

## DECISION REPORT

### PLAN CHANGE 90 – HOME ENTERPRISES – SALE OF GOODS

#### INTRODUCTION

Pursuant to Section 10(1) of Schedule 1 of the Resource Management Act 1991, the District Plan Committee makes the following decisions on the provisions of the District Plan First Review and matters raised in submissions to Plan Change 90 – Home Enterprises – Sale of Goods.

The decision is set out as follows:

- Decisions on submissions
- Decisions on the provisions of the District Plan First Review

#### DECISIONS ON SUBMISSIONS

The purpose of this part of the report is to show the decisions made on submissions with reasons. Decisions are shown as follows; existing District Plan text in black, proposed changes as included in the Section 32 Report and now confirmed by the decisions in **red**.

#### DECISION

Replace Rules 13.4.1(g)(iii), 14.4.3(c), 15.4.1(e)(iv), 16.4.1(f)(iii), 17.4.1(e)(v), and 18.4.1(h)(v) with the changes as notified and the minor amendment as shown below:

~~*Does not involve sales of products other than those produced on the site. This does not apply to the sale of any goods stored, distributed and manufactured off the site that are sold via the internet;*~~

*Any goods sold must be:*

- (i) *goods produced on site; and/or*
- (ii) *goods that are ordered by the customer by telephone, mail or electronic transaction and redistributed to them by post, courier, or electronically; and/or*
- (iii) *goods ancillary and related to a service provided by the home enterprise.*

The following submission is therefore:

#### Accepted

Submission	Point Number	Name
1	29-34	Daniel Kinnoch

#### REASONS

Adopting the plan change as notified is considered to be the most effective and efficient method to address the issue regarding interpretation of the activity performance standards relating to the sale of goods from Home Enterprises.

The plan change reflects the way many legitimate Home Enterprises operate and enables the sale of goods not produced on the site recognising that they are unlikely to result in off-site effects.

The need for the amendment requested by the submitter is unclear, particularly given the definition of Home Enterprises means that the activity must operate from the site of a residential activity (and therefore that the service must be operating from the site to be a Home Enterprise).

## DECISIONS ON THE PROVISIONS OF THE DISTRICT PLAN FIRST REVIEW

The purpose of this part of the report is to show the decisions to change the provisions of the District Plan First Review.

Decisions are shown as follows; existing District Plan text in black and decisions in red.

### Section 13 – Residential

Amend Rule 13.4.1(g)(iii) by replacing the standard relating to the sale of goods from Home Enterprises in the Residential Zone as follows:

Delete the following:

~~Does not involve sales of products other than those produced on the site. This does not apply to the sale of any goods stored, distributed and manufactured off the site that are sold via the internet;~~

Replace with:

Any goods sold must be:

- (i) goods produced on site; and/or
- (ii) goods that are ordered by the customer by telephone, mail or electronic transaction and redistributed to them by post, courier, or electronically; and/or
- (iii) goods ancillary and related to a service provided by the home enterprise.

### Section 14 – Medium Density

Amend Rule 14.4.3(c) by replacing the standard relating to the sale of goods from Home Enterprises in the Medium Density Residential Zone as follows:

Delete the following:

~~Does not involve sales of products other than those produced on the site. This does not apply to the sale of any goods stored, distributed and manufactured off the site that are sold via the internet;~~

Replace with:

Any goods sold must be:

- (i) goods produced on site; and/or
- (ii) goods that are ordered by the customer by telephone, mail or electronic transaction and redistributed to them by post, courier, or electronically; and/or
- (iii) goods ancillary and related to a service provided by the home enterprise.

## Section 15 – Future Urban

Amend Rule 15.4.1 (e)(iv) by replacing the standard relating to the sale of goods from Home Enterprises in the Future Urban Zone as follows:

Delete the following:

~~Does not involve sales of products other than those produced on the site. This does not apply to the sale of any goods stored, distributed and manufactured off the site that are sold via the internet;~~

Replace with:

Any goods sold must be:

- (i) goods produced on site; and/or
- (ii) goods that are ordered by the customer by telephone, mail or electronic transaction and redistributed to them by post, courier, or electronically; and/or
- (iii) goods ancillary and related to a service provided by the home enterprise.

## Section 16 - Rural-Residential

Amend Rule 16.4.1(f)(iii) by replacing the standard relating to the sale of goods from Home Enterprises in the Rural Residential Zone as follows:

Delete the following:

~~Does not involve sales of products other than those produced on the site. This does not apply to the sale of any goods stored, distributed and manufactured off the site that are sold via the internet;~~

Replace with:

Any goods sold must be:

- (i) goods produced on site; and/or
- (ii) goods that are ordered by the customer by telephone, mail or electronic transaction and redistributed to them by post, courier, or electronically; and/or
- (iii) goods ancillary and related to a service provided by the home enterprise.

## Section 17 – Lifestyle

Amend Rule 17.4.1(e)(v) by replacing the standard relating to the sale of goods from Home Enterprises in the Lifestyle Zone as follows:

Delete the following:

~~Does not involve sales of products other than those produced on the site. This does not apply to the sale of any goods stored, distributed and manufactured off the site that are sold via the internet;~~

Replace with:

Any goods sold must be:

- (i) goods produced on site; and/or
- (ii) goods that are ordered by the customer by telephone, mail or electronic transaction and redistributed to them by post, courier, or electronically; and/or
- (iii) goods ancillary and related to a service provided by the home enterprise.

## **Section 18 – Rural**

Amend Rule 18.4.1(h)(v) by replacing the standard relating to the sale of goods from Home Enterprises in the Rural Zone as follows:

Delete the following:

~~Does not involve sales of products other than those produced on the site. This does not apply to the sale of any goods stored, distributed and manufactured off the site that are sold via the internet;~~

Replace with:

Any goods sold must be:

- (i) goods produced on site; and/or
- (ii) goods that are ordered by the customer by telephone, mail or electronic transaction and redistributed to them by post, courier, or electronically; and/or
- (iii) goods ancillary and related to a service provided by the home enterprise.