

## **Annexure D**

Letter of Support, Team Leader Events, NCC



Ref: A2648500

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Dear Jane Hilson,

### **RENEWAL OF NOISE CONSENTS RM125012 AND RM155195V1**

This is to support the application for the renewal of RM125012 and RM155195V1.

The purpose of both consents is to allow specific events, mostly events delivered by professional event organisers, to deliver events whose Amplified Sound Application exceeds the requirements of the Global Consent RM115425 while at the same time remain compatible with the wellbeing of residents in the vicinity of the event.

Noise Consent RM125012 relates to specific parks and reserves listed in the table (Appendix 1) which are the main public spaces used by events professionals. This consent provides a set a different requirements per site to accommodate as many applications as possible while remaining acceptable for nearby residents.

Noise Consent RM125012 is designed to allow standard events of medium to large size events to occur in a variety of locations (Appendix 1). These locations are listed in a table with a set of sound requirements for each of them. Events such as UB40 and Bryan Adams at Trafalgar Park, or New Year's Eve Countdown at the Church Steps are the type of events that came under RM125012. Events that do not comply with the requirements have must apply for their own consents, e.g. Bay Dreams South Festival.

Noise Consent RM1551195V1 relates to two specific city centre locations (intersection of Hardy and Trafalgar streets, Hardy Street and 1903 Square), exclusively used by the Mask Parade & Carnival a biennial community event.

Submissions of Amplified Sound Applications are coming through Council's booking process, either through Council's Customer Services, or through Council's website <http://www.nelson.govt.nz/services/facilities/facility-hire>. They and typically would follow from an enquiry the event organiser would have had with Council officers in charge of Council's Parks and Facilities.

Once the booking has been agreed, the Event organiser must submit an Amplified Sound Application (which contains their noise management plan) 21 days prior to the date of the event to the Consent Holder (i.e. Council's Events Team).

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At minimum, the application displays all the conditions required for a Site Noise Management Plan (SNMP) so that critical information is captured from the onset to allow Council officers to correctly assess the level of information provided and its compliance with the noise consent.

If the application doesn't comply with the requirements of RM11 Global Consent, Council officers go back to the applicant to require more information (i.e. information required for an Events Noise Management Plan) and assess whether the application could comply with the RM125012 Special Consent.

Should the event organiser have very specific requirements that still do not comply with the Special Consent either, then Council staff recommends the organiser to apply for its own special consent.

Applicants whose application has been approved receive an email that reminds them of their obligations to fulfil the conditions and requirements of RM125012 as per the SNMP or ENMP they have submitted.

Applications whose application has been declined receive an email explaining the reasons why and recommending them to apply for their own noise consent.

Applications submitted under the RM15 noise consent originate from event organisers of the Nelson Mask Parade and Carnivale. They follow the same process as applicants coming under the RM12 with the notable difference that they must comply with the conditions of RM15 as there is no other option for them unless they want to apply for their own noise consent. Historically, the event organisers meet with Council Officers from the Events Team to ensure that the delivery of their event is compliant with the conditions or RM15.

Council's Events Team provides information and advice to outdoor event organisers while managers of Council venues provide the same to event organisers. Venue managers and the Events Team are in regular conversations to update the calendar of events and verify that Amplified Sound Applications are being processed and complied with requirements

Events Noise Management Plans (ENMP) and Site Noise Management Plans (SNMP) are required for either RM125012 or RM155195V1.

For the Noise Consent RM125012, the location will determine whether an ENMP or SNMP is required. There is a discussion that in the future both plans are merged as they have most of the requirements in common, which would make the process more straightforward for applicants.

Council events that come under RM12 are monitored by an Acoustics Specialist who is located at the Nearest Residential Boundary, which varies depending on where the event is held. During the event, if a breach of sound limits is noted, the Acoustics Specialist informs the event manager of it, for him to feedback to the sound engineer who then adjusts the sound to authorised levels. After the event, the Acoustics Specialist provides a written report that is part of the event debrief.

Council events that come under RM12 and RM15 are monitored by an Acoustics Specialist while non-Council events are monitored by the event organisers' sound engineer.

Enquiries from the public are recorded by Council's Customer Services and are directed to Environmental Inspections Ltd (EIL) who is the enforcement organisation of the noise consent. EIL respond to and investigate all noise complaints about events.

If a complaint is received during the event, an EIL inspector goes on-site to measure and assess the sound levels and feedback is provided to the consent holder.

If a complaint is received after the event, an EIL inspector contacts the consent holder to assess whether the delivery of the event matched the Noise Management Plan that was submitted.

Enforcement action for a non-compliance may take the form of a verbal direction, written warning, infringement notice, abatement notice, enforcement order or prosecution in the Environment Court (escalating scale of severity).

Formal enforcement decisions follow a formal process, where a written enforcement recommendation is prepared by the monitoring officer and provided to the Team Leader / Manager EIL, Manager Consents, and Group Manager Environmental Management for comment and approval before actioning.

All complaints are logged as service requests by Council's Customer Services Team and have a 5 working-day deadline to be answered.

- Number of complaints received for events that came under and RM12 / RM15 in the last eight years is 0.
- Number of complaints received in the last eight years for events that came under their own consent is four (4).

Changes that are sought through this application are the following ones:

- Update to reflect 2008 noise Standards used in the new district plan (old 1991 ones have been superseded). Change current L10 limits to LAeq limits.
- Harmonize with (and inform) applicable noise limitations applying to such events under the proposed district plan.
- Include Rutherford Park and Saxton Oval in the table (Appendix 1) using the same conditions as for Tahunanui Reserve.
- Update the type of Noise Management Plan required (e.g. a Site Noise Management Plan where an Event Noise Management Plan was required) and keep original plans in place where conditions require a more comprehensive plan especially with regards to large events organised by third parties.
- Integrate RM15 into the RM12 to have one consent to cover both conditions.

The changes sought are consistent with changes being brought into the district plan.

Yours sincerely

**Axel de Maupeou**  
Team Leader Events

**APPENDIX 1 – Table of conditions of the RM12**

	<b>Events per year</b>	<b>Noise limit</b>	<b>Times</b>	<b>Days</b>	<b>Existing plan</b>	<b>Proposed plan</b>
Trafalgar Park (sporting or recreational events)	7	65 dB LA10(15min)	1100h – 2200h	Any	SNMP	SNMP
Trafalgar Park (music and cultural performances) (New Year's Eve)	3	75 dB LA10(15min)	1400h – 2200h	Any	ENMP	<a href="#">SNMP</a>
	2	75 dB LA10(15min)	1700h – 2300h	Friday Saturday	ENMP	<a href="#">ENMP</a>
	1	75 dB LA10(15min)	1900h – 0100h	Any	ENMP	<a href="#">ENMP</a>
Trafalgar Centre	4	50 dB LA10(15min)	1700h – 2300h	Any	ENMP	<a href="#">SNMP</a>
Rutherford Park	4	65 dB LA10(15min)	1400h – 2200h	Any	SNMP	SNMP
	2	70 dB LA10(15min)	1700h – 2230h	Friday Saturday	ENMP	<a href="#">SNMP</a>
Tahunanui Reserve (New Year's Eve)	4	65 dB LA10(15min)	1400h – 2200h	Any	SNMP	SNMP
	2	70 dB LA10(15min)	1700h – 2230h	Friday Saturday	ENMP	<a href="#">SNMP</a>
	1	70 dB LA10(15min)	1900h – 0100h	Any	ENMP	<a href="#">ENMP</a>
Fairfield Park	3	65 dB LA10(15min)	1400h – 2200h	Any	SNMP	SNMP
Church Steps / 1903 Square / Upper Trafalgar Street  (New Year's Eve)	5	65 dB LA10(15min)	1000h – 1700h	Any	SNMP	SNMP
	4	60 dB LA10(15min)	1400h – 2200h	Any	SNMP	SNMP
	8	65 dB LA10(15min)	1400h – 2200h	Any	SNMP	SNMP
	1	65 dB LA10(15min)	1000h – 2300h	Friday Saturday	ENMP	<a href="#">SNMP</a>
	1	65 dB LA10(15min)	1900h – 0030h	Friday Saturday	ENMP	<a href="#">SNMP</a>
	1	65 dB LA10(15min)	1900h – 0100h	Any	ENMP	<a href="#">SNMP</a>
Botanics Playing Field and Reserve	1	70 dB LA10(15min)	1400h – 2200h	Any	SNMP	SNMP
Saxton Oval Pavilion and Saxton Stadium (indoor events)	3	50 dB LA10(15min)	1700h – 2300h	Any	SNMP	SNMP