

**From:** [info@waipadc.govt.nz](mailto:info@waipadc.govt.nz)  
**To:** [Policy Shared](#)  
**Subject:** External Sender: Waipā District Plan - Plan Change Submission Form 5 - Fire and Emergency New Zealand  
**Date:** Friday, 30 September 2022 10:31:18 am

---

**CYBER SECURITY WARNING:** This email is from an external source - be careful of attachments and links. Please follow the Cybersecurity Policy and report suspicious emails to Servicedesk

**Full name of submitter** Fire and Emergency New Zealand  
**Contact name (if different from above)** Alec Duncan  
**Email address** [REDACTED]  
**Address for service** [REDACTED]  
**Contact phone number** [REDACTED]

**This is a submission on the following proposed plan change to the Waipā District Plan**

Plan Change 26 - Residential Zone Intensification

**Could you gain an advantage in trade competition through this submission?** I could not  
**Are you directly affected by an effect of the subject matter that - (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition?** I am  
**Do you wish to be heard (attend and speak at the Council hearing) in support of your submission?** I do  
**If others make a similar submission, will you consider presenting a joint case with them at the hearing?** No  
**Do you support the proposed change(s)?** I support in part

**The specific provisions of the plan change my submission relates to are (give details):**

Please refer to attached submission for detail.

**My submission is**

Please refer to attached submission for detail.

**I seek the following decision/s from Council**

Please refer to attached submission for detail.

**Attachments**

[Fire and Emergency New Zealand Submission - Waipa District Council - Proposed Plan Change 26 - 30.09.2022.pdf](#)

# Submission on notified Plan Change 26: Residential Zone Intensification to the Waipā District Plan

---

## *Intensification Streamlined Planning Process (ISPP)*

**To:** Waipā District Council

**Submission from:** Fire and Emergency New Zealand

**This submission is made on behalf of Fire and Emergency New Zealand (Fire and Emergency) to Waipā District Council (WDC) on Proposed Plan Change 26 (PPC26).**

### 1.1 Context

The primary objective of Fire and Emergency is to reduce the incidence of unwanted fire and the associated risk to life and property. Fire and Emergency seek to:

- protect and preserve life
- prevent or limit injury
- prevent or limit damage to property and land, and
- prevent or limit damage to the environment<sup>1</sup>.

Fire and Emergency's main functions<sup>2</sup> are—

- (a) to promote fire safety, including providing guidance on the safe use of fire as a land management tool; and
- (b) to provide fire prevention, response, and suppression services; and
- (c) to stabilise or render safe incidents that involve hazardous substances; and
- (d) to provide for the safety of persons and property endangered by incidents involving hazardous substances; and
- (e) to rescue persons who are trapped as a result of transport accidents or other incidents; and
- (f) to provide urban search and rescue services.

Fire and Emergency also has secondary functions to assist in matters to the extent that Fire and Emergency has the capability and capacity to do so and the capability to perform their main functions efficiently and effectively. These secondary functions<sup>3</sup> are:

- (a) responding to medical emergencies; and
- (b) responding to maritime incidents; and

---

<sup>1</sup> Fire and Emergency New Zealand Act 2017 section 10(a)(b)

<sup>2</sup> Fire and Emergency New Zealand Act 2017 section 11(2)

<sup>3</sup> Fire and Emergency New Zealand Act 2017 section 12(3)

- (c) performing rescues, including high angle line rescues, rescues from collapsed buildings, rescues from confined spaces, rescues from unrespirable and explosive atmospheres, swift water rescues, and animal rescues; and
- (d) providing assistance at transport accidents (for example, crash scene cordoning and traffic control); and
- (e) responding to severe weather-related events, natural hazard events, and disasters; and
- (f) responding to incidents in which a substance other than a hazardous substance presents a risk to people, property, or the environment; and
- (g) promoting safe handling, labelling, signage, storage, and transportation of hazardous substances; and
- (h) responding to any other situation, if Fire and Emergency has the capability to assist; and
- (i) any other function conferred on Fire and Emergency as an additional function by the Minister in accordance with section 112 of the Crown Entities Act 2004.

With the wider mandate and changing nature of Fire and Emergency response, the volume of incidents that Fire and Emergency responds to has grown, as has the range of incident types.<sup>4</sup>

Fire and Emergency attend on average, 729<sup>5</sup> incidents across Waipā district annually. This includes an average<sup>6</sup> of:

- 215 fires
- 99 medical emergencies
- 122 vehicle accidents
- 46 rescues and public assists
- 247 'other'<sup>7</sup> emergencies.

Fire and Emergency also faces broad challenges, such as the increasing frequency and severity of extreme weather events, increasing intensification of urban areas, and competing access to resources such as water and transport infrastructure. These challenges make the environment Fire and Emergency operates in more complex and puts greater demands on Fire and Emergency as an organisation.

Territorial authorities have a role in ensuring that Fire and Emergency, as an emergency service provider, can continue to operate effectively and efficiently in a changing urban environment. This includes consideration and management of the actual and potential implications on emergency services when giving effect to the National Policy Statement on Urban Development 2020 (NPS-UD) and the Resource Management (Enabling Housing Supply and Other Matters) Act 2021 (Enabling Act).

Fire and Emergency note that Policy 1 of the NPS-UD seeks planning decisions that contribute to well-functioning urban environments, which includes urban environments that, as a minimum, have good accessibility and are resilient to the likely current and future effects of climate change.

<sup>4</sup> There is an increasing need to respond to a wide range of non-fire emergencies, where Fire and Emergency often coordinate with and assist other emergency services. These include responding to motor vehicle accidents, medical call-outs, technical rescues, hazardous substance incidents such as gas or chemical leaks, and accidents and other incidents at sea. In 2016/17, Fire and Emergency attended more medical emergencies than structure and vegetation fires combined. (Source: NZ Fire Service Annual Report 2016/17)

<sup>5</sup> Average 2017-2021

<sup>6</sup> Average 2017-2021. Fire and Emergency note the impact of COVID-19 on the number of incidents over the 2020/2021 period. In some urban environments, Fire and Emergency observed a reduction in fires and traffic accidents over this period. It is suspected this may have been due to people being home more during the pandemic and perhaps making them more vigilant around fires and reduction of unwanted fire, and fewer people in the public domain thereby reducing the likelihood of unwanted fires at beaches and parks.

<sup>7</sup> 'Other' emergencies include HAZMAT, heat, pressure and electrical call outs, false alarms and other miscellaneous emergencies.

This submission seeks to enable Fire and Emergency to carry out its requirements under the Fire and Emergency New Zealand Act 2017 more effectively in the protection of people, property and the environment in the event of an emergency.

This submission addresses matters relating to activities required to be undertaken to enable an effective emergency response and to provide for the health and safety of people and communities in Waipā district. Issues of particular interest and relevance to Fire and Emergency broadly include:

- ensuring emergency services appliances and Fire and Emergency personnel can adequately access both built and natural environments across the district in the event of an emergency, and
- ensuring new development, including infill development, is adequately serviced by firefighting water supply, and
- maintaining and developing Fire and Emergency's property estate (e.g. fire stations) in strategic locations and at appropriate times to enable Fire and Emergency to continue to meet the demands and expectations of communities as they grow and change.

## **1.2 Emergency services access**

Fire and Emergency requires adequate access to new developments, associated structures and the natural environment to ensure that they can respond in emergencies. This includes access in the event of fire, natural hazard, hazardous substances, medical or a rescue or assist.

Within the urban environment, the NPS-UD encourages higher residential densities, more varied housing typologies such as larger multi-unit development as well as a more compact urban form generally. Intensification and infill housing in the city are already challenging traditional access to properties for fire and other emergencies. This includes both vehicle access to the source as well as physical access by Fire and Emergency personnel to perform rescues and duties, where obstructions and site layout inhibit the use of lifesaving appliances such as ladders, hoses and stretchers.

The changes consequential to the NPS-UD and the Enabling Act will create new challenges for emergency services. Fire and Emergency consider it is vital for the health, safety and wellbeing of communities that the needs of emergency services are taken into account as new urban development is being planned. It is also important that future development areas are designed to be well-functioning and resilient to ensure that communities are able to evacuate in the event of an emergency. If emergency response cannot access people in the event of an emergency, this will not enable and provide for well-functioning and resilient communities and will not achieve Policy 1 of the NPS-UD.

Some of the implications of these aspects are set out in the following sections.

### **1.2.1 Pedestrian only developments**

Fire and Emergency note that as a result of the NPS-UD, the requirement for onsite parking in all residential developments has been removed, increasing the number of developments that provide only pedestrian access on-site.

Fire and Emergency acknowledge that the New Zealand Building Code (NZBC) C5 specifies access and safety requirements for firefighting operations, where certain buildings must be designed and constructed so that there is a low probability of firefighters or other emergency services personnel being delayed in or impeded from assisting in rescue operations and performing firefighting operations. Buildings must also be designed and constructed so that there is a low probability of illness or injury to firefighters or other emergency services personnel during rescue and firefighting operations.

Of particular note, a performance requirement of C5 is that buildings must be provided with access for fire service vehicles to a hard-standing from which there is an unobstructed path to the building within 20m of the firefighter access into the building and the inlets to automatic fire sprinkler systems or fire hydrant

systems, where these are installed (among other requirements). These performance requirements do however not apply to detached dwellings, within household units in multi-unit dwellings, or to outbuildings and ancillary buildings, therefore there is a significant regulatory gap in the NZBC. Consequently, Fire and Emergency vehicular access requirements and firefighter access is not provided for within many types of developments of which WDC are likely to expect.

While it is unclear how WDC intend to manage such developments that intend to be pedestrian only, Fire and Emergency are concerned that where pedestrian only access developments are sought, these will not be adequate for responders to efficiently access properties in event of a fire or emergency or to use tools and equipment effectively if required. This has the potential to significantly increase the risk to life and property.

Until such time as there is a review of the NZBC to 'catch up' with the changing urban environment, Fire and Emergency consider that the Resource Management Act 1991 (RMA) needs to address this matter up front in order to manage the use, development and protection of natural and physical resources which enables people and communities to provide for their social, economic, and cultural well-being, and for their health and safety in accordance with Section 5 of the RMA.

To support effective and efficient access and manoeuvring of crew and equipment for firefighting, medical, rescue and other emergency response to pedestrian only access developments across Waipā district (should such developments be provided for), Fire and Emergency seek:

- pedestrian accessways are designed to be clear and unobstructed,
- pedestrian accessways have a minimum width of:
  - 3m on a straight accessway.
  - 6.2m on a curved or cornered accessway, and a
  - 4.5m space to position the ladder and perform operational tasks.
- wayfinding for different properties on a development are clear in day and night,
- developments give effect to the guidance provided in Fire and Emergency's 'Designer's Guide' to Firefighting Operations Emergency Vehicle Access' (December 2021) (Firefighting Operations Emergency Vehicle Access Guide)<sup>8</sup>.

Where resource consent is required for sites with no on-site vehicle access, matters of discretion should include consideration of the extent to which emergency service vehicle access is provided for. Urban design guidelines should also consider and reflect good practice examples that, where no vehicle access is provided to a lot/site, that an unobstructed path must be provided either, between buildings on the same site or between buildings and the property boundary to provide for sufficient firefighter access to the site/buildings. This can then be assessed on a case-by-case basis and councils' urban design guides could assist in the regard.

### 1.2.2 Emergency vehicle access

Adequate fire appliance access to both the source of a fire (or other emergency) and a firefighting water supply is essential to the efficient operation of Fire and Emergency. The requirements for firefighting access are set out in the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008 (SNZ PAS 4509:2008)<sup>9</sup>, are further detailed in Firefighting Operations Emergency Vehicle Access Guide and prescribed in Acceptable Solutions Part 6 of C/AS1 and C/AS2.

These requirements are necessary for Fire and Emergency to be able to operate pumping appliances from a hard standing. Often, this can be done from the public road, and this is how Fire and Emergency prefers to

<sup>8</sup> The Fire and Emergency Designers Guide to Firefighting Operations for emergency vehicle access provides help to ensure building designs comply with the NZBC C5 and can be found here: <https://www.fireandemergency.nz/assets/Documents/Business-and-Landlords/Building-and-designing-for-fire-safety/F5-02-GD-FFO-emergency-vehicle-access.pdf>

<sup>9</sup> The New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008 can be found here: <https://fireandemergency.nz/assets/Documents/Files/N5a-SNZPAS-4509-2008-NZFS-Firefighting-water-supplies-Code-of-practice.pdf>

operate where possible. Pumping appliances are vehicles used to pump water for firefighting (refer Appendix A of the Firefighting Operations Emergency Vehicle Access Guide). They carry a relatively small amount of water (1,350–2,000 litres) and have a limited length of hose. Accordingly, Fire and Emergency must have access to a water supply and must also be able to base operations near the building, so firefighters can reach the fire with water.

There are however a number of limitations and subsequent concerns Fire and Emergency have in relation to the requirements of the NZBC:

- Performance requirements in clauses C5.3 to C5.8 do not apply to detached dwellings, within household units in multi-unit dwellings, or to outbuildings and ancillary buildings and therefore there is a significant shortfall in access requirements for firefighter access to these particular buildings in the urban environment.
- For buildings to which C5 vehicle access requirements apply, Fire and Emergency observe developments that have obtained building consent (either via an “Acceptable Solution” or alternative solution developed if better suited to the particular building design and use) however the firefighting access provided for does not enable Fire and Emergency to effectively access a site in a fire or other emergency.

Fire and Emergency has strong concerns that even in situations where the NZBC applies, many recent developments are not compliant with the performance criteria of C5 and therefore do not comply with the NZBC (in particular 20m access to the building for firefighting or 75m hose length to the furthest point).

For this reason, WDC need to carefully consider how emergency vehicle access will be provided for within new residential developments.

Given the statutory gap in the NZBC, significant consideration needs to be given to new district plan rules and a related policy framework to require adequate access to buildings including detached residential dwellings by emergency vehicles and personnel (i.e. SH risk group buildings not covered by the NZBC). It is requested that these requirements align with those of the NZBC so as to not be inconsistent.

For all other developments to which C5 applies, Fire and Emergency request that, where not already provided for, the district plan introduce rules that ‘duplicate’ the appropriate requirements of the Part 6: firefighting of C/AS1 and C/AS2. Fire and Emergency consider that this approach would prevent resource consents being issued that could not be implemented because the layout does not demonstrate compliance with the performance requirements and need to be redesigned to provide sufficient firefighter access. This could mitigate some risks, especially when activities that currently require resource consent move to permitted.

Further, Fire and Emergency seek the provision of adequate access through voluntary measures such as urban design guidelines. These proposed measures would encourage developments to consider early in their design the requirements of emergency services. Fire and Emergency recommends developments give effect to the guidance provided in the Firefighting Operations Emergency Vehicle Access Guide.

Adequate provision for emergency access will enable Fire and Emergency to:

- Get into the building and to move freely around their vehicles.
- Gain access to rear dwellings on long sites where hose run lengths become an issue.
- Ensure the safety of firefighters and enable firefighters to deal quickly to smaller undeveloped fires before they develop and endanger members of the public and the firefighters who may need to assist them in either rescues and/or firefighting.

### 1.2.3 Carparking

Fire and Emergency is already encountering new development where emergency vehicle access along the roading corridor has been challenging. Issues with emergency vehicle access in these locations can be

caused by narrow roads / laneways, higher density typologies and a lack of off-street parking available resulting in cars parking along both sides of already narrow residential streets. Implications for emergency services include on-road obstructions, meaning emergency vehicles have difficulty or are unable to manoeuvre, as well as an inability to access buildings and locate fire hydrants in an emergency. Inadequate parking lengths along frontages also have been encountered generally from vehicles parking over footpaths in driveways, blocking access.

Fire and Emergency acknowledges that, where no off-street parking is required, there may also be no requirement to provide for vehicular access to a property. In these situations, emergency service staff would need to enter a property on foot and/or remove fences and other structures to provide access. Regardless, there needs to be sufficient clearance to access properties with heavy emergency equipment.

Despite Policy 11 and clause 3.38 of the NPS-UD, consent authorities can continue to consider the wider effects of car parking supply and demand in resource consent applications. This includes where on-site car parking is provided voluntarily, that any such car parking is provided with dimensions that the spaces do not protrude onto footpaths or otherwise create obstructions. Given that section 104(1) requires a consent authority to have regard to 'any actual and potential effects on the environment of allowing [an] activity', an adverse effect of a particular activity could include adverse traffic effects on the local or wider road network.

Section 108AA of the RMA relates to requirements for conditions of resource consents. Section 108AA(1)(b) provides that a condition must not be included in a resource consent for an activity unless the condition is directly connected to one or both of: an adverse effect of the activity on the environment and/or an applicable district or regional rule, or a national environmental standard.

Fire and Emergency request that WDC retain a policy framework that would enable such conditions to be imposed on a case-by-case basis, having regard to the effects of a particular activity. This could include, for example, matters of discretion relating to the safety of pedestrians and cyclists, surrounding car parking supply, and on and off-street amenity effects.

This will see that WDC, and the community are still able to consider any positive or adverse effects, and ensure any adverse effects can be avoided, remedied and mitigated. This would likely be most appropriate for large development applications with a significant under-provision of parking for the type and location of the activity. Consideration should also be given to the requirements of a transportation assessment to determine the impact of development of the roading network. It could also be necessary to use a condition of consent to tie a development application to preparing or updating a comprehensive parking management plan.

#### **1.2.4 Reduced setbacks**

The minimum building setbacks from boundaries and between buildings in the Medium Density Residential Standards to 1m on side boundaries from buildings on all sides increase the risk of fire spreading and can inhibit Fire and Emergency personnel from getting to the fire source. The difficulty of access may also increase the time for fire to burn, thereby increasing the heat radiation in a confined area.

Clause C3 of the NZBC is relevant here whereby buildings must be designed and constructed so that there is a low probability of fire spread to other property vertically or horizontally across a relevant boundary. Achieving this functional requirement is however limited by the mechanisms by which this is achieved (i.e. Acceptable Solutions) and buildings of which such requirements apply.

It is therefore vital that the NZBC is enforced and complied with to reduce the risk of fire spread in the intensified urban areas. This includes careful consideration of requirements to use non-combustible building materials to slow the vertical and horizontal spread of fire.

Fire and Emergency encourage WDC to consider integrating these considerations into relevant urban design guidelines to align with the NZBC and prompt developments to consider fire risk mitigations early on in



design. This should also be included as an advice note with the relevant side and rear boundary setback rules within PPC26.

### 1.3 Firefighting water supply

The primary objective of Fire and Emergency is to reduce the incidence of unwanted fire and the associated risk to life and property. To achieve this objective Fire and Emergency requires adequate water supply be available for firefighting activities.

It is critical for Fire and Emergency that water supply infrastructure is in place prior to any development commencing and that this water supply has adequate capacity and pressures available to service the future growth. Fire appliances carry a limited amount of water; therefore, it is necessary that adequate water capacity and pressure be available to Fire and Emergency to control or extinguish a fire. In the urban areas of the district, water is sourced from the reticulated water supply network, however where reticulation is not available or limited (i.e. trickle fed), alternative water sources will be required. This may be in the form of dedicated water tanks or ponds for firefighting. Adequate physical access to this water supply for new development (whether reticulated or non-reticulated) is also essential.

Adequate capacity and pressure for each development can be determined through the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008 (SNZ PAS 4509:2008)<sup>10</sup>. SNZ PAS 4509:2008 is a non-mandatory New Zealand Standard that sets out the minimum requirements for firefighting water and access in order for Fire and Emergency to operate effectively and efficiently in an emergency. Fire and Emergency note that the Waipā District Plan requires subdivision and development to connect to the reticulated network and the Regional Infrastructure Technical Specifications (RITS) requires the water supply network to comply with SNZ PAS 4509:2008.

Fire and Emergency consider it essential that urban development does not occur out of sequence with the delivery of key strategic infrastructure (network extensions or upgrades), or development is not enabled where there is potential or known infrastructure capacity constraints in relation to the water supply network (unless the urban development itself includes necessary upgrades).

Fire and Emergency strongly support the use of Te Ture Whaimana O Te Awa o Waikato - the Vision and Strategy for the Waikato River (Te Ture Whaimana) as a qualifying matter as a mechanism to manage the impacts on the water supply network. Fire and Emergency support the requirement for development to assess the local network capacity for water. This will assist WDC in identifying areas across the district where there is potential or known infrastructure capacity constraints and will enable WDC to manage the cumulative impacts of urban intensification on the water supply network.

To manage the cumulative effects on the water supply network, Fire and Emergency considers that all subsequent subdivision and development should be subject to development standards within the district plan requiring all applicants to demonstrate by way of providing evidence (i.e. hydrant flow testing) that their development can be adequately serviced for firefighting water supply in accordance with the SNZ PAS 4509:2008 across all zones. If this does not become part of the consenting regime, there will likely be development with inadequate firefighting water supply with potentially serious consequences for life and property. Particular consideration should be given to high rise buildings and the network's capacity to maintain pressures.

---

<sup>10</sup> The New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008 can be found here: <https://fireandemergency.nz/assets/Documents/Files/N5a-SNZPAS-4509-2008-NZFS-Firefighting-water-supplies-Code-of-practice.pdf>



## 1.4 Demand on emergency services

Fire and Emergency has a Statement of Performance Expectations<sup>11</sup> which sets out targets to delivering timely and effective fire response and suppression services as well as other services<sup>12</sup>. Community need for Fire and Emergency services has been increasing, thereby increasing Fire and Emergency's presence on the roads and need for fast and efficient access to incidents across the district.

Urban growth and intensification coupled with the increasing rate of extreme weather events and risk from natural hazards as a result of climate change and other environmental and demographic changes across communities is likely to result in a greater demand on emergency services and consequently can affect response times if not managed.

Fire and Emergency's response time commitments to the government and community are key determinants for the location of new, or expansion of existing fire stations. Fire stations therefore need to be strategically located within and throughout communities to maximise their coverage and maintain appropriate response times and efficiently provide for the health and safety of people and communities.

As urban areas develop and intensify, the ability to construct and operate fire stations in locations which will enable reasonable response times to fire and other emergencies is critical for the health, safety and wellbeing of people in the community. In this regard it is noted that Fire and Emergency is not a requiring authority under section 166 of the RMA and therefore does not have the ability to designate land for the purposes of fire stations.

Provisions within the rules of the district plan therefore may be the best way to facilitate the development of any new emergency service facilities as the city grows. Ongoing, and more frequent engagement with Fire and Emergency in terms of growth projections and demographic changes will assist Fire and Emergency in understanding where there is a need for new emergency service facilities in the future. This will be particularly important during plan review and plan changes that seek to re-zone large portions of land to facilitate development.

**Fire and Emergency seeks the following decision from the local authority:**

**Appendix A** set out the details of Fire and Emergency's submission, including the amendments sought by Fire and Emergency to specific provisions in PPC26, and the reasons for the amendments.

Fire and Emergency would welcome any questions or further engagement on matters raised in the submission within. Fire and Emergency may wish to be heard in support of its submission depending upon the proposed amendments recommended to the Plan Change provisions as notified.

Signature of person authorised to sign on behalf of Fire and Emergency



**Date:** 30/09/2022  
**Electronic address for service:** [REDACTED]  
**Telephone:** [REDACTED]  
**Postal address:** [REDACTED]  
**Contact person:** Alec Duncan

<sup>11</sup> Statement of Performance Expectations 2021/2022 can be found here: <https://www.fireandemergency.nz/assets/Documents/About-FENZ/Key-documents/FENZ-Statement-of-Performance-Expectations-2021-2022.pdf>

<sup>12</sup> Fire and Emergency Act 2017 sections 10-12

## Appendix A

The following table sets out the specific position and any amendments sought by Fire and Emergency. Where specific amendments to provisions of PPC26 are sought, these amendments are shown as red underline (for new text sought) and ~~word~~ (for deletion).

ID	Provision	Support / oppose	Submission	Requested amendment
<b>Section 1 – Strategic Policy Framework</b>				
1	Policy 1.3.3.2 – Out of sequence and out of zone plan changes	<b>Support</b>	Fire and Emergency support new policy 1.3.3.2 as it enables council and developers to consider out of sequence and out of zone plan changes where the necessary infrastructure is available / provided for the proposed development. This is important to Fire and Emergency from both a water supply and transportation network perspective.	Retain as notified.
<b>Section 2 – Residential Zone</b>				
2	Policy 2.3.2.4 - Building setback: road boundary	<b>Support in part</b>	Fire and Emergency request that this policy be amended to include consideration of the health and safety of residents where reduced side boundary setbacks are enabled.	Amend Policy 2.3.2.4 as follows:  Provided that there is no loss of privacy, sunlight or daylight on adjoining properties, and where sufficient area is maintained on site for outdoor living <u>and to provide for the health and safety of residents</u> , and the building does not <del>excessively unduly</del> dominate outdoor living areas on adjoining sites.
<b>Section 2A – Medium Density Residential Zone</b>				
3	2A.1.9 Qualifying Matters – Introduction	<b>Support</b>	Fire and Emergency support the adoption of Te Ture Whaimana as a qualifying matter to modify the Medium Density Residential Standards to manage the effects of development on infrastructure capacity, in particular, the water supply and transport networks.  Fire and Emergency also support the use of qualifying matters to control subdivision and development to manage significant risks from natural hazards. Risk reduction is central for Fire and Emergency as a national organisation as set out in the Risk Reduction Strategy 2019–2029. Fire and Emergency’s role in relation to natural hazards is embedded in Fire and Emergency New Zealand Act 2017. The control of subdivision and development to manage significant risks from natural hazards will support in guiding new development to appropriate locations and safeguard well-functioning and resilient communities.	Retain as notified.
4	2A.2 Resource Management Issues  2A.2.4 Residential amenity	<b>Support in part</b>	Fire and Emergency support the identification of the potential impact of residential intensification on residential amenity.  Fire and Emergency consider that the functional effects on the amenity of the Medium Density Residential Zone should be expanded to include neighbourhoods that are accessible and provide for the health, safety and wellbeing of residents. This is consistent with proposed objective 2A.3.1.	Amend as follows:  2A.2.4 Developments and subdivisions can have adverse visual and functional effects on the amenity of the Medium Density Residential Zone. The amenity values of the Medium Density Residential Zone include:  <u>(d) Neighbourhoods and sites that are accessible and provide for the health, safety and wellbeing of residents.</u>
5	2A.3 Objectives and Policies  Objectives – Medium Density Residential Standards	<b>Support</b>	Fire and Emergency support the Medium Density Residential Standards objective and policy framework insofar that it requires Council to provide for a well-functioning urban environment and enables all people and communities to provide for their health and safety, now and into the future (Objective 2A.3.1).	Retain as notified.

ID	Provision	Support / oppose	Submission	Requested amendment
			<p>Fire and Emergency also support policy 2A.3.2.6 insofar that it requires housing to be designed to meet the day-to-day needs of residents.</p> <p>This policy framework would include consideration of, and the requirement to provide an adequate firefighting water supply and adequate emergency access and egress in the event of an emergency.</p>	
6	<p>2A.3.4 Objective - Neighbourhood amenity and safety</p> <p>2A.3.4.1 Policy - Building setback: road boundary</p> <p>2A.3.4.3 Policies - Building setback: side boundaries</p>	<b>Support in part</b>	<p>As set out in section 1.2.4 of this submission, Fire and Emergency have concerns around the increased risk of fire spreading as a result of reduced boundary setbacks. Reduced setbacks can inhibit Fire and Emergency personnel from getting to the fire source or other emergency. The difficulty of access may also increase the time for fire to burn, thereby increasing the heat radiation in a confined area.</p> <p>Fire and Emergency support the policy framework that seeks to address neighbourhood amenity and safety through the management of building setbacks from road and side boundaries.</p> <p>Fire and Emergency support the acknowledgement in policy 2A.3.4.3 that recognises the need to provide ongoing access to the rear of the site and enable building maintenance from within the site.</p> <p>Fire and Emergency consider that this policy should go further to address the importance of maintaining consistent setbacks between buildings to provide for adequate access for residents as well as for emergency services. This will give effect to proposed objective 2A.3.1.</p> <p>Fire and Emergency acknowledge that firefighting access requirements and building setback controls are also managed through the New Zealand Building Code (NZBC) however consider it important that these controls are brought to the attention of plan users (i.e. developers) early on in the resource consent process so that they can incorporate the NZBC requirements early on in their building design.</p>	<p>Amend as follows:</p> <p>Policies - Building setback: side boundaries</p> <p>2A.3.4.3 To maintain a degree of separation between buildings when viewed from the road (except where perimeter block development is proposed), provide opportunities for planting where possible, provide a degree of privacy, maintain sunlight and daylight, provide ongoing access to the rear of the site and enable building maintenance <b>and emergency service access</b> from within the site by maintaining a consistent setback between buildings on different sites.</p>
7	2A.3.4.5 Policies - Site coverage and permeable surfaces	<b>Support in part</b>	<p>Fire and Emergency support 2A.3.4.5 as it seeks to ensure that all sites have sufficient open space to provide for landscaping, outdoor activities, storage, on-site stormwater disposal, parking, and vehicle manoeuvring.</p> <p>Fire and Emergency however consider that this policy should go further to address the importance of maintaining a maximum site coverage to ensure that resident access as well as emergency service access is provided for in the Medium Density Residential Zone.</p>	<p>Amend as follows:</p> <p>2A.3.4.5 To ensure that all sites have sufficient open space to provide for landscaping, outdoor activities, storage, on-site stormwater disposal, parking, <b>and</b> vehicle manoeuvring <b>and emergency service access</b> by maintaining a maximum site coverage requirement for buildings in the Medium Density Residential Zone.</p>
8	2A.3.4.21 Policy - Residential Based Visitor Accommodation	<b>Support</b>	<p>Fire and Emergency support 2A.3.4.21 insofar that Residential Based Visitor Accommodation is enabled on the basis that on-site parking and vehicle manoeuvring areas are provided and adverse effects related to traffic generation, and access are mitigated to the extent that they do not result in adverse effects on residential amenity or on the surrounding transport network.</p> <p>This will give Council the ability to assess the impacts on the roading network and impose conditions of consent to manage such effects i.e. to require onsite parking or parking management plans as appropriate.</p>	Retain as notified.
9	<p>2A.3.5 Objective - On-site amenity values</p> <p>2A.3.5.3 and 2A.3.5.3 Policies - Building setback from rear and side boundaries</p>	<b>Support in part</b>	<p>Fire and Emergency support the policy framework that seeks to address building setbacks from rear and side boundaries.</p> <p>Fire and Emergency consider that this policy framework be amended to ensure building setbacks provide for both resident and emergency services access and egress.</p>	<p>Amend as follows:</p> <p>2A.3.5.3 To enable the construction of buildings up to and on rear and side site boundaries in circumstances where there is minimal loss of privacy, sunlight or daylight or noise effects on adjoining properties or such effects are mitigated, and where sufficient area is maintained on site for outdoor living <b>and emergency services</b></p>



ID	Provision	Support / oppose	Submission	Requested amendment
				<a href="#">access</a> , and the building does not unduly dominate outdoor living areas on adjoining sites.
10	2A.3.7 Objective - Comprehensive design and development  2A.3.7.1 Policy - Comprehensive design of compact housing, retirement village accommodation and associated care facilities, rest homes, and visitor accommodation	<b>Support</b>	Fire and Emergency support the policy framework insofar that it seeks to ensure that compact housing, retirement village accommodation and associated care facilities, rest homes and visitor accommodation are comprehensively designed. Specifically, Fire and Emergency support 2A.3.7.1(i) which requires developers to mitigate adverse effects relating to traffic generation and access and 2A.3.7.1(j) being appropriately serviced and co-ordinated with infrastructure provision and integrated with the transport network.	Retain as notified.
11	2A.3.8 Objective - Non-residential activities	<b>Support</b>	As noted in section 1.4 of this submission, the ability to construct and operate fire stations in locations which will enable reasonable response times to fire and other emergencies is paramount the health, safety and wellbeing of people and the community. Fire stations therefore need to be strategically located within and throughout communities to maximise their coverage and response times so that they can efficiently and effectively respond to emergency call outs in a timely way, thus avoiding or mitigating the potential for adverse effects associated with fire hazard and other emergencies.  To this extent, Fire and Emergency support objective 2A.3.8 as it seeks to provide for the establishment of non-residential activities that provide for the health and well-being of the community and have a functional and compelling need to locate within a Medium Density Residential Zone. This could include a fire station.	Retain as notified.
12	2A.3.8.2 Policies - Non-residential activities	<b>Oppose</b>	Fire and Emergency request that emergency service facilities be provided for within this policy.  It is considered that subsequent policy 2A.3.8.3 provides Council the ability to assess whether any future emergency service facility is of a scale and design suitable for the Medium Density Residential Zone. In particular 2A.3.8.3(c) which requires non-residential activities to mitigate adverse effects related to traffic generation, access, noise, vibration, and light spill, to the extent that they do not result in adverse effects on residential character and amenity and the surrounding transport network.	Amend as follows:  2A.3.8.2 To enable activities that provide for the health and well-being of the community and that service or support an identified local need. Examples include education facilities, childcare and preschool facilities, <a href="#">emergency service facilities</a> , places of worship, facilities that provide respite care, community centres, marae and hospitals. New activities shall not be established on rear sites, and sites located on cul-de-sacs, or that have access to strategic roads unless provided for in a structure plan.
13	2A.4.1 Activity Status Tables	<b>Support</b>	Fire and Emergency support the matters of discretion associated with 2A.4.1.3(b) and (c), specifically: <ul style="list-style-type: none"> <li>• Building location, bulk and design.</li> <li>• Location of parking areas and vehicle manoeuvring.</li> <li>• Traffic generation and connectivity.</li> <li>• The outcomes of an infrastructure capacity assessment.</li> <li>• Alignment with any relevant Urban Design Guidelines adopted by Council.</li> </ul> <p>Given that Section 21 – Assessment Criteria and Information Requirements sets out the full suite of matters of control / discretion, Fire and Emergency support the cross referencing of Section 21 in Activity Status Table 15.4.1, as relevant.</p>	Retain as notified.
14	2A.4.1 Activity Status Tables	<b>Oppose</b>	Fire and Emergency note that emergency service facilities are not provided for in the MDRZ and therefore defaults to a non-complying activity.	Add new activity as follows:

ID	Provision	Support / oppose	Submission	Requested amendment
	2A.4.1.4 Discretionary activities		<p>Fire and Emergency therefore seeks that emergency service facilities be included in 2A.4.1.4 as a discretionary activity as fire stations are an integral component of the urban environment and these facilities (i.e. fire stations) provide for the health, safety and wellbeing of people in the community.</p> <p>As noted previously, the ability to construct and operate fire stations in locations which will enable reasonable response times to fire and other emergencies is paramount the health, safety and wellbeing of people and the community. Fire stations therefore need to be strategically located within and throughout communities to maximise their coverage and response times so that they can efficiently and effectively respond to emergency call outs in a timely way, thus avoiding or mitigating the potential for adverse effects associated with fire hazard and other emergencies.</p>	<p>2A.4.1.4 Discretionary activities</p> <p><u>(m) emergency service facilities</u></p>
15	Rule 2A.4.2.4 – Setbacks	<b>Support in part</b>	<p>Fire and Emergency acknowledge that Rule 2A.4.2.4 incorporates the density standards required by Part 2 of Schedule 3A of the RMA.</p> <p>As set out in section 1.2.4 of this submission, Fire and Emergency have concerns around the increased risk of fire spreading as a result of reduced boundary setbacks. Reduced setbacks can inhibit Fire and Emergency personnel from getting to the fire source or other emergency. The difficulty of access may also increase the time for fire to burn, thereby increasing the heat radiation in a confined area.</p> <p>Fire and Emergency acknowledge that firefighting access requirements and building setback controls are managed through the New Zealand Building Code (NZBC) however consider it important that these controls are brought to the attention of plan users (i.e. developers) early on in the resource consent process so that they can incorporate the NZBC requirements early on in their building design. Fire and Emergency therefore request that, as a minimum, an advice note is included with Rule 2A.4.2.4 directing plan users to the requirements of the NZBC.</p> <p>Fire and Emergency further support the matters of discretion listed in 2A.4.2.6, however consider that a new matter of discretion be included in 21.1.2A.8 to specifically consider the extent to which the non-compliance compromises the efficient movement of residents and emergency services and the provision for the health and safety of residents in meeting their day-to-day needs. A suggested matter of discretion is provided below.</p>	<p>Add advice note to Rule 2A.4.2.4:</p> <p><u>Advice note:</u></p> <p><u>Building setback requirements are further controlled by the Building Code. Plan users should refer to the applicable controls within the Building Code to ensure compliance can be achieved at the building consent stage. Issuance of a resource consent does not imply that waivers of Building Code requirements will be considered/granted.</u></p>
16	Rule 2A.4.2.10 – Outdoor living space (per unit)	<b>Support in part</b>	<p>Fire and Emergency support the provision of an outdoor living space on the premise that while not directly intended, may provide access for emergency services and space for emergency egress.</p> <p>As above, Fire and Emergency acknowledge that firefighting access requirements are managed through the NZBC however consider it important that these controls are brought to the attention of plan users (i.e. developers) in the resource consent process so that they can incorporate the NZBC requirements early on in their building design. The NZBC requirements will have an influence over how a site is designed and consequential site layout therefore Fire and Emergency consider it important that developers incorporate these requirements into their site layout at resource consent stage so that Council are able to assess this design to ensure compliance with the RMA.</p> <p>Fire and Emergency therefore request that, as a minimum, an advice note is included with 2A.4.2.10 directing plan users to the requirements of the NZBC.</p>	<p>Add advice note:</p> <p><u>Advice note:</u></p> <p><u>Site layout requirements are further controlled by the Building Code. This includes the provision for firefighter access to buildings and egress from buildings. Plan users should refer to the applicable controls within the Building Code to ensure compliance can be achieved at the building consent stage. Issuance of a resource consent does not imply that waivers of Building Code requirements will be considered/granted.</u></p>
17	2A.4.2.37 Rule - Noise	<b>Support</b>	<p>Fire and Emergency support the exclusion of use or testing of station and vehicle sirens or alarms used by emergency services from the noise limits in the MDRZ.</p>	<p>Retain as notified.</p>
18	2A.4.2.53 Rule - Heavy motor vehicles	<b>Support</b>	<p>Fire and Emergency support the exemption of emergency vehicles from this rule.</p>	<p>Retain as notified.</p>



ID	Provision	Support / oppose	Submission	Requested amendment
19	2A.4.2.54 Rule - Compact housing	<b>Support</b>	Fire and Emergency support the requirement to provide at least 3.5m separation from other buildings on the site where there is more than one building on a site. This will assist in providing space for emergency service personnel to operate around a building in a fire or other emergency.	Retain as notified.
<b>Section 15 – Infrastructure, Hazards, Development &amp; Subdivision</b>				
20	15.4.1 Activity Status Table	<b>Support</b>	Fire and Emergency generally support the inclusion of matters of control and matters of discretion in Activity Status Table 15.4.1 that requires consideration of the suitability of access and servicing of the proposed sites and that the risk of natural hazards on the site and whether this can be avoided or mitigated in the Medium Density Residential Zone.	Retain as notified.
21	Rule 15.4.2.1A – Medium Density Residential Zone subdivision around existing or proposed dwellings	<b>Support</b>	<p>Fire and Emergency support Rule 15.4.2.1A insofar that (b) requires a subdivision application to be accompanied by a land use application that is to be determined concurrently with the subdivision application.</p> <p>This will be important for Council to understand the impact of the proposed development (i.e. intended land use and residential densities) at the time of subdivision so that the consequent adverse impacts on infrastructure such as the water supply and transport network can be carefully considered prior to the granting of any subdivision resource consent.</p> <p>This will also ensure that an infrastructure capacity assessment is undertaken as per new section 2A requirements.</p>	Retain as notified.
22	Rule 15.4.2.3 - Lot frontage, lot shape factor and vehicle crossings	<b>Oppose</b>	<p>This rule is opposed by Fire and Emergency as it does not prescribe the minimum vehicle crossing requirements that would ensure well-functioning and resilient communities.</p> <p>Fire and Emergency requires all sites to provide a minimum vehicle crossing width of no less than 3.5m and a height clearance of 4m at site entrances. This is prescribed in the Designers' guide to firefighting operations Emergency vehicle access F5-02 GD. Fire and Emergency therefore request that this rule be amended to include a vehicle crossing minimum width and height clearance in the MDRZ in order to provide for emergency access.</p> <p>Should an application not comply with the minimum requirements, resource consent will be required as a restricted discretionary activity and will provide Council the ability to assess a development in accordance with the existing matters of discretion. This amendment gives effect to the objectives and policies that seek to provide for a well-functioning and resilient community.</p>	<p>Amend Rule 15.4.2.3:</p> <p>Vehicle Crossing minimum: <b>3.5m</b></p>
23	Rule 15.4.2.18 - Additional infrastructure servicing for the Residential, Commercial and Industrial Zones within the urban limits	<b>Support in part</b>	<p>Fire and Emergency support the application of Rule 15.4.2.18 to the new MDRZ. This is important in ensuring that new developments are connected to Council infrastructure services to ensure there is a water supply available for firefighting purposes.</p> <p>Fire and Emergency however seek a minor amendment to the advice note to include reference to 'development' of which this rule applies. This is important in scenarios where subdivision is not sought.</p>	<p>Amend advice note:</p> <p><u>2. If infrastructure capacity is unable to be confirmed the subdivision or development will either be declined or a financial contribution will be required to address the effects on infrastructure capacity.</u></p>
24	Rule 15.4.2.19 (new)	<b>Support in part</b>	Fire and Emergency strongly support the requirement for an infrastructure capacity assessment to be required where it is proposed to establish more than two dwellings on a site located within a qualifying matter overlay or overlays to ensure that there is sufficient capacity in the infrastructure network to deal with the additional demand being placed on the existing network from developments.	<b>Add new definition</b> for infrastructure capacity assessment and include the requirement for a suitably qualified and experienced person to demonstrate that the proposed subdivision or development can be adequately serviced in accordance with SNZ PAS 4509:2008.

ID	Provision	Support / oppose	Submission	Requested amendment
			<p>It is paramount to Fire and Emergency that the infrastructure capacity assessment includes an assessment of the flows in relation to firefighting water supply and that flow be in accordance with the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008 (SNZ PAS 4509:2008) to ensure the proposed development can be adequately serviced.</p> <p>Fire and Emergency therefore request that direct reference is made to firefighting water supply capacity and SNZ PAS 4509:2008 in the definition for infrastructure capacity assessment.</p>	
<b>Section 18 – Financial Contributions</b>				
25	<p>Rules - Purpose of financial contributions</p> <p>18.5.1.3 Three waters/transport infrastructure network</p>	<b>Support</b>	<p>Fire and Emergency generally support the imposition of financial contributions as a mechanism to recover infrastructure network costs associated with residential development.</p> <p>It is important that development does not proceed if the adverse effects of residential development on the water supply network and transport network cannot be avoided, remedied or mitigated either via network improvements or capacity upgrades, should there be deficiencies.</p>	Retain as notified.
<b>Section 21 – Assessment Criteria and Information Requirements</b>				
26	21.1.2A Medium Density Residential Zone	<b>Support</b>	<p>Fire and Emergency generally support the Medium Density Residential Zone assessment criteria insofar that the matters of control and matters of discretion listed for each activity or built standard are comprehensive and address potential adverse effects on infrastructure, the provision of servicing as well as the transport network. Fire and Emergency suggest that more specific discretion in relation to the outcomes of an infrastructure capacity assessment be incorporated into Section 21, where appropriate.</p> <p>Fire and Emergency strongly support 21.1.2A.3(i) and 21.1.2A.5(c) which specifically addresses the provision of safe vehicle entrances for access for emergency vehicles.</p> <p>Fire and Emergency also strongly support the consideration of the extent of effects on the surrounding road network including the function of intersections as well as the adequacy of servicing proposed for the development.</p>	Retain as notified.
27	21.1.2A.8 Setbacks	<b>Support in part</b>	<p>Fire and Emergency generally support the proposed matters of discretion set out in 21.1.2A.8 however request a new matter of discretion be included in 21.1.2A.8 to specifically consider the extent to which the non-compliance compromises the efficient movement of residents and emergency services and the provision for the health and safety of residents in meeting their day-to-day needs.</p>	<p>Add new matter of discretion:</p> <ul style="list-style-type: none"> <li><u>The extent to which the non-compliance compromises the efficient movement of residents and emergency services and the provision for the health and safety of residents in meeting their day-to-day needs.</u></li> </ul>