

Part 3

Domains and topics

Topics

HCV – Historical and cultural values

HH – Historic heritage

Objectives

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| HH-O1 Protection of historic heritage [DP] |
| Historic heritage resources and the heritage values associated with them are protected. |
| HH-O2 Recognition of historic heritage [DP] |
| Heritage owners and the community recognise and actively protect Whakatū Nelson’s heritage resources. |

Policies

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| HH-P1 Group A historic heritage [DP] |
| Discourage the demolition or removal of Group A historic heritage items, unless the item is a serious risk to safety or property or is in a serious state of disrepair and the cost of remedying the risk or disrepair is prohibitive. |
| HH-P2 Group B historic heritage [DP] |
| Restrict the demolition or removal of Group B historic heritage items, unless the item: <ol style="list-style-type: none">1. is a serious risk to safety or property or is in a serious state of disrepair, and the cost of remedying the risk or disrepair is prohibitive;2. can be demolished in part without adverse effect on the heritage values of the item; or3. must be moved to facilitate its ongoing use or protection, measures are in place to minimise the risk of damage to the item, and the heritage values of the item in its new location are not significantly diminished. |
| HH-P3 Assessment of proposals affecting historic heritage [DP] |
| Consider all of the following as part of the assessment of a proposal for alteration, demolition, destruction or removal (including relocation) of a historic heritage item: |

1. the category of protection afforded to the item;
2. the heritage values of the item;
3. the extent to which the item or feature has particular value due to the scarcity of that particular heritage resource;
4. the effects of any replacement activity or building proposed for the site, including the standard of design and appearance;
5. the effect of any addition or alteration on the integrity of the original item, including the compatibility with the building;
6. effects on values of significance to tāngata whenua; and
7. the purpose and principles of the ICOMOS New Zealand Charter for the Conservation of Places of Cultural Heritage Value 2010.

HH-P4 New buildings near historic heritage [DP]

Protect historic heritage from the adverse effects of new buildings on the same site.

HH-P5 Adaptive reuse of historic heritage [DP]

Enable the adaptive reuse of historic heritage items while ensuring that adverse effects on heritage values are avoided, remedied or mitigated.

HH-P6 Alterations to a historic heritage item [DP]

Require that the heritage values of a historic heritage item that is being repaired, restored, added to or altered be maintained through the use of materials and design that reflect the heritage values of the item.

HH-P7 Works to earthquake-strengthen heritage buildings [DP]

Encourage works to mitigate the risk of damage to heritage buildings from earthquakes while ensuring that materials and design avoid, remedy or mitigate any adverse effects on heritage values, including by:

1. protecting architectural features and details that contribute to the heritage values of the item;
2. maintaining or reinstating original facade appearance;
3. minimising the visual impact of additions on protected parts of the item, and;
4. in the case of any replacement of an elevated feature on a facade or roof, ensuring that the new feature is visually indistinguishable from the feature being replaced.

HH-P8 Sustainable alterations to a heritage building [DP]

Provide for additions and alterations whose principal purpose is to improve the energy efficiency, interior comfort or environmental footprint of a heritage building, while ensuring that any adverse effects of those additions and alterations on the heritage values are avoided, remedied or mitigated.

HH-P9 Flexibility of development of a site containing historic heritage [DP]

Allow for flexibility in the development of sites containing a historic heritage item where:

1. the heritage values of the item are not adversely affected by the development;
2. any adverse effects on adjoining sites are avoided, remedied or mitigated; and
3. there is a resulting environmental benefit from protection of the item, site or overlay.

HH-P10 Character of heritage streetscape overlays [DP]

Maintain and enhance the special heritage character and streetscape value of heritage streetscape overlays by having regard to the contribution existing buildings and fences make, or new buildings or fences would make, to the character of the heritage streetscape overlay concerned.

HH-P11 Alterations, additions and new buildings in a heritage streetscape overlay [DP]

Require that any alterations to buildings or new buildings within heritage streetscape overlays are compatible with the applicable heritage streetscape overlay design guide.

HH-P12 Identification and protection of regionally significant archaeology [DP]

Identify regionally significant archaeology and protect it from activities which would have adverse effects on the heritage values associated with those sites.

HH-P13 Assessment of proposals affecting regionally significant archaeology [DP]

Consider all of the following as part of the assessment of proposals that involve the damage, modification or destruction of regionally significant archaeology:

1. alternative methods, locations or designs that would avoid or reduce the impact on the archaeological values associated with the site;
2. the nature, form and extent of the activity and the likelihood of damage, modification or destruction of the site;
3. the significance of the archaeological site, as assessed on the uniqueness and representative nature of the site; and
4. the findings of any archaeological assessment of effects and proposals for avoidance or mitigation of those effects, prepared by a qualified archaeologist.

Rules

Rule interpretation and application

HH-R1 [DP]

The rules that apply to historic heritage activities are contained in the activity status table and standards table as follows:

1. Activities associated with a historic heritage item: HH-R4 and HH-R14; and
2. activities associated with a heritage building: HH-R5, HH-R6, HH-R7, HH-R8, HH-R9, HH-R10, HH-R11, HH-R12, HH-R13; and
3. activities within a Heritage streetscape overlay: HH-R15, HH-R16 and HH-R17; and
4. activities on or near regionally significant archaeology: HH-R18, HH-R19 and HH-R20; and
5. activities within an Archaeological overlay: HH-R21, HH-R22 and HH-R23; and
6. standards HH-S1, HH-S2, HH-S3, HH-S4 and HH-S5.

HH-R2 [DP]

The activity status tables and standards in the following chapters also **apply** to historic heritage activities:

1. SIGN-R9 applies with respect to signs:
 - a. on historic heritage items; and
 - b. on regionally significant archaeology; and
 - c. in Cultural heritage overlays; and
2. the activity status tables and standards in all chapters in Part 3; and
3. the activity status tables and standards in all chapters in Part 4.

HH-R3 [DP]

1. The activity status tables and standards of SIGN – Signs **do not apply** to historic heritage activities, other than the specific rule SIGN-R3.

Activity status

| Rule | Use/Activity |
|-------|---|
| HH-R4 | Demolition or removal of a Group A or Group B historic heritage item |
| HH-R5 | Alteration or addition to a facade of any heritage building fronting Trafalgar, Hardy or Bridge Streets in the CCZ – City centre zone |
| HH-R6 | Seismic strengthening of a heritage building |

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| HH-R7 | Repairs and maintenance to a heritage building |
| HH-R8 | Sustainable addition to a heritage building |
| HH-R9 | Removal of an unreinforced masonry chimney from a heritage building |
| HH-R10 | Temporary alteration and addition to a heritage building |
| HH-R11 | Aerial attached to a heritage building |
| HH-R12 | Other alteration or addition to a heritage building |
| HH-R13 | New building on the site of a heritage building |
| HH-R14 | Household, commercial or industrial customer connection from a network utility, where attached to a historic heritage item |
| HH-R15 | Alteration and addition to a building in a heritage streetscape overlay |
| HH-R16 | New building in a heritage streetscape overlay |
| HH-R17 | Fence in a heritage streetscape overlay |
| HH-R18 | New or extended building or structure on or near regionally significant archaeology |
| HH-R19 | Earthworks on or near regionally significant archaeology |
| HH-R20 | Disturbance of the foreshore or seabed on or near regionally significant archaeology |
| HH-R21 | New or extended building or structure within an archaeological overlay |
| HH-R22 | Earthworks within an archaeological overlay |
| HH-R23 | Disturbance of the foreshore or seabed within an archaeological overlay |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| HH-R4 Demolition or removal of a Group A or Group B Historic heritage item [DP] | 1. Not applicable. | 2. Not applicable. | 3. The demolition or removal of any Group B historic heritage item is a discretionary activity . 4. The demolition or removal of any |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| Legal effect on notification: Yes | | | Group A historic heritage item is a non-complying activity . |
| <p>HH-R5</p> <p>Alteration or addition to a facade of any heritage building fronting Trafalgar, Hardy or Bridge Streets in the CCZ – City centre zone</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p> | <p>1. Alteration or addition to the facades of any heritage building fronting Trafalgar, Hardy or Bridge Streets in the City centre zone is a permitted activity provided that:</p> <p>a. it is below the verandah, or where there is no verandah, they are not above 3 metres from ground level; and</p> <p>b. that portion of the facade is not specifically listed as protected in Appendix APP34 – Heritage items.</p> | <p>2. Not applicable.</p> | <p>3. Alteration or addition to facades of any heritage building fronting Trafalgar, Hardy or Bridge Streets in the City centre zone that contravenes HH-R5.1. is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <p>a. effects on heritage values; and</p> <p>b. design and appearance.</p> |
| <p>HH-R6</p> <p>Seismic strengthening of a heritage building</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p> | <p>1. Seismic strengthening of a heritage building to enable it to comply with the requirements of the Building Act 2004 is a permitted activity, provided that:</p> | <p>2. Not applicable.</p> | <p>3. Seismic strengthening of a heritage building to enable it to comply with the requirements of the Building Act 2004 that contravenes HH-R6.1.a. is a restricted discretionary activity.</p> |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | <ul style="list-style-type: none"> a. the interior of the building is not listed; and b. it complies with the following standards: <ul style="list-style-type: none"> i. HH-S1 Materials; and ii. HH-S2 Finishing; and iii. HH-S3 elevated features; and iv. HH-S4 Elevation design and scale; and v. HH-S5 Sustainable addition or seismic strengthening. | | <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on heritage values; and b. design and appearance; and c. the protection of the building and people from the risk of earthquake damage. <p>4. Work on a heritage building undertaken to enable it to comply with the seismic strengthening requirements of the Building Act 2004 that contravenes HH-R6.1.b. is a restricted discretionary activity.</p> <p>Discretion is restricted for the standard(s) not met, to the matters in:</p> <ul style="list-style-type: none"> a. HH-S1 Materials; and b. HH-S2 Finishing; and c. HH-S3 elevated features; and |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | <ul style="list-style-type: none"> d. HH-S4 Elevation design and scale; and e. HH-S5 Sustainable addition or seismic strengthening |
| <p>HH-R7 Repairs and maintenance to a heritage building [DP] Legal effect on notification: Yes</p> | <p>1. Repairs and maintenance to a heritage building is a permitted activity, provided that it complies with the following standards:</p> <ul style="list-style-type: none"> a. HH-S1 Materials; and b. HH-S2 Finishing; and c. HH-S3 elevated features; and d. HH-S4 Elevation design and scale. | <p>2. Not applicable.</p> | <p>3. Repairs and maintenance to a heritage building that contravenes HH-R7.1. is a restricted discretionary activity.</p> <p>Discretion is restricted for the standard(s) not met, to the matters in:</p> <ul style="list-style-type: none"> a. HH-S1 Materials; and b. HH-S2 Finishing; and c. HH-S3 Elevated features; and d. HH-S4 Elevation design and scale. |
| <p>HH-R8 Sustainable addition to a heritage building [DP] Legal effect on notification: Yes</p> | <p>1. Sustainable addition to a heritage building is a permitted activity, provided that it complies with the following standards:</p> <ul style="list-style-type: none"> a. HH-S1 Materials; and | <p>2. Not applicable.</p> | <p>3. Sustainable addition to a heritage building that contravenes HH-R8.1. is a restricted discretionary activity.</p> |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | <ul style="list-style-type: none"> b. HH-S2 Finishing; and c. HH-S3 elevated features; and d. HH-S4 Elevation design and scale; and e. HH-S5 Sustainable addition or seismic strengthening | | <p>Discretion is restricted for the standard(s) not met, to the matters in:</p> <ul style="list-style-type: none"> a. HH-S1 Materials; and b. HH-S2 Finishing; and c. HH-S3 elevated features; and d. HH-S4 Elevation design and scale; and e. HH-S5 Sustainable addition or seismic strengthening |
| <p>HH-R9 Removal of an unreinforced masonry chimney from a heritage building [DP] Legal effect on notification: Yes</p> | <p>1. Removal of an unreinforced masonry chimney from a heritage building is a permitted activity, provided that it is immediately replaced with a lightweight structure to the same size, scale, detail and texture.</p> | <p>2. Not applicable.</p> | <p>3. Removal of an unreinforced masonry chimney from a heritage building that contravenes HH-R9.1. is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on heritage values; and b. design and appearance; and c. the protection of the building and people from the |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | risk of earthquake damage. |
| <p>HH-R10</p> <p>Temporary alteration and addition to a heritage building</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p> | <p>1. Temporary alteration or addition to a heritage building is a permitted activity, provided that:</p> <p>a. the temporary alteration or addition is in place for no longer than one month; and</p> <p>b. the building is returned to the same condition or better within 14 calendar days of the removal of the temporary alteration or addition; and</p> <p>c. following completion, the temporary alteration or addition complies with the following standards:</p> <p>i. HH-S1 Materials; and</p> <p>ii. HH-S2 Finishing; and</p> <p>iii. HH-S3 elevated features; and</p> | <p>2. Not applicable.</p> | <p>3. Temporary alteration or addition to a heritage building that contravenes HH-R10.1.a. or HH-R10.1.b. is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <p>a. effects on public access; and</p> <p>b. duration of the temporary alterations and additions; and</p> <p>c. effects on heritage values.</p> <p>2. Temporary alteration or addition to a heritage building that contravenes HH-R10.1.c. is a restricted discretionary activity.</p> <p>Discretion is restricted for the standard(s) not met, to the matters in:</p> <p>a. HH-S1 Materials; and</p> |

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| | <ul style="list-style-type: none"> iv. HH-S4 Elevation design and scale; and v. HH-S5 Sustainable addition or seismic strengthening. | | <ul style="list-style-type: none"> b. HH-S2 Finishing; and c. HH-S3 Elevated features; and d. HH-S4 Elevation design and scale; and e. HH-S5 Sustainable addition or seismic strengthening. |
| <p>HH-R11 Aerial attached to a heritage building [DP]</p> <p>Legal effect on notification: Yes</p> | <p>1. An aerial attached to a heritage building is a permitted activity, providing that:</p> <ul style="list-style-type: none"> a. no more than 3 aerials are fixed to any one heritage building; and b. no aerial is visible from a public viewpoint. | <p>2. Not applicable.</p> | <p>3. An aerial attached to a heritage building that contravenes HH-R11.1. is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on heritage values; and b. design and appearance; and c. materials |
| <p>HH-R12 Other alteration or addition to a heritage building [DP]</p> <p>Legal effect on notification: Yes</p> | <p>1. Not applicable.</p> | <p>2. Not applicable.</p> | <p>3. Any other alteration or addition to a heritage building not otherwise provided for in HH-R4, HH-R5, HH-R6, HH-R7, HH-R8, HH-R9, HH-R10 and HH-R11 is a restricted discretionary activity.</p> |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. effects on heritage values; and b. design and appearance; and c. materials. |
| <p>HH-R13 New building on the site of a heritage building [DP] Legal effect on notification: Yes</p> | <p>1. A new building on the same site as a heritage building, where that new building is located more than 100 metres from the heritage building is a permitted activity.</p> | <p>2. Not applicable.</p> | <p>3. A new building on the same site as, and within 100 metres of, a heritage building is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. design and appearance of the new building in relation to the existing heritage building; and b. location and distance of the building from, and relationship to, the existing heritage building. |
| <p>HH-R14 Household, commercial or industrial customer connection from a network utility, where</p> | <p>1. Not applicable.</p> | <p>2. Not applicable.</p> | <p>3. A household, commercial or industrial customer connection from a network utility is a restricted discretionary activity where it is</p> |

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| <p>attached to a historic heritage item</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p> | | | <p>attached to a historic heritage item.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. design and external appearance; and b. heritage values; and c. amenity and location; and d. health and safety; and e. operational considerations. |
| <p>HH-R15</p> <p>Alteration and addition to a building in a heritage streetscape overlay</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p> | <ul style="list-style-type: none"> 1. Alteration or addition to any part of a building that: <ul style="list-style-type: none"> a. is within a heritage streetscape overlay; and b. is not a heritage building; and c. is not visible from a significant viewpoint is a permitted activity. 2. Alteration or addition to any part of a building that: <ul style="list-style-type: none"> a. is within a heritage streetscape overlay; and | <p>4. Not applicable.</p> | <ul style="list-style-type: none"> 5. Alteration or addition to any part of a building within a heritage streetscape overlay that contravenes HH-R15.1., HH-R15.2. or HH-R15.3. is a restricted discretionary activity. <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. design and appearance; and b. the extent to which the alteration or addition is consistent with the applicable |

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| | <p>b. is not a heritage building; and</p> <p>c. is visible from a significant viewpoint; and</p> <p>is a permitted activity provided that:</p> <p>d. the alteration is removal of an unreinforced masonry chimney; or</p> <p>e. the alteration or addition is consistent with the applicable heritage streetscape overlay design guide.</p> <p>3. Alteration or addition to any heritage building within a heritage streetscape overlay is a permitted activity provided that:</p> <p>a. it is consistent with the applicable heritage streetscape overlay design guide; and</p> <p>b. complies with HH-R4, HH-R5, HH-R6, HH-R7, HH-R8, HH-R9,</p> | | <p>heritage streetscape overlay design guide; and</p> <p>c. any effects on the heritage and historic character values of the applicable heritage streetscape overlay; and</p> <p>d. any cumulative or precedent effects on the values of the applicable heritage streetscape overlay; and</p> <p>e. the degree to which the alteration or addition obscures the view of a Heritage building in the applicable heritage streetscape overlay from any significant viewpoint.</p> |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | HH-R10, HH-R11, HH-R12, HH-R13 and HH-R14. | | |
| <p>HH-R16</p> <p>New building in a heritage streetscape overlay</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p> | 1. Not applicable. | 2. Not applicable. | <p>3. A new building in a heritage streetscape overlay, with the exception of a garage within the front yards of residential units in South Street, Elliott Street and the Dear Cottages heritage streetscape overlays, is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. the extent to which the proposal is consistent with the applicable heritage streetscape overlay design guide; and b. the design and external appearance of the parts of the building (including garages) visible from a significant viewpoint; and the amount and |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | <p>location of parking and garaging; and</p> <p>c. building height; and</p> <p>d. the degree of coverage of the front yard; and</p> <p>e. any effects on the heritage and historic character values of the applicable heritage streetscape overlay; and</p> <p>f. any cumulative or precedent effects on the values of the applicable heritage streetscape overlay; and</p> <p>g. the degree to which the new building obscures the view of a heritage building in the applicable heritage streetscape overlay from any significant viewpoint.</p> <p>4. A garage within the front yards of residential units in South Street, Elliott</p> |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | Street and the Dear Cottages heritage streetscape overlays is a non-complying activity . |
| <p>HH-R17</p> <p>Fence in a Heritage streetscape overlay</p> <p>[DP]</p> <p>Legal effect on notification: Yes</p> | <ol style="list-style-type: none"> 1. A fence located between a residential unit and the road boundary in the South Street and Dear Cottages heritage streetscape overlays is a permitted activity provided that: <ol style="list-style-type: none"> a. the maximum height is 900mm; and b. it is constructed of timber pickets. 2. A fence located between a residential unit and the road boundary in a heritage streetscape overlay, with the exception of the South Street and Dear Cottages heritage streetscape overlays, is a permitted activity provided that: <ol style="list-style-type: none"> a. the maximum height is 1800mm; and | <ol style="list-style-type: none"> 3. Not applicable. | <ol style="list-style-type: none"> 4. A fence located between a residential unit and the road boundary in a heritage streetscape overlay that contravenes HH-R17.1. or HH-R17.2. is a restricted discretionary activity. <p>Discretion is restricted to:</p> <ol style="list-style-type: none"> a. design and appearance; and b. the extent to which the fence is consistent with applicable heritage streetscape overlay design guide; and c. any effects on the heritage and historic character values of the applicable heritage streetscape overlay; and d. any cumulative or precedent |

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| | <p>b. any portion of the fence between 1200mm and 1800mm above ground level is an open structure such as trellis, picket or wrought iron.</p> | | <p>effects on the values of the applicable heritage streetscape overlay; and</p> <p>e. the degree to which the fence obscures the view of a heritage building in the applicable heritage streetscape overlay from any significant viewpoint.</p> |
| <p>HH-R18 New or extended building or structure on or near regionally significant archaeology [RCP, DP] Legal effect on notification: Yes</p> | <p>1. Not applicable.</p> | <p>2. Not applicable.</p> | <p>3. A new or extended building or structure in a RURZ – Rural zone, an OSRZ – Open space and recreation zone or the CMA – Coastal marine area is a restricted discretionary activity where it is located within 50 metres of the centre of an icon which is identified as regionally significant archaeology.</p> <p>Discretion is restricted to:</p> <p>a. the heritage and archaeological values and significance; and</p> |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | <ul style="list-style-type: none"> b. the degree of modification; and c. the nature, extent, design and location of the proposed activity; and d. the purpose of the activity and consideration of alternative techniques, locations and tools. <p>4. A new or extended building or structure in any other zone other than those listed in HH-R.18.3. on any site that contains regionally significant archaeology is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. the heritage and archaeological values and significance; and b. the degree of modification; and c. the nature, extent, design and location of the proposed activity; and |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | <p>d. the purpose of the activity and consideration of alternative techniques, locations and tools.</p> |
| <p>HH-R19 Earthworks on or near regionally significant archaeology [DP] Legal effect on notification: Yes</p> | <p>1. Not applicable.</p> | <p>2. Not applicable.</p> | <p>3. Earthworks, except within the road reserve, in a RURZ – Rural zone or an OSRZ – Open space and recreation zone are a restricted discretionary activity where they are located within 50 metres of the centre of an icon which is regionally significant archaeology.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. the heritage and archaeological values and significance; and b. the degree of modification; and c. the nature, extent, design and location of the proposed activity; and d. the purpose of the activity and consideration of |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | <p>alternative techniques, locations and tools.</p> <p>4. Earthworks, except within the road reserve, in any other zone other than those listed in HH-R.19.4. on any site that contains regionally significant archaeology are a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. the heritage and archaeological values and significance; and b. the degree of modification; and c. the nature, extent, design and location of the proposed activity; and d. the purpose of the activity and consideration of alternative techniques, locations and tools. <p>5. Earthworks, within the road reserve, are a restricted discretionary</p> |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | <p>activity where they are located within 10 metres of the centre of an icon which is regionally significant archaeology.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. the heritage and archaeological values and significance; and b. the degree of modification; and c. the nature, extent, design and location of the proposed activity; and d. the purpose of the activity and consideration of alternative techniques, locations and tools. |
| <p>HH-R20</p> <p>Disturbance of the foreshore or seabed on or near regionally significant archaeology</p> <p>[RCP]</p> <p>Legal effect on notification: Yes</p> | <p>1. Not applicable.</p> | <p>2. Not applicable.</p> | <p>3. Disturbance of the foreshore or seabed is a restricted discretionary activity where it is located within 50 metres of the centre of an icon which is regionally significant archaeology.</p> <p>Discretion is restricted to:</p> |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
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| | | | <ul style="list-style-type: none"> a. the heritage and archaeological values and significance; and b. the degree of modification; and c. the nature, extent, design and location of the proposed activity; and d. the purpose of the activity and consideration of alternative techniques, locations and tools. |
| <p>HH-R21</p> <p>New or extended building or structure within an archaeological overlay</p> <p>[RCP, DP]</p> <p>Legal effect on notification: Yes</p> | <p>1. Not applicable.</p> | <p>2. Not applicable.</p> | <p>3. A new or extended building or structure in an archaeological overlay is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. the heritage and archaeological values and significance; and b. the nature, extent, design and location of the proposed activity; and c. the purpose of the activity and |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
|--|--|---------------------------|---|
| | | | consideration of alternatives. |
| <p>HH-R22 Earthworks within an archaeological overlay [DP] Legal effect on notification: Yes</p> | <p>1. Earthworks within an archaeological overlay associated with the maintenance of an existing road or track along its existing formation are a permitted activity.</p> | <p>2. Not applicable.</p> | <p>3. Except as provided for in HH-R22.1., earthworks within an archaeological overlay are a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. the heritage and archaeological values and significance; and b. the nature, extent, design and location of the proposed activity; and c. the purpose of the activity and consideration of alternatives. |
| <p>HH-R23 Disturbance of the foreshore or seabed within an archaeological overlay [RCP] Legal effect on notification: Yes</p> | <p>1. Not applicable.</p> | <p>2. Not applicable.</p> | <p>3. Disturbance of the foreshore or seabed within an Archaeological overlay is a restricted discretionary activity.</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> a. the heritage and archaeological |

| Activity | Permitted | Controlled | Discretionary/ Non-complying/ Prohibited |
|----------|-----------|------------|--|
| | | | <p>values and significance; and</p> <p>b. the nature, extent, design and location of the proposed activity; and</p> <p>c. the purpose of the activity and consideration of alternatives.</p> |

Standards

| Standard | Use/Activity |
|----------|---|
| HH-S1 | Materials |
| HH-S2 | Finishing |
| HH-S3 | Elevated features |
| HH-S4 | Elevation design and scale |
| HH-S5 | Sustainable addition or seismic strengthening |

| Activity | Standard | Matters that discretion is restricted to where the activity does not comply with this Standard |
|---|---|---|
| <p>HH-S1 Materials [DP] Legal effect on notification: Yes</p> | <p>1. The materials used are the same as those being repaired or replaced, or those that were in place originally, except:</p> <ul style="list-style-type: none"> a. components and materials relating directly to a sustainable addition or earthquake strengthening; and b. concrete or masonry roofing tiles or similar heavy roofing material may be replaced with lightweight material of a similar appearance; and c. wooden windows may be retrofitted with double-glazed units into the existing timber joinery. | <p>2. Effects on heritage values. 3. Design and appearance. 4. Materials. 5. Where applicable, the protection of the building and people from the risk of earthquake damage.</p> |
| <p>HH-S2 Finishing [DP] Legal effect on notification: Yes</p> | <p>1. Unpainted walls must not be painted. 2. Unrendered walls must not be rendered.</p> | <p>3. Effects on heritage values. 4. Design and appearance. 5. Materials.</p> |
| <p>HH-S3 Elevated features [DP] Legal effect on notification: Yes</p> | <p>1. Where an elevated feature is replaced, the replacement feature must appear exactly the same as the feature being replaced when viewed from a significant viewpoint.</p> | <p>2. Effects on heritage values. 3. Design and appearance. 4. Where applicable, the protection of the building and people from the risk of earthquake damage.</p> |

| Activity | Standard | Matters that discretion is restricted to where the activity does not comply with this Standard |
|---|---|--|
| <p>HH-S4 Elevation design and scale [DP] Legal effect on notification: Yes</p> | <p>1. There is no change to the elevation design and scale of the existing building.</p> | <p>2. Effects on heritage values. 3. Design and appearance. 4. Where applicable, the protection of the building and people from the risk of earthquake damage.</p> |
| <p>HH-S5 Sustainable addition or seismic strengthening [DP] Legal effect on notification: Yes</p> | <p>1. Upon completion no element of the sustainable addition or seismic strengthening are visible from a significant viewpoint.</p> | <p>2. Effects on heritage values. 3. Design and appearance. 4. Where applicable, the protection of the building and people from the risk of earthquake damage.</p> |