

## **I514. Kakanui Point**

### **I514.1. Precinct Description**

The property covers approximately 353ha, and is located at Barr Road, Kaukapakapa, adjoining State highway 16 to the east and the Kaipara Harbour to the west, and adjoins the Araparera River marginal strip. It includes rural and coastal land, and extends into the coastal marine area.

The purpose of the Kakanui Point Precinct is to enable the continued operation and development of the sculpture park. The park contains works by sculptors and artists, as well as associated and complementary development and land uses. Together, they provide a unique landscape which reflects the creativity of the people commissioned to undertake the sculptures and artworks. The presence of modified or constructed landforms and waterbodies, extensive native and exotic plantings, and rare and exotic animals, complement and enhance the sculpture park. It is appropriate to enable the continuing development of the sculpture park and its associated environment as an important cultural resource through a suite of land use and development controls designed to recognise its specific characteristics. The zoning is Rural - Rural Production Zone and Coastal - General Coastal Marine Zone.

### **I514.2. Objectives [rcp/dp]**

- (1) The establishment, development, and maintenance of sculptures and artworks including significant and large scale works within the precinct are enabled.
- (2) The ongoing use and development of the land within the precinct for a wide range of complementary uses and activities which protect and enhance the sculpture park is enabled.
- (3) Adverse effects on the natural environment from the establishment and management of sculptures, artworks, and associated and complementary activities are avoided or mitigated.
- (4) Public enjoyment of the sculpture park is enabled.
- (5) Adverse effects on the rural amenity values of land adjoining the precinct are avoided.
- (6) Ongoing stewardship and sustainable development through the establishment of dwellings in appropriate locations within the precinct are enabled.

The overlay, Auckland-wide and zone objectives apply in this precinct in addition to those specified above.

### **I514.3. Policies**

- (1) Enable the establishment, development, and maintenance of artworks subject to the relevant Auckland-wide provisions that ensure appropriate management of their adverse environmental effects on the environment.

- (2) Provide for activities and uses associated with and complementary to the sculpture park, including appropriately managed land disturbance, vehicle access, vegetation removal and modification, and associated buildings and facilities.
- (3) Provide for activities and uses associated with and complementary to public access to the sculpture park, including appropriately managed public functions, events, exhibitions, and open days for groups and the public generally.
- (4) Require adequate separation between sculptures and artworks and the precinct boundaries.
- (5) Provide for the development of dwellings, limiting their total number within the precinct to ensure that adverse landscape and visual effects will be avoided or adequately mitigated, and the scale of this development and any associated subdivision will be complementary to the sculpture park,

The overlay, Auckland-wide and zone policies apply in this precinct in addition to those specified above.

#### I514.4. Activity table

The provisions in any relevant overlays, the zones and Auckland-wide provisions apply in this precinct unless otherwise specified below.

Table I514.4.1 specifies the activity status of land use activities in the Kakanui Point Precinct pursuant to sections 9(2), 9(3), 12(1), and 14(2) of the Resource Management Act 1991.

**Table I514.4.1 Activity table**

| Activity             |   | Activity status on land [dp] | Activity status in CMA [rcp] |
|----------------------|---|------------------------------|------------------------------|
| <b>Accommodation</b> |   |                              |                              |
| (A1)                 | Up to 15 dwellings including the establishment of minor dwellings and workers accommodation within the precinct               | P                            | NA                           |
| (A2)                 | More than 15 dwellings including the establishment of minor dwellings and workers accommodation within the precinct           | D                            | NA                           |
| <b>Commerce</b>      |   |                              |                              |
| (A3)                 | Rural tourists and visitor activities for up to 100 people  | P                            | NA                           |
| (A4)                 | Rural tourists and visitor activities for more than 100 people but no more than 3,000 people complying with Standard I514.6.1 | P                            | NA                           |

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|  |  |  |   |
|--|--|--|---|
| (A5)   | Rural tourists and visitor activities for more than 100 people but up to 3,000 people not complying with Standard I514.6.1   | C  | NA  |
| (A6)   | Rural tourists and visitor activities for more than 3,000 people   | D  | NA  |
| <b>Community</b>   |  | For artworks on land pursuant to section 9(3) of the Resource Management Act | For artworks located within the coastal marine area inside the Kakanui Point Precinct requires consent pursuant to section 12(1) of the Resource Management Act. This replaces the activity status for artworks in Table F2.19.10 |
| (A7)   | Artworks   | P  | RD  |
| <b>Land disturbance – District</b>   |  |  |   |
| (A8)   | Land disturbance within the precinct (E12 Land disturbance - District does not apply in this precinct)   | P  | NA  |
| <b>Land disturbance – Regional (section 9(2) of the Resource Management Act 1991) [rp]</b>   |  |  |   |
| (A9)   | Land disturbance within the precinct that: complies with E11.6 Standards in E11 Land disturbance – Regional, and is not in an overlay  | P  | NA  |
| <b>Vegetation Management (sections 9(2) and 9(3) of the Resource Management Act 1991) [rp/dp]</b>  |  |  |   |
| (A10)  | Vegetation alteration or removal that is not in an overlay and is not in the coastal marine area   | P  | NA  |
| <b>Take and use of surface water [rp]</b>  |  |  |   |
| <b>This activity is in relation to the taking, using, damming and diversion of surface water and groundwater in accordance with sections 14(1) and 14(3) of the RMA.</b> |  |  |   |
| (A11)  | Up to 20m <sup>3</sup> /day of water from a lawfully established on- stream dam complying with Standard E7.6.1.1 Take and use of surface water (including from lawfully established dams | P  | NA  |

### **I514.5. Notification**

- (1) Any application for resource consent for an activity listed in Table I514.4.1 Activity table above will be subject to the normal tests for notification under the relevant sections of the Resource Management Act 1991.
- (2) When deciding who is an affected person in relation to any activity for the purposes of section 95E of the Resource Management Act 1991 the Council will give specific consideration to those persons listed in Rule C1.13(4).

### **I514.6. Standards**

The overlay, Auckland-wide and zone standards apply in this precinct unless otherwise specified.

All activities listed as permitted activities in Table I514.4.1 must comply with the following standards.

#### **I514.6.1. Rural tourist and visitor activities for more than 100 people but no more than 3,000 people**

- (1) A Transport and Traffic Management Plan must be prepared and must be provided to Council at least 10 working days prior to the event;
- (2) The activity must comply with the Transport and Traffic Management Plan.

#### **I514.6.2. Height for artworks**

- (1) Standard H19.10.2 Building height does not apply to artworks.

#### **I514.6.3. Yards for artworks**

- (1) Artworks within the precinct are to be located at least 10m from the front boundary, and 20m from the side and rear boundary. Front, side and rear yards standards for artworks do not apply to sites located within the precinct.

### **I514.7. Assessment – controlled activities**

#### **I514.7.1. Matters of control**

The council will reserve its control to the following matters when assessing a controlled activity resource consent application:

- (1) safe and efficient operation of the transport network;
- (2) access, traffic and parking.

#### **I514.7.2. Assessment criteria**

The council will consider the relevant assessment criteria below for controlled activities:

- (1) Whether there are adverse effects on the safe and efficient operation of the transport network;
- (2) Whether entry and exit points to the precinct will be managed to suitably accommodate traffic and pedestrian movements;

- (3) Whether appropriate mitigation measures are proposed to address adverse traffic and parking effects. Such measures may include travel planning, providing alternatives to private vehicle trips and the preparation and implementation of a traffic management plan (prepared by a suitably qualified and experienced person).

#### **I514.8. Assessment – restricted discretionary activities**

##### **I514.8.1. Matters of discretion**

The council will reserve its discretion to the following matter when assessing a restricted discretionary resource consent application:

- (1) Artworks within the coastal marine area: refer to the matters of discretion for restricted discretionary activities in F2.23.1.

##### **I514.8.2. Assessment criteria**

The council will consider the relevant assessment criteria below for restricted discretionary activities:

- (1) Artworks within the coastal marine area: refer to the assessment criteria for restricted discretionary activities in F2.23.2.

#### **I514.9. Special information requirements**

- (1) A transport and traffic management plan may include the following measures.
  - (a) The gates (especially on state highway 16) should open 30 minutes before the advertised start time to ensure no queuing occurs on state highway 16.
  - (b) Measures should be placed to ensure ticket collection near state highway 16 is undertaken quickly.
  - (c) There should be an area set aside in the site to ensure any car which enters without a ticket can be quickly ushered to a place which does not obstruct cars where further discussions can be had.
  - (d) Event signage should be included on state highway 16, advising motorists that there is an event and identifying the entrances.
  - (e) The transport and traffic management plan should be implemented at least 45 minutes before the event starting time and include temporary speed reduction.
  - (f) The location of both access points (in particular Barr Road access) should be included on both the event website and the ticket information.

#### **I514.10. Precinct plans**

There are no precinct plans in this precinct.