure and ~~existing~~ transport networks, including services for active and public transport.

Comment [KB12]: 798, 719

Comment [KB13]: 798

Policies

9.2.6.1 Promote high-density development close to town centres to reduce private vehicle movements, maximise walking, cycling and public transport patronage and reduce the need for capital expenditure on infrastructure.

9.2.6.2 Development supports active living through providing or enhancing connections to public places, public transport and active transport networks (walkways, trails and cycleways).

Comment [KB14]: 798

9.2.6.3 Development provides facilities to encourage walking and cycling, such as provision of bicycle parking spaces and, where appropriate for the scale of activity, end-of-trip facilities (shower cubicles and lockers).

9.2.6.4 Ensure access and parking is located and designed to optimise the connectivity, efficiency and safety of the transport network.

Comment [KB15]: 719

9.2.6.5 Enable development to provide a lower provision of on-site parking than would otherwise be anticipated, where the activity has characteristics that justify this, or travel plans can adequately demonstrate approaches that mitigate a lower parking provision.

9.2.6.6 Site layout and design provides low impact approaches to storm water management through providing permeable surface on site and the use of a variety of stormwater management measures.

9.2.6.7 A reduction in parking requirements may be considered in Queenstown and Wanaka where a site is located within 400 m of a bus stop or the edge of a town centre zone.

9.2.7 Objective – development within noise affected environments is located and designed to mitigate noise and reverse sensitivity effects.

9.2.7.1 All new and altered buildings for residential and other Activities Sensitive to Road Noise located within 80 m of the State Highway shall be designed to achieve an Indoor Design Sound Level of 40 dB LAeq(24h).

Comment [KB16]: 719

9.3 Other Provisions and Rules

9.3.1 District Wide

Attention is drawn to the following District Wide chapters. All provisions referred to are within Stage 1 of the Proposed District Plan, unless marked as Operative ~~District Plan (ODP)~~.

1 Introduction	2 Definitions	3 Strategic Direction
4 Urban Development	5 Tangata Whenua	6 Landscapes
24—Signs (18 <u>Operative ODP</u>)	25—Earthworks (22 <u>Operative ODP</u>)	26 Historic Heritage
27 Subdivision	28 Natural Hazards	29—Transport (14 <u>Operative ODP</u>)
30 Utilities and Renewable Energy	31—Hazardous Substances (16 <u>Operative ODP</u>)	32 Protected Trees
33 Indigenous Vegetation	34 Wilding Exotic Trees	35 Temporary Activities and

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		Relocated Buildings
36 Noise	37 Designations	Planning Maps

9.3.2 Clarification

- (a) A permitted activity must comply with all the rules listed in the activity and standards tables, and any relevant district wide rules.
- (b) Where an activity does not comply with a Standard listed in the Standards table, the activity status identified by the 'Non-Compliance Status' column shall apply. Where an activity breaches more than one Standard, the most restrictive status shall apply to the Activity.
- (c) The following abbreviations are used within this Chapter.

P	Permitted	C	Controlled
RD	Restricted Discretionary	D	Discretionary
NC	Non Complying	PR	Prohibited

9.4 Rules - Activities

	Activities located in the High Density Residential Zone	Activity status
9.4.1	Activities which are not listed in this table	NC
9.4.2	Building Restriction Area Where a building restriction area is shown on the District Plan Maps, no building shall be located within the restricted area	NC
9.4.3	Dwelling, Residential Unit, Residential Flat comprising three (3) or less per site <i>Note – Additional rates and development contributions may apply for multiple units located on one site.</i>	P
9.4.4	Dwelling, Residential Unit, Residential Flat comprising four (4) or more per site Discretion is restricted to all the following: <ul style="list-style-type: none"> • The location, external appearance and design of buildings • The extent to which the development positively addresses the street • The extent to which building mass is broken down and articulated in order to reduce impacts on neighbouring properties <u>(including sunshine and light access)</u> and the public realm • Parking and access arrangements: safety and efficiency • The extent to which landscaped areas are well integrated into the design of the development and contribute meaningfully to the amenity of the development • <u>Maintenance of the visual privacy of adjoining properties</u> 	RD

Comment [KB17]: Officer recommendation for consistency with recommended changes made through the LDRZ s42A

Comment [KB18]: 383

Comment [KB19]: Officer recommendation for consistency with recommended changes made through the LDRZ s42A

Comment [KB20]: 383

Comment [KB21]: 208

Comment [KB22]: 383

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	Activities located in the High Density Residential Zone	Activity status
	<ul style="list-style-type: none"> Where a site is subject to any natural hazard and the proposal results in an increase in gross floor area: an assessment by a suitably qualified person is provided that addresses the nature and degree of risk the hazard(s) pose to people and property, whether the proposal will alter the risk to any site, and the extent to which such risk can be avoided or sufficiently mitigated¹. <p><i>Note – Additional rates and development contributions may apply for multiple units located on one site.</i></p>	
9.4.5	Home occupation	P
9.4.6	Commercial activities comprising no more than 100m ² of gross floor area, integrated within a residential development comprising at least 20 dwellings residential units.	P
9.4.7	Commercial Activities not otherwise identified	NC
9.4.148	Commercial recreation	D
9.4.159	Community facilities and / or activities	D
9.4.1610	Retirement village	D
9.4.1711	Panel beating, spray painting, motor vehicle repair or dismantling, fibre glassing, sheet metal work, bottle or scrap storage, motor body building.	PR
9.4.1812	Manufacturing and/or product assembling activities	PR
9.4.1913	Mining	PR
9.4.2014	Factory Farming	PR
9.4.2115	Fish or meat processing	PR
9.4.2216	<p>Flood Risk The construction or relocation of buildings with a gross floor area greater than 20m² and having a ground floor level less than:</p> <p>9.4.22.1 RL 312.0m above sea level (412.0m Otago Datum) at Queenstown and Frankton.</p> <p>9.4.22.2 RL 281.9m above sea level (381.9m Otago Datum) Wanaka</p>	PR
9.4.2317	Forestry	PR

Comment [KB23]: Officer recommendation for consistency with recommended changes made through the LDRZ s42A

Comment [SG24]: Renumbering result of withdrawal of Visitor Accommodation provisions.

¹ Policies that guide the assessment of proposals on land affected by natural hazards are located in Chapter 28.

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	Activities located in the High Density Residential Zone	Activity status
9.4.2418	Any activity requiring an Offensive Trade Licence under the Health Act 1956	PR
9.4.2519	Airports other than the use of land and water for emergency landings, rescues and fire fighting	PR
9.4.2620	Bulk material <u>Outdoor storage</u>	PR

Comment [KB25]: Officer recommendation for consistency with recommended changes made through the LDRZ s42A

9.5 Rules - Standards

	Standards for activities located in the High Density Residential Zone	Non-compliance status
9.5.1	<p>Building Height – Flat Sites (Queenstown)</p> <p>9.5.1.1 Queenstown: 3 storeys within a maximum height of 12 metres; or 4 storeys within a maximum height of 15 metres where a residential apartment building can achieve certification to a minimum 6 star level using the New Zealand Green Building Council Homestar™ Tool, or where a visitor accommodation building can achieve a Green Star Rating of at least 4 stars</p> <p><u>RD (buildings with maximum height up to 15m)</u></p> <p><u>Except: The permitted maximum height for buildings in the High Density Residential Zone located immediately west of the Kawarau Falls Bridge shall be 10 metres and in addition no building shall protrude through a horizontal line drawn due north commencing at 7 metres above any given point along the required boundary setbacks at the southern zone boundary</u></p> <p><u>NC (for buildings with a maximum height over 15m)</u></p> <p><u>Except: No building or building element on the south side of Frankton Road (SH6A) shall rise above the nearest point of the roadway centreline.</u></p> <p><u>Where a proposed building exceeds this permitted height and does not exceed 15 metres (4 storeys), a Restricted Discretionary activity consent shall be required with discretion restricted to all of the following:</u></p> <ul style="list-style-type: none"> <u>• The extent to which the infringement provides for greater articulation of rooflines and visual interest.</u> <u>• The extent to which the infringement adversely affects the amenity values of neighbouring properties, relative to a complying proposal, with particular reference to dominance impacts, views and outlook, and sunlight access to adjacent properties.</u> <u>• The extent to which the infringement adversely affects the amenity of views and outlook from SH6A.</u> <p>9.5.1.2 Wanaka: A maximum height of 8 metres.</p> <p>Notes:</p> <ul style="list-style-type: none"> • Refer to Definition for interpretation of building height. • Ground slope in relation to building height shall be determined by measurement over the extremities of each building elevation. Flat sites are where the ground slope is equal to or less than 6 degrees 	<p>-NC</p>

Comment [KB26]: 238

Comment [KB27]: 529

Comment [KB33]: Clarification, consequence of deletion of 9.5.3

Comment [KB28]: 208, 520

Comment [KB29]: Consequential amendment for 238

Comment [KB30]: 410, FS1059, FS1331, NZIA (238), FS1260.

Comment [KB31]: Consequential amendment, 208, 520

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	Standards for activities located in the High Density Residential Zone	Non-compliance status
	(i.e equal to or less than 1 in 9.5).	
9.5.2	<p>Building Height – Flat Sites (Wanaka)</p> <p>A maximum height of 8 metres.</p> <p>Notes:</p> <ul style="list-style-type: none"> Refer to Definition for interpretation of building height. 	NC
9.5.23	<p>Building Height – Sloping sites</p> <p>The permitted height shall be 7 metres</p> <p>Except: The permitted maximum height for buildings in the High Density Residential Zone located immediately west of the Kawarau Falls Bridge shall be 10 metres and in addition no building shall protrude through a horizontal line drawn due north commencing at 7 metres above any given point along the required boundary setbacks at the southern zone boundary..</p> <p>Except: No building or building element on the south side of Frankton Road (SH6A) shall rise above the nearest point of the roadway centreline.</p> <p>Where a proposed building exceeds this permitted height and does not exceed 10 metres, a Restricted Discretionary activity consent shall be required with discretion restricted to all of the following:</p> <ul style="list-style-type: none"> The extent to which the infringement provides for greater articulation of rooflines and visual interest. The extent to which the infringement adversely affects the amenity values of neighbouring properties, relative to a complying proposal, with particular reference to dominance impacts, views and outlook, and sunlight access to adjacent properties. <ul style="list-style-type: none"> The extent to which the infringement adversely affects the amenity of views and outlook from SH6A. Where a site is subject to any natural hazard and the proposal results in an increase in gross floor area: an assessment by a suitably qualified person is provided that addresses the nature and degree of risk the hazard(s) pose to people and property, whether the proposal will alter the risk to any site, and the extent to which such risk can be avoided or sufficiently mitigated¹. <p>Notes:</p> <ul style="list-style-type: none"> Refer to Definition for interpretation of building height. Ground slope in relation to building height shall be determined by measurement over the extremities of each building elevation. Sloping sites are where the ground slope is greater than 6 degrees (i.e greater than 1 in 9.5). 	<p>RD (buildings with maximum height up to 10m)</p> <p>NC (for buildings with a maximum height over 10m)</p>
9.5.3	<p>Maximum Building Height – Sloping Sites</p> <p>The maximum building height shall be 10 metres.</p> <p>Notes:</p> <ul style="list-style-type: none"> Refer to the Definitions for interpretation of building height. 	NC

Comment [KB32]: Consequential amendment to 166

Comment [KB34]: Clarification and consequential amendment resulting from deletion of Homestar/Green star provisions and creation of new RD status for buildings in Queenstown to 15m in height.

Comment [KB35]: 529

Comment [KB36]: 208, 520

Comment [KB39]: Clarification, consequence of deletion of 9.5.3

Comment [KB37]: Consequential amendment, 208, 520

Comment [KB38]: Consequential amendment to 166

Comment [KB41]: Clarification amendment, this rule was confusing in a table with permitted activity standards, and suggests 10m is a permitted standard.

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	Standards for activities located in the High Density Residential Zone	Non-compliance status
	<ul style="list-style-type: none"> Ground slope in relation to building height shall be determined by measurement over the extremities of each building elevation. Sloping sites are where the ground slope is greater than 6 degrees (i.e greater than 1 in 9.5). 	
9.5.4	<p>Building Coverage</p> <p>9.5.4.1 Flat Sites a maximum of 70% site coverage</p> <p>9.5.4.2 Sloping Sites a maximum of 65% site coverage</p> <p>Building coverage does not include any veranda over public space and does not apply to underground structures, which are not visible from ground level.</p> <p>Note:</p> <ul style="list-style-type: none"> Ground slope in relation to building height shall be determined by measurement over the extremities of each building elevation. Sloping sites are where the ground slope is greater than 6 degrees (i.e greater than 1 in 9.5). Flat sites are where the ground slope is equal to or less than 6 degrees (i.e equal to or less than 1 in 9.5). 	NC
9.5.5	<p>Floor Area Ratio – Flat sites only</p> <p>Gross floor area on a site shall not exceed a Floor Area Ratio of 2.0.</p> <p>Note:</p> <ul style="list-style-type: none"> Ground slope in relation to building height shall be determined by measurement over the extremities of each building elevation. Flat sites are where the ground slope is equal to or less than 6 degrees (i.e equal to or less than 1 in 9.5). 	NC
9.5.65	<p>Recession plane (applicable to all buildings, including accessory buildings)</p> <p>9.5.6.1 For Flat Sites from 2.5 metres above ground level a 45 degree recession plane applies to all boundaries, other than the northern boundary of the site where a 55 degree recession plane applies.</p> <p>9.5.6.2 No recession plane for sloping sites</p> <p>9.5.6.3 Gable end roofs may penetrate the building recession plane by no more than one third of the gable height</p> <p>9.5.6.4 Recession planes do not apply to site boundaries adjoining a Town Centre or Business Mixed Use Zone, fronting the road, or adjoining a park or reserve.</p> <p>Note - Refer to the Definitions for detail of the interpretation of recession planes</p>	NC
9.5.76	<p>Landscaped permeable surface coverage</p> <p>At least 20% of site area shall comprise landscaped (permeable) surface.</p>	NC
9.5.87	<p>Continuous Building Length</p> <p>The continuous length of any building facade above one storey ground floor level shall not exceed 30m.</p>	RD

Comment [KB40]: Consequential amendment to 166

Comment [KB42]: #551, #612 (supported by FS1271, FS1331)

Comment [KB43]: 166

Comment [KB45]: 208

Comment [KB44]: Consequential amendment to 166

Comment [KB46]: 238

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	Standards for activities located in the High Density Residential Zone	Non-compliance status
	<p>Where a proposal exceeds this length, a Restricted Discretionary activity consent shall be required with discretion restricted to all of the following:</p> <ul style="list-style-type: none"> • <u>Building dominance</u> • <u>Building design, materials and appearance</u> • The extent to which variation in the form of the building including the use of projections and recessed building elements, varied roof form, and varied materials and textures, reduces the potential dominance of the building • The extent to which topography or landscaping mitigates any dominance impacts • The extent to which the height of the building influences the dominance of the building in association with the continuous building length. • Where a site is subject to any natural hazard and the proposal results in an increase in gross floor area: an assessment by a suitably qualified person is provided that addresses the nature and degree of risk the hazard(s) pose to people and property, whether the proposal will alter the risk to any site, and the extent to which such risk can be avoided or sufficiently mitigated¹. 	
9.5.98	<p>Minimum Boundary Setbacks</p> <p>9.5.9.1 All boundaries 2 metres <u>except for state highway boundaries where the setback shall be 4.5m</u></p> <p>9.5.9.2 Exceptions to side and rear boundary setbacks:</p> <p>Accessory buildings for residential activities may be located within the <u>side and rear</u> setback distances, where they do not exceed 7.5m in length, there are no windows or openings (other than for carports) along any walls within 1.5m of an internal boundary, and comply with rules for Building Height and Recession Plane.</p>	D
9.5.409	<p>Waste and Recycling Storage Space</p> <p>9.5.409.1 Residential activities <u>three units or less</u> shall provide, as a minimum, space for a 120 litre residential wheelie bin and 240 litres recycling wheelie bin per unit.</p> <p>9.5.409.2 All developments shall screen waste and recycling storage space from neighbours, a road or public place, in keeping with the building development or, provide space within the development that can be easily accessed by waste and recycling collections.</p>	NC
9.5.4410	<p>Glare</p> <p>9.5.44.1 All exterior lighting shall be directed away from the adjacent sites and roads, and so as to limit the effects on the night sky; and</p> <p>9.5.44.2 No activity on any site shall result in greater than a 3.0 lux spill (horizontal or vertical) of lights onto any other site measured at</p>	NC

Comment [KB47]: Officer recommendation for consistency with recommended changes made through the MDRZ s42A

Comment [KB48]: 719

Comment [KB49]: Officer recommendation for consistency with MDRZ and LDRZ

Comment [KB50]: 392

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	Standards for activities located in the High Density Residential Zone	Non-compliance status
	any point inside the boundary of the other site	
9.5.11	<p><u>Sound insulation and mechanical ventilation</u></p> <p><u>All new and altered buildings for residential and other Activities Sensitive to Road Noise, located within 80m of the State highway, shall be designed to achieve an Indoor Design Sound Level of 40 dB LAeq(24h).</u></p>	NC

Comment [KB51]: 719

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9.6 Rules - Non-Notification of Applications

9.6.1 Applications for Controlled activities shall not require the written consent of other persons and shall not be notified or limited-notified, except where direct access on to or off a State Highway is sought where New Zealand Transport Agency will be notified.

Comment [KB52]: 719

9.6.2 The following Restricted Discretionary activities shall not require the written consent of other persons and shall not be notified or limited-notified, except where direct access on to or off a State Highway is sought where New Zealand Transport Agency will be notified.

Comment [KB53]: 719

9.6.2.1 Residential development involving the development of 4 or more dwellings residential units.

Comment [KB54]: Officer recommendation for consistency with recommended changes made through the LDRZ s42A

9.6.3 The following ~~Restricted Discretionary~~ activities will not be publicly notified but notice will be served on those persons considered to be adversely affected if those persons have not given their written approval:

Comment [KB55]: 520, 166

9.6.3.1 Restricted Discretionary building height for sloping sites.

Comment [KB56]: Consequential amendment to #238 and deletion of Homestar/Green star incentive, and creation of new RD height limit for flat sites of 15m

9.6.3.2 Boundary setback breaches up to 0.6m.

Comment [KB57]: 520, 166

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DEFINITIONS

Activity Sensitive To Aircraft Noise (ASAN)/Activities sensitive to road noise - Means any residential activity, visitor accommodation activity, community activity and day care facility activity as defined in this District Plan including all outdoor spaces associated with any educational facility, but excludes activity in police stations, fire stations, courthouses, probation and detention centres, government and local government offices.

Comment [KB58]: Consequential amendment to 719

Floor Area Ratio Floor Area Ratio is the ratio between Gross Floor Area and Site Area

Comment [KB59]: #208

NEW DEFINITIONS:

Flat site – A flat site is where the ground slope is equal to or less than 6 degrees (i.e equal to or less than 1 in 9.5). Ground slope in relation to building height shall be determined by measurement over the extremities of each building elevation.

Comment [KB60]: Consequential amendment to 166

Sloping site – A sloping site is where the ground slope is greater than 6 degrees (i.e greater than 1 in 9.5). Ground slope in relation to building height shall be determined by measurement over the extremities of each building elevation.

Comment [KB61]: Consequential amendment to 166