

RE: Rimu Wine Bar

2 messages

Nick Chin <nick.chin@tasman.govt.nz>

Wed, Mar 23, 2022 at 2:14 PM

To: Colin Walker <colin_walker@xtra.co.nz>

Cc: Anne Turley <Anne.Turley@tasman.govt.nz>, Christeen Mackenzie <Christeen.Mackenzie@tasman.govt.nz>, Dean McNamara <Dean.McNamara@tasman.govt.nz>, "info@ourmapua.org" <info@ourmapua.org>

Tēnā koe Colin

Thanks for this. I will look into it and get back to you shortly.

Ngā mihi

Nick

Nick Chin

Property and Enterprise Manager | Kaiwhakahaere Pouaka Ahumahi

DDI +64 3 543 8445 | Mobile +64 22 500 2446 | nick.chin@tasman.govt.nz

Private Bag 4, Richmond 7050, NZ

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From: Colin Walker <colin_walker@xtra.co.nz>**Sent:** Wednesday, 23 March 2022 2:11 pm**To:** Nick Chin <nick.chin@tasman.govt.nz>**Cc:** Anne Turley <Anne.Turley@tasman.govt.nz>; Christeen Mackenzie <Christeen.Mackenzie@tasman.govt.nz>; Dean McNamara <Dean.McNamara@tasman.govt.nz>; info@ourmapua.org**Subject:** RE: Rimu Wine Bar

Hi Nick,

This morning I was at the wharf when a woman was putting out an advertising sign in the pedestrian way in Aranui Road, outside Rimu Wine Bar.

I remonstrated with her that the access is too narrow and that it was not safe. She replied that they had Council permission to do this. Is this correct? If so, please give me a copy. She obliged by moving it to the top of the new ramp.

Was it you who gave the permission and if so, did you consult with anybody in the Council roading department about allowing a sign in this area? If not you, who?

There were no lorries this morning, but sometimes the loading zone is full and the pedestrian way is restricted, particularly when they are unloading.

I would like to place on record that my wife suffered a fall when she tripped over a road cone one Sunday during the construction of this outdoor area. The provisions made for site safety were not adequate.

Cheers

Colin Walker

On 01/03/2022 15:13 Nick Chin <nick.chin@tasman.govt.nz> wrote:

Tēnā koe Colin

Thank you for the heads-up. In response to your concerns:

A) There is a conflict of interests with a member of TDC's Commercial Committee, who are essentially the landlords, being also the chairman of the Tasman District Liquor Licensing Committee.

This matter was addressed in correspondence (21 December 2021) to you from TDC CE Janine Dowding.

B) The TDLLC should have readvertised the application by Rimu Wine Bar for extra outdoor area under a new plan when the capacity of the additional area was essentially doubled.

There is no increase in capacity as there was outdoor seating previously and hence there is no need to re-advertise.

C) The Rimu Wine Bar are currently operating outside of the area of their lease, which only extends East as far as the veranda. The furniture and barrels are in the public area, which is also a Alcohol Free Zone.

An agreement to extend Rimu's lease for tenancy 403 and 404 from 29.5 m2 to 44.5m2 respectively, was made 19 November 2020. The extra area is illustrated in the attached drawing. The use of barrels to delineate this area is at Councils discretion. We have no issues with the location of the barrels as long as foot traffic is not impeded.

Please contact me if further details are required.

Ngā mihi

Nick

Nick Chin

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From: Colin Walker <colin_walker@xtra.co.nz>
Sent: Sunday, 27 February 2022 4:45 pm
To: Nick Chin <nick.chin@tasman.govt.nz>
Cc: Anne Turley <Anne.Turley@tasman.govt.nz>; Christeen Mackenzie <Christeen.Mackenzie@tasman.govt.nz>; Dean McNamara <Dean.McNamara@tasman.govt.nz>
Subject: Rimu Wine Bar

Hi Nick,

I have decided to proceed with my complaint to The Ombudsman..

The three main concerns I have are:-

- A) There is a conflict of interests with a member of TDC's Commercial Committee, who are essentially the landlords, being also the chairman of the Tasman District Liquor Licensing Committee.
- B) The TDLLC should have readvertised the application by Rimu Wine Bar for extra outdoor area under a new plan when the capacity of the additional area was essentially doubled.
- C) The Rimu Wine Bar are currently operating outside of the area of their lease, which only extends East as far as the veranda. The furniture and barrels are in the public area, which is also a Alcohol Free Zone.

cheers

Colin Walker

Nick Chin <nick.chin@tasman.govt.nz> Wed, Mar 23, 2022 at 3:52 PM
To: Colin Walker <colin_walker@xtra.co.nz>
Cc: Anne Turley <Anne.Turley@tasman.govt.nz>, Christeen Mackenzie <Christeen.Mackenzie@tasman.govt.nz>, Dean McNamara <Dean.McNamara@tasman.govt.nz>, "info@ourmapua.org" <info@ourmapua.org>

Tēnā koe Colin

This is in reference to your email and enquiry earlier today. As a manager of Councils Commercial operations, I am probably best placed to respond to your query.

The Rimu Wine Bar is located in a Commercial zone. The rule for signage is in the Tasman Resource Management Plan and is located at part 16.1.

16.1.4.1 relates to Outdoor signs in Business and Industrial zones (including Commercial zones), and states:

Outdoor Signs in Business and Industrial Zones

16.1.4.1 Permitted Activities (Outdoor Signs in Central Business, Commercial, Mixed Business, Tourist Services, and all Industrial Zones)

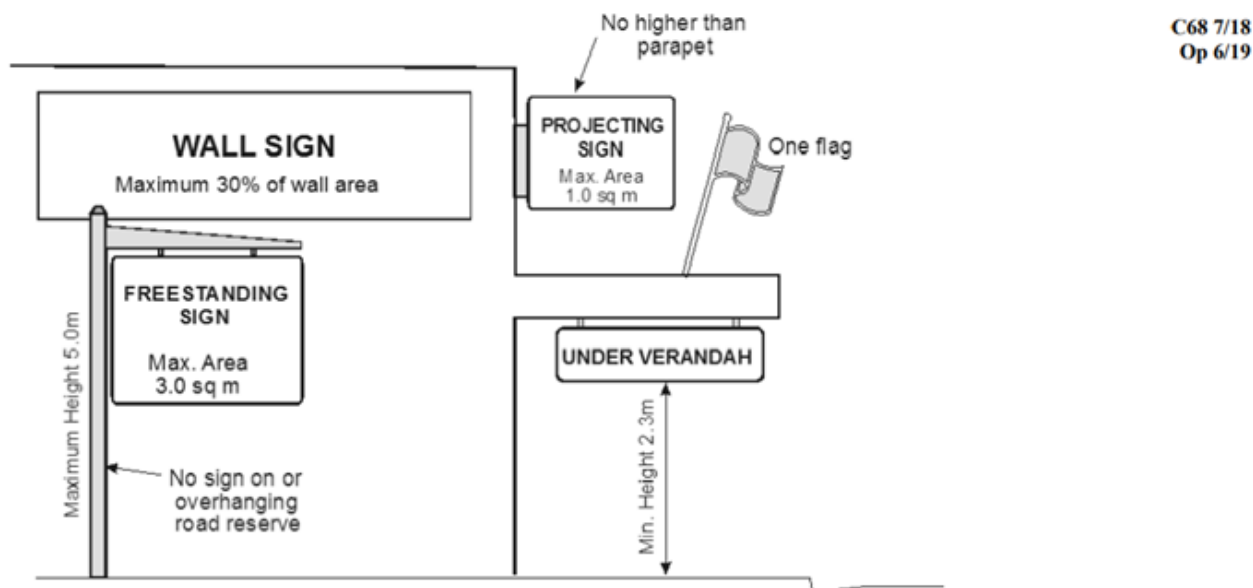
The erection of an outdoor sign in the Central Business, Commercial, Mixed Business, Tourist Services, Light Industrial, Heavy Industrial or Rural Industrial zone is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

- (a) The sign is located, and has dimensions in accordance with Figure 16.1B.
- (b) Conditions (b) to (h) in rule 16.1.3.1.
- (c) The sign complies with the requirements indicated in Figure 16.1B.
- (d) During the hours of darkness, any sign on any site adjoining a Residential Zone is illuminated only if the premises or service is open for business.
- (f) A freestanding sign complies with the following and the requirements indicated in Figure 16.1B:
 - (i) a freestanding sign is placed only on the site to which it relates;
 - (ii) only one freestanding sign may be placed on a site, with a maximum area of 3 square metres area and a maximum height of 5 metres.

Figure 16.1B: Central Business, Commercial, Mixed Business, Tourist Services and Industrial Zone Signs

C10 10/07
Op 3/14

All Business Zones



TRMP 16.1.3.1 - conditions b-h

- (b) The sign relates only to activities undertaken on the site unless it is a temporary sign provided for in rules 16.1.6.1 and 16.1.6.2.
- (c) A freestanding sign is set back at least 10 metres from any road intersection, and where it is within 10 metres of any access, to be set back at least 1 metre from the road boundary of the site.

Appearance

- (d) The sign is maintained in a tidy, legible state.
- (e) A spotlight or floodlight used to illuminate a sign is permanently fixed so as to be directed solely at the sign.
- (f) No sign mimics the design, shape or colour combinations of statutory, regulatory or advisory traffic signs.
- (g) The sign does not incorporate retro-reflective material, flashing illumination, or aerial, animated or moving display.

Letter Size

- (h) Minimum vertical height of lettering is 150 millimetres and minimum spacing is 100 millimetres between lines.

I have not been able to visit the site today. Without knowing the precise location of the sign referred to in your email, it is difficult to determine if a breach of any of the above has occurred, however the area that serves the stores is on what is essentially a pedestrian area that is neither road, nor road reserve.

As such no consultation with Road Engineering would be required in this case. Any vehicle access is for delivery and permit holder access. Further, it opens out to Aranui Road, but not at an intersection. Hence the provisions of 16.1.3.1(c) only require the sign to be at least 1m from the road (Aranui Road) boundary.

As per 16.1.4.1(f)(ii) a freestanding sign (incl. a sandwich board) may be up to 3sq m in area and up to 5m tall.

In summary, so long as the above is being complied with, the signage is a Permitted Activity requiring neither a Resource Consent nor written/verbal authority from Council.

The TRMP 16.1.20 explains the principal reasons behind these rules and adds common sense reasoning to an otherwise black and white rule.

I presume the sign is associated with the Rimu Wine Bar. I have contacted the manager of the Rimu bar today and asked that they ensure that the sign is not located anywhere that could be a trip hazard. I will be on-site next week and will check that this is being adhered to.

Thanks again for your email, please give me a call if you have any questions.

Ngā mihi

Nick

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