

The District Plan currently contains no reference to accessible parking, but instead relies on NZS 4121:2001 which sets the number of accessible car parks as a ratio of the total number of car parks provided. This means that changes will need to be made to ensure accessible parking can still be required where appropriate. The District Plan has been assessed to identify all references where an amendment would be appropriate to ensure accessible car parking can be required, these are identified in the table below.

This plan change was first notified in 2022 and is being re-notified for submissions on 29 May 2023. Minor corrections and alterations have been made since then (CI16(2) Sch1 RMA), these are shown in green and in the table below. The original proposed changes are shown in red for amended text, with red and struck through showing deletions. Sections of the District Plan that were removed previously to meet the NPS-UD requirements are shown in *black italic* text and have a note before them.

Minor corrections and alterations - Clause 16(2) of Schedule 1 of the Resource Management Act 1991					
Item	Change type	Change	Item	Change type	Change
3	Change numbering in proposed changes	3.7.30.1 c -> a & e -> b	13	Change numbering	13.2.10 -> 13.2.10.2
3	Change numbering in rule heading	3.7.30.1 -> 3.7.30	14	Grammatical correction	Location of 'shall be'
6	Numbering correction	e -> d	16	Correct standards number	NSZ 1421 -> NZS 4121
12	Change terminology for consistency	Spaces for people with a disability -> accessible car park spaces	19	Correct numbering in proposed changes	v -> b
General formatting					
Include section headings with all rules		For: Consistency and clarity	Remove ... indicating unacknowledged text		For: Ease of use and document size
Bold definitions		For: Consistency and clarity	Adjust how removed text is handled: Remove in proposed changes, not current text		For: Clarity
Refer to table below to review the changes in full.					

Item	Current District Plan Section and Activity	Changes to be made	Assessment
Chapter 3 Zone Descriptions, Activity Status, Information Requirements and Criteria for Resource Consents			
3.6 Assessment Criteria – Restricted Discretionary Activities			
1	<p>3.6.1 Urupā and cemeteries</p> <p>Council shall restrict its discretion to:</p> <p>4. Transportation – including provision of adequate car parking and traffic management measures to ensure the safe and efficient operation of the surrounding road network.</p>	<p>Amend to read:</p> <p>3.6.1 Urupā and cemeteries</p> <p>Council shall restrict its discretion to:</p> <p>4. Transportation – including provision of adequate car parking that includes accessible parking, and traffic management measures to ensure the safe and efficient operation of the surrounding road network.</p>	<p>Ensures the provision of accessible parking can be considered.</p>
3.7 Assessment Criteria – Discretionary / Non Complying Activities for all Zones			
2	<p>3.7.17 Traffic Effects</p> <p>3.7.17.1 Council shall have regard to:</p> <p>f. traffic volumes and traffic mix relative to existing and future traffic patterns, access, parking and loading on-site;</p>	<p>Amend to read:</p> <p>3.7.17 Traffic Effects</p> <p>3.7.17.1 Council shall have regard to;</p> <p>f. traffic volumes and traffic mix relative to existing and future traffic patterns, access, parking, accessible parking, and loading on-site;</p>	<p>Ensures the provision of accessible car parking can be considered.</p>
3	<p><i>NB: 3.7.30.1(a-d) were deleted in the NPS-UD 2021 changes.</i></p> <p>3.7.30.1 On-site car parking</p> <p>3.7.30.1 Council shall have regard to:</p> <p>c. <i>purchase of land for car-parking:</i></p> <p>i. <i>whether an applicant has purchased land adjoining or in close proximity to the activity to provide the required car-parking spaces; and</i></p>	<p>Reinstate 3.7.30.1(c) and amend c. and e. to read:</p> <p>3.7.30.1 On-site car parking</p> <p>3.7.30.1 Council shall have regard to:</p> <p>e. a. purchase of land for car-parking:</p> <p>i. whether an applicant has purchased land adjoining or in close proximity to the activity to provide the required accessible car-parking spaces; and</p>	<p>Adds a rule to enable consideration when land is adjoining or in close accessible proximity but precludes the use of existing or proposed public</p>

Item	Current District Plan Section and Activity	Changes to be made	Assessment
	<p><i>ii. whether a legally binding agreement shall be entered into to ensure the relevant Certificates of Title are amalgamated or otherwise held together.</i></p> <p>e. modification of parking and loading standards;</p> <p>i. the degree of variance from the number of parking spaces proposed and whether the parking demand likely to be generated by the proposed activity can be accommodated on the site;</p>	<p>ii. whether a legally binding agreement shall be entered into to ensure the relevant Certificates Records of Title are amalgamated or otherwise held together.</p> <p>e. b. modification of parking and loading standards;</p> <p>i. the degree of variance from the number of accessible parking spaces proposed and whether the parking demand likely to be generated by the proposed activity can be accommodated on the site;</p>	<p>parking for privately required accessible parking.</p>
4	<p>3.7.32 Temporary Places of Assembly (See Activity Table 3.4 Item 42)</p> <p>3.7.32.1 Council shall have regard to;</p> <p>f. traffic movement on and off of the site including access, parking-and loading of vehicles for attendees and for emergency and security vehicles;</p>	<p>Amend to read:</p> <p>3.7.32 Temporary Places of Assembly (See Activity Table 3.4 Item 42)</p> <p>3.7.32.1 Council shall have regard to;</p> <p>f. traffic movement on and off of the site including access, accessible parking and loading of vehicles for attendees and for emergency and security vehicles;</p>	<p>Enables consideration of accessible car parking provision.</p>
5	<p>3.7.36 Community Activities in the Light Industrial and Industrial Zones</p> <p>3.7.36.1 Council shall have regard to;</p> <p>a. whether the use of the community activity will be in conflict with the business activities on neighbouring sites and elsewhere in the Light Industrial or Industrial Zone. Particular regard will be given to the numbers of people to be accommodated, the intended hours of use, and the level of parking proposed;</p>	<p>Amend to read:</p> <p>3.7.36 Community Activities in the Light Industrial and Industrial Zones</p> <p>3.7.36.1 Council shall have regard to;</p> <p>a. whether the use of the community activity will be in conflict with the business activities on neighbouring sites and elsewhere in the Light Industrial or Industrial Zone. Particular regard will be given to the numbers of people to be accommodated, the intended hours of use, and the level of accessible parking provided;</p>	<p>Enables consideration of accessible parking provision.</p>

Item	Current District Plan Section and Activity	Changes to be made	Assessment
6	<p>3.7.44 Community Activities in the Large Format Retail Zone.</p> <p>3.7.44.1 Council shall have regard to;</p> <p>d. the level of parking proposed.</p>	<p>Add Amend to read:</p> <p>3.7.44 Community Activities in the Large Format Retail Zone.</p> <p>3.7.44.1 Council shall have regard to;</p> <p>e. d. the maximum level of parking proposed, including the number of accessible carparks.</p>	<p>Enables consideration of accessible parking provision.</p>
Chapter 5 Business (Business Centre, Commercial, Large Format Retail and Mixed Use Zones)			
5.3 Assessment Criteria for Controlled Activities			
7	<p>5.3.3 New buildings and additions over 400m2 in the Business Centre, Commercial and Mixed Use Zones (see Rules in 5.2.9)</p> <p>5.3.3.1 Council shall exercise its control over;</p> <p>c. traffic matters - whether the;</p> <p>ii. development of a site includes the creation of additional car parking and loading and unloading bays; and</p>	<p>Amend to read:.</p> <p>5.3.3 New buildings and additions over 400m2 in the Business Centre, Commercial and Mixed Use Zones (see Rules in 5.2.9)</p> <p>5.3.3.1 Council shall exercise its control over:</p> <p>c. traffic matters – whether the:</p> <p>ii. development of a site includes the creation of additional car parking, accessible car parking, loading and unloading bays; and</p>	<p>Enables consideration of accessible parking provision in Large Format Retail Zones.</p>
8	<p>5.3.5 Two or more dwellings per Lot (see Activity Status Table 3.4 Item 2)</p> <p>5.3.5.1 Council exercise its control over;</p> <p>a. the number, location and design of access and parking space, and on-site vehicle manoeuvring to ensure the safe and efficient operation of the transport network;</p>	<p>Amend to read:</p> <p>5.3.5 Two or more dwellings per Lot (see Activity Status Table 3.4 Item 2)</p> <p>5.3.5.1 Council exercise its control over;</p> <p>a. the number of accessible car parks, location and design of access and parking space, and on-site vehicle manoeuvring to ensure the safe and efficient operation of the transport network;</p>	<p>Enables consideration of accessible parking provision in Business Zones.</p>

Item	Current District Plan Section and Activity	Changes to be made	Assessment
9	<p>5.3.6 Places of Assembly of 10-50 people (see Activity Status Table 3.4 Item 11b)</p> <p>5.3.6.1 Council shall exercise its control over;</p> <p>b. traffic effects (including but not limited to access, on-site vehicle manoeuvring areas, the provision of bus bays, drop off zones, measures to separate pedestrians, buses, cyclists and vehicles, traffic volumes and traffic mix, parking and loading, pedestrian and cyclist safety, construction traffic, and the practicability of combining access ways serving more than one site or lot);</p>	<p>Amend to read:</p> <p>5.3.6 Places of Assembly of 10-50 people (see Activity Status Table 3.4 Item 11b)</p> <p>5.3.6.1 Council shall exercise its control over;</p> <p>b. traffic effects (including but not limited to access, on-site vehicle manoeuvring areas, the provision of accessible parking, bus bays, drop off zones, measures to separate pedestrians, buses, cyclists and vehicles, traffic volumes and traffic mix, parking and loading, pedestrian and cyclist safety, construction traffic, and the practicability of combining access ways serving more than one site or lot);</p>	<p>Enables consideration of the provision of accessible parking.</p>
10	<p>5.3.7 Educational Facilities of 10-50 people (see Activity Status Table 3.4 Item 12b)</p> <p>5.3.7.1 Council shall exercise its control over;</p> <p>b. traffic effects (including but not limited to access, on-site vehicle manoeuvring areas, the provision of bus bays, drop off zones, measures to separate pedestrians, buses, cyclists and vehicles, traffic volumes and traffic mix, parking and loading, pedestrian and cyclist safety, construction traffic, and the practicability of combining access ways serving more than one site or lot);</p>	<p>Amend to read:</p> <p>5.3.7 Educational Facilities of 10-50 people (see Activity Status Table 3.4 Item 12b)</p> <p>5.3.7.1 Council shall exercise its control over;</p> <p>b. traffic effects (including but not limited to access, on-site vehicle manoeuvring areas, the provision of accessible parking, bus bays, drop off zones, measures to separate pedestrians, buses, cyclists and vehicles, traffic volumes and traffic mix, parking and loading, pedestrian and cyclist safety, construction traffic, and the practicability of combining access ways serving more than one site or lot);</p>	<p>Enables consideration of the provision of accessible parking.</p>
Chapter 13 Transportation and Services			
13.2 Rules			
11	13.2.7 Traffic Flow Generation	<p>Amend to read:</p> <p>13.2.7 Traffic Flow Generation</p>	<p>Enables consideration of</p>

Item	Current District Plan Section and Activity	Changes to be made	Assessment				
	13.2.7.2 Any activity in the Business Centre, Mixed Use and Commercial Zone which provides or is required to provide more than 25 on-site parking spaces shall be a discretionary activity.	13.2.7.2 Any activity in the Business Centre, Mixed Use and Commercial Zone which provides or is required to provide more than 25 on-site parking spaces and 2 or more accessible parking spaces shall be a discretionary activity.	accessible parking provision.				
12	<p>13.2.9 - Deleted as per updates on 17 December 2021 - Removal of minimum parking requirements as per National Policy Statement on Urban Development 2020 (section 3.38). On-site Parking</p> <p>13.2.9.1 On-site parking shall be provided at the following rates: (See Table 13:7 — Onsite Parking Rates)</p>	<p>Include new section:</p> <p>13.2.9 Accessible parking provision</p> <p>13.2.9.1 Accessible parking is not required for dwellings where there are less than four car parks per lot, or for business activities with frontage onto pedestrian streets in the Whakatāne or Kōpeōpeō Business Centre Zones.</p> <p>13.2.9.2 Accessible parking requirements do not apply to Permitted activities in the Rural Zones. These are identified in s Rule 3.4.1.1 (Items 31-37c) and include farming, forestry, rural processing activities and quarrying.</p> <p>13.2.9.3 Where car parking is provided, and excluding dwellings where there are less than four per lot and business activities with frontage to a pedestrian street in the Business Centre Zone, accessible car park spaces for people with a disability shall be provided in accordance with the following table:</p> <p>Table 13.7 – Number of car parks:</p> <table border="1" data-bbox="1048 1265 1697 1422"> <thead> <tr> <th data-bbox="1048 1265 1370 1366">Total number of car parks</th> <th data-bbox="1370 1265 1697 1366">Number of accessible car park spaces</th> </tr> </thead> <tbody> <tr> <td data-bbox="1048 1366 1370 1422">0 – 20</td> <td data-bbox="1370 1366 1697 1422">Not less than 1</td> </tr> </tbody> </table>	Total number of car parks	Number of accessible car park spaces	0 – 20	Not less than 1	Incorporates the Building Code requirements for accessible parking into the District Plan.
Total number of car parks	Number of accessible car park spaces						
0 – 20	Not less than 1						

Item	Current District Plan Section and Activity	Changes to be made		Assessment
		21 – 50	Not less than 2	
		For every additional 50 car parks	Not less than 1	
13	<p>13.2.10. Location and Design of Parking Areas</p> <p>13.2.10.2 Parking spaces are to have sufficient width and depth to enable the parking of a vehicle without any part extending into a manoeuvring area, accessway, over a boundary of the lot or into a common vehicle area (right-of-way, service lane, and common area for a cross-lease). A manoeuvring area shall include any part of the site that is used by vehicles to move from the access point to any parking or loading space and includes all driveways and aisles, and may be part of an accessway. Compliance with AS/NZS 2890:1:2004 shall satisfy this rule (See Appendix Error! Reference source not found.).</p>	<p>Amend to read:</p> <p>13.2.10. Location and Design of Parking Areas</p> <p>13.2.10.2 Parking spaces are to have sufficient width and depth to enable the parking of a vehicle without any part extending into a manoeuvring area, accessway, over a boundary of the lot or into a common vehicle area (right-of-way, service lane, and common area for a cross-lease). A manoeuvring area shall include any part of the site that is used by vehicles to move from the access point to any parking or loading space and includes all driveways and aisles, and may be part of an accessway. Compliance with AS/NZS 2890:1:2004 shall satisfy this rule (See Appendix 13.7.2). Accessible parking spaces must comply with NZS 444121:2001.</p>		<p>Ensures that all accessible parking spaces provided comply with NZS 444121:2001 requirements.</p>
14	<p>13.2.13 Service Lane or Roads</p> <p>13.2.13.1 All parking spaces and manoeuvring areas shall be provided on-site, exclusive of land shown to be acquired for a service lane or road.</p>	<p>Amend to read:</p> <p>13.2.13 Service Lane or Roads</p> <p>13.2.13.1 All parking spaces, including for accessible parking, and manoeuvring areas shall be provided on-site, shall be exclusive of land shown to be acquired for a service lane or road.</p>		<p>Manages location of accessible parking spaces.</p>
<p>13.3 Assessment Criteria for Controlled Activities</p>				

Item	Current District Plan Section and Activity	Changes to be made	Assessment
15	<p>13.3.1 Alternatives to On-Site Vehicle Parking (see Rules in 13.2.17).</p> <p>13.3.1.1 Council shall exercise its control over;</p> <p>b. whether it will provide convenient parking for the permitted activity and whether there is appropriate access between the permitted activity and the associated vehicle parking area; and</p>	<p>Amend to read:</p> <p>13.3.1 Alternatives to On-Site Vehicle Parking (see Rules in 13.2.17).</p> <p>13.3.1.1 Council shall exercise its control over:</p> <p>b. whether it will provide convenient parking, including accessible parking, for the permitted activity and whether there is appropriate access between the permitted activity and the associated vehicle parking area; and</p>	<p>Enables consideration of the provision of accessible car parking.</p>
13.4 Assessment Criteria for Restricted Discretionary Activities			
16	<p>13.4.7 Roads and Property Access excluding State Highway (see Rules in 13.2.2), Sight Lines (see Rule 13.2.2.2 (i), Provision of Loading spaces (see Rules in 13.2.18), Restricted vehicle access Parking (see Rules in 13.2.15), Design Construction Private ways, Access Legs, Access Lots or Common Areas Utilised for Vehicle Access on a Cross or Company Lease or Unit Title (see Rules in 13.2.4), Design Construction of Vehicle Crossing Excluding State Highway (see Rules in 13.2.5) and Restricted Vehicle access to Loading spaces (13.2.21)</p> <p>13.4.7.1 Council shall restrict its discretion to;</p> <p>a. traffic volumes and traffic mix relative to existing and future patterns, access, parking and loading on-site;</p>	<p>Amend to read:</p> <p>13.4.7 Roads and Property Access excluding State Highway (see Rules in 13.2.2), Sight Lines (see Rule 13.2.2.2 (i), Provision of Loading spaces (see Rules in 13.2.18), Restricted vehicle access Parking (see Rules in 13.2.15), Design Construction Private ways, Access Legs, Access Lots or Common Areas Utilised for Vehicle Access on a Cross or Company Lease or Unit Title (see Rules in 13.2.4), Design Construction of Vehicle Crossing Excluding State Highway (see Rules in 13.2.5) and Restricted Vehicle access to Loading spaces (13.2.21)</p> <p>13.4.7.1 Council shall restrict its discretion to;</p> <p>a. traffic volumes and traffic mix relative to existing and future patterns, access, parking, including accessible parking, and loading on-site;</p>	<p>Enables consideration of the provision of accessible car parking.</p>

Item	Current District Plan Section and Activity	Changes to be made	Assessment
17	<p><i>NB: 13.4.8 was struck from the District Plan in December 2021 as result of the National Policy Statement for Urban Development (2020)</i></p> <p><i>13.4.8.1 On-site Parking (see Rules in 13.2.9)</i></p> <p>13.4.8.1 Council shall have regard to:</p> <p><i>a. The extent to which the following circumstances may apply, as the basis for being able to provide alternative parking provisions:</i></p> <p><i>i. Multiple provision on one site – two or more owners may make joint provision for off-street parking so long as the total provision is no less than the sum of the requirements for each individual activity except where vehicles will regularly be attracted to the site at times that seldom coincide. A legally binding agreement shall be entered into to ensure the relevant Certificates of Title are amalgamated or otherwise held together;</i></p>	<p>Reinstate and amend to read:</p> <p><i>13.4.8 On-site Accessible Parking (see Rules in 13.2.9)</i></p> <p>13.4.8.1 Council shall have regard to:</p> <p>a. The extent to which the following circumstances may apply, as the basis for being able to provide alternative parking provisions:</p> <p>i. Multiple provision on one site – two or more owners may make joint provision for off-street accessible car parking so long as the total provision is no less more than the sum of the requirements for each individual activity except where vehicles will regularly be attracted to the site at times that seldom coincide. A legally binding agreement shall be entered into to ensure the relevant Certificates of Title are amalgamated or otherwise held together;</p>	<p>Enables consideration of provision of accessible car parking.</p>
18	<p><i>NB: 13.4.8 was struck from the District Plan in December 2021 as result of the National Policy Statement for Urban Development (2020)</i></p> <p><i>13.4.8.1a. (as above)</i></p> <p><i>ii. Reduction in car-parking requirements – where it is adequately shown that the full parking requirement need not be met because of such factors as;</i></p> <ul style="list-style-type: none"> <i>• the small number of persons likely to be attending the site;</i> <i>• the low volume of service delivery and visitor traffic likely to be generated by the site;</i> 	<p>Reinstate and amend section to read:</p> <p>13.4.8.1.a</p> <p>ii. Reduction in accessible car-parking requirements – where it is adequately shown that the full accessible parking requirement need not be met because of such factors as;</p> <ul style="list-style-type: none"> • the small number of persons likely to be attending the site; • the low volume of service delivery and visitor traffic likely to be generated by the site; • the ability of an adjoining site to provide additional accessible parking; 	<p>Enables consideration of the provision of accessible car parking.</p>

Item	Current District Plan Section and Activity	Changes to be made	Assessment
	<ul style="list-style-type: none"> the ability of an adjoining site to provide additional parking; the amount, if any, of public off-street parking that is provided or is planned to be provided in the vicinity of the site, any physical characteristics of the site that may affect its ability to accommodate off-street parking; and 	<ul style="list-style-type: none"> the amount, if any, of off-street accessible parking that is provided or is planned to be provided in the vicinity of the site; any physical characteristics of the site that may affect its ability to accommodate off-street parking; and 	
19	<p><i>NB: 13.4.8 was struck from the District Plan in December 2021 as result of the National Policy Statement for Urban Development (2020)</i></p> <p>13.4.8.1a. (as above)</p> <p>v. Modification of parking and loading standards – The Council shall have regard to:</p> <ul style="list-style-type: none"> the degree of variance from the number of parking spaces proposed and whether the parking demand likely to be generated by the proposed activity can be accommodated on the site; 	<p>Reinstate and amend section to read:</p> <p>13.4.8.1.a</p> <p>v. b. Modification of parking and loading standards – The Council shall have regard to:</p> <ul style="list-style-type: none"> the degree of variance from the number of accessible parking spaces proposed and whether the parking demand for accessible parking likely to be generated by the proposed activity can be accommodated on the site;. 	Enables consideration of the provision of accessible car parking.