

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under section 120 of the
Act

BETWEEN

DANES SHOTOVER RAFTS
LIMITED

(RMA 250/92)

Appellant

AND

THE QUEENSTOWN LAKES
DISTRICT COUNCIL

Respondent

BEFORE ENVIRONMENT COURT

Environment Judge D F G Sheppard

IN CHAMBERS at AUCKLAND on 30 March 1998

ORDER

HAVING CONSIDERED the draft order submitted by counsel pursuant to leave reserved by the Planning Tribunal's Decision A55/93 given on 2 June 1993 THIS COURT HEREBY ORDERS:

1. That land-use resource consent is granted to permit the establishment and operation of a helipad on the land at Gorge Road, Arthurs Point, described



as Lot 2 DP 20925, Block XIX, Shotover Survey District subject to compliance with the following conditions —

- (1) Use of the helipad is limited to flights incidental to tourism business carried on at the site.
- (2) That the following noise controls shall apply to the operation of helicopters from the helipad:
 - (a) Noise generated by helicopters, as measured at the notional boundary of any dwelling (excluding the dwelling on the site) shall not exceed a level of 50 dBA, L_{dn} .
 - (b) The L_{dn} value may be averaged over any one week. The exposure on any single day should not exceed an L_{dn} of 53 dBA.
 - (c) All flights shall be restricted to between the hours of 8.00 am - 6.00 pm each day.
 - (d) The flight paths to and from the helipad shall be generally in accordance with the flight tracks submitted to the Planning Tribunal's hearing of this appeal, copies of which are to be lodged with and held by Queenstown Lakes District Council to record same.
 - (e) Measurements shall be carried out in accordance with the requirements of NZS6801:1991 Measurement of Sound.
 - (f) The operator shall keep a log of flights from the helipad. This log shall be made available to the Council if requested.
 - (g) The helipad shall not be used for any helicopter creating noise effects greater than a Squirrel AS350 helicopter.

2. To that extent, this appeal is allowed and the respondent's decision is cancelled.

3. There is no order for payment of costs.

