

Regional Council

NOTICE IS GIVEN

that the next meeting of the **Regional Council** will be held in **Waikareao/Wairoa Room, Regional House, Level 1, 1 Elizabeth Street, Tauranga** on:

Tuesday, 24 March 2020 commencing at 9.30 AM

Please note that this meeting will be audio recorded

Fiona McTavish
Chief Executive
19 March 2020



Council

Membership

Chairperson	Chairman Doug Leeder
Deputy Chairperson	Cr Jane Nees
Members	All Councillors
Quorum	Seven members, consisting of half the number of members
Meeting frequency	Six weekly or as required for Annual Plan, Long Term Plan and other relevant legislative requirements

Purpose

- Enable democratic local decision-making and action by, and on behalf of, Bay of Plenty communities.
- Meet the current and future needs of communities for good-quality local infrastructure, local public services, and performance of regulatory functions in a way that is most cost-effective for households and businesses.
- Set the overarching strategic direction for Bay of Plenty Regional Council as an organisation.
- Hold ultimate responsibility for allocating financial resources across the Council.

Role

- Address Local Electoral Act matters and Local Government Rating Act matters.
- Oversee all matters relating to identifying and contributing to community outcomes.
- Consider and agree on matters relating to significant new activities or areas of involvement such as infrastructure which are not the responsibility of a specific committee.
- Provide regional leadership on key issues that require a collaborative approach between a number of parties.
- Review and decide the Council's electoral and representation arrangements.
- Consider issues of regional significance which are not the responsibility of any specific standing committee or that are of such regional significance/high public interest that the full Council needs to decide on them.
- Adopt Council's Policy on Significance and Engagement Policy.
- Develop, adopt and implement the Triennial Agreement, Code of Conduct and Standing Orders.

- Consider and agree on matters relating to elected members' remuneration.
- Appoint the Chief Executive, and review their contract, performance and remuneration at least annually.
- Approve all delegations to the Chief Executive, including the authority for further delegation to staff.
- Oversee the work of all committees and subcommittees.
- Receive and consider recommendations and matters referred to it by its committees, joint committees, subcommittees and working parties.
- Approve membership to external bodies and organisations, including Council Controlled Organisations.
- Develop, adopt and review policies for, and monitor the performance of, Council Controlled Organisations.
- Monitor and review the achievement of outcomes for the Bay of Plenty Community.
- Review and approve strategic matters relating to the sale, acquisition and development of property for the purposes of meeting Council's organisational requirements and implement Regional Council policy.
- Address strategic corporate matters including property and accommodation.
- Consider and agree on the process to develop the Long Term Plan, Annual Plan and Annual Report.
- Adopt the Long Term Plan, Annual Plan and budgets variations, and Annual Report.
- Adopt Council policies as required by statute (for example Regional Policy Statement and Regional Land Transport Strategy) to be decided by Council or outside of committee delegations (for example infrastructure policy).
- Develop, review and approve Council's Financial Strategy and funding and financial policies and frameworks.
- Institute any proceedings in the High Court that are not injunctive proceedings.
- Exercise the powers and duties conferred or imposed on Council by the Public Works Act 1981.

Delegations from Council to committees

- Council has a role to monitor the functioning of all committees.
- Council will consider matters not within the delegation of any one Council committee.
- Council may at any time, revoke or modify a delegation to a Council committee, either permanently, for a specified time or to address a specific matter, if it considers there is good reason to do so.
- The delegations provided to committees may be further delegated to subcommittees unless the power of further delegation is restricted by Council or by statute.
- It is accepted in making these delegations that:
- The committees, in performing their delegated functions, powers or duties, may, without confirmation by the Council, exercise or perform them in a like

manner and with the same effect as the Council itself could have exercised or performed them.

- The delegated powers given shall at all times be subject to their current policies and principles or directions, as given by the Council from time to time.
- The chairperson of each committee shall have the authority to exercise their discretion, as to whether or not the delegated authority of the committee be used where, in the opinion of the chairperson, circumstances warrant it.

Powers that cannot be delegated

Under Clause 32 Schedule 7 of the Local Government Act 2002, Council must make the following decisions:

- Make a rate.
- Make a bylaw.
- Borrow money or purchase or dispose of assets, other than in accordance with the long-term plan.
- Adopt the long-term plan, annual plan, or annual report.
- Appoint a chief executive.
- Adopt policies required to be adopted and consulted on under the Local Government Act 2002 in association with the long-term plan or developed for the purpose of the local governance statement.
- Adopt a remuneration and employment policy.

Public Forum

1. A period of up to 15 minutes may be set aside near the beginning of the meeting to enable members of the public to make statements about any matter on the agenda of that meeting which is open to the public, but excluding any matter on which comment could prejudice any specified statutory process the council is required to follow.
2. The time allowed for each speaker will normally be up to 5 minutes but will be up to the discretion of the chair. A maximum of 3 public participants will be allowed per meeting.
3. No statements by public participants to the Council shall be allowed unless a written, electronic or oral application has been received by the Chief Executive (Governance Team) by 12.00 noon of the working day prior to the meeting and the Chair's approval has subsequently been obtained. The application shall include the following:
 - name of participant;
 - organisation represented (if any);
 - meeting at which they wish to participate; and matter on the agenda to be addressed.
4. Members of the meeting may put questions to any public participants, relevant to the matter being raised through the chair. Any questions must be asked and answered within the time period given to a public participant. The chair shall determine the number of questions.

Agenda

E te Atua nui tonu, ko mātau ēnei e inoi atu nei ki a koe, kia tau mai te māramatanga ki a mātau whakarite mō tēnei rā, arahina hoki mātau, e eke ai te ōranga tonu ki ngā āhuatanga katoa a ngā tangata ki tō mātau rohe whānui tonu. Āmine.

“Almighty God we ask that you give us wisdom in the decisions we make here today and give us guidance in working with our regional communities to promote their social, economic, environmental and cultural well-being. Amen”.

1 Opening Karakia

2 Apologies

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APPENDIX 1 Annual Plan 2020/21 – Adoption of Consultation Document for Public Consultation will be circulated under separate cover

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6.4 Emergency Provisions for COVID-19

This report will be circulated under separate cover

7 Consideration of Late Items

8 Consideration of General Business

9 Closing Karakia

Reports



Report To: Regional Council

Meeting Date: 24 March 2020

Report From: Sarah Omundsen, General Manager, Regulatory Services

Adoption of the 'Statement of Proposal: proposed changes to Bay of Plenty Regional Council's Resource Management Act charges' for public consultation

Executive Summary

This paper recommends that the Council adopts the 'Statement of Proposal: proposed changes to Bay of Plenty Regional Council's Resource Management Act charges' (SOP) for public consultation (Appendix 1). A supporting information document has also been prepared that sets out the charges including proposed charges from 1 July 2020 (Appendix 2). The charges relate to services and functions that the Regional Council is responsible for providing under the Resource Management Act 1991 and the Building Act 2004.

Charges set under the Resource Management Act are required to be consulted on using the special consultative procedure under section 83 of the Local Government Act 2002. The Charges Policy does not form part of the Annual Plan, but Council is able to consult on changes to its charges concurrently. As part of the special consultative procedure, the Statement of Proposal, which describes the proposed changes, and supporting documents will be made available to the public on the Council website, with public notices regarding the consultation published in all local papers. In addition, a link to the Statement of Proposal and supporting documents will be sent to affected consent holders.

The SOP includes several minor improvements to the Charges Policy. This includes a recommendation, following guidance from the Council Workshop on 16 March 2020, that the annual inflationary adjustment to our fees and charges is not applied for 2020/21 due to recent changes in the operating environment such as the emergence of COVID-19.

All charges quoted include GST.

Recommendations

That the Regional Council:

- 1 Receives the report, Adoption of the 'Statement of Proposal: proposed changes to Bay of Plenty Regional Council's Resource Management Act charges' for public consultation;**

- 2 Approves the proposed changes to Councils Resource Management Act and Building Charges Policy for the purposes of consultation as follows:**
 - a. Applications for wood burners in Rotorua to be included as a 'Tier 2' consent type, rather than the catch-all 'Tier 3' type. Subsequently amending the deposit required for these applications from \$2,700 to \$1,770.**
 - b. Reduce the frequency for Resource consents that have been issued for industrial discharges (major) and air discharges (major) to be inspected to six-monthly, rather than quarterly.**
 - c. Add a discretionary clause to Section 6 (General Matters) of the Policy to enable more frequent inspection of higher risk coastal structures.**
- 3 Approves that the annual inflationary increase that had been included in year three of the Long Term Plan 2018-2028 is not applied for 2020/21, resulting in a forecast reduction in revenue from fees and charges of \$137,000 for 2020/21.**
- 4 Approves an administrative change to update a reference under Section 6 (General Matters) which relates to remittances of charges to ensure the policy reflects changes to Resource Management Act amendments.**
- 5 Adopts the attached supporting information documents for the purposes of consultation on the proposed changes to some of the Resource Management Act charges;**
- 6 Adopts the attached 'Statement of Proposal: proposed changes to Bay of Plenty Regional Council's Resource Management Act charges' for public consultation using the special consultative procedure under the Local Government Act, to be consulted on concurrently with the Annual Plan 2020/21;**
- 7 Delegates authority to the Chief Executive to make minor editorial and formatting amendments to the Statement of Proposal and supporting information document if required.**

1 Introduction

The Bay of Plenty Regional Council (Council) is responsible for controlling the use of a wide range of resources, which requires staff to process resource consents, monitor and manage consented and other authorised activities, and investigate the state of the region's resources.

The framework for setting RMA charges sits under Section 36 of the Resource Management Act 1991 (RMA). The Council also has certain functions under the Building Act 2004; section 243 of the Act allows Council to set a fee for the performance of some of its functions.

Each year we review the Council's charges for the services and functions undertaken when carrying out its regulatory functions under the RMA and Building Act 2004 which are contained in the Council's Resource Management Act and Building Charges Policy (the 'Charges Policy').

This paper recommends that the Council adopts, for the purposes of public consultation, the 'Statement of Proposal: proposed changes to Bay of Plenty Regional Council's Resource Management Act charges', included as Appendix 1 to this report. The supporting information documents for this consultation, which are a version of the Charges Policy including the proposed changes and the analysis that provides the basis for our charges, are included as Appendices 2 and 3 to this report.

The proposed changes to the RMA charges are required to be consulted on using the special consultative procedure. It is recommended that this process is also used to consult on the Building Act 2004 charges in order to allow for a combined consultation process. Undertaking consultation on these charges will allow the Council to understand community views in terms of section 78 of the LGA 2002.

All charges quoted include GST.

2 Resource Management Act charges

The proposed changes to charges have been discussed in at the Council workshop on 16 March 2020. These proposed changes are set out in the list of recommendations to Council in this paper.

A Statement of Proposal (Appendix 1) has been prepared as part of the requirements of the special consultative procedure set out under sections 83 and 87 of the Local Government Act 2002. This is the document for consultation which sets out the proposed changes to the charges.

3 Building Act charges

The Council has transferred its building consent authority functions in relation to large dams to the Waikato Regional Council for efficiency and cost reduction reasons.

The Council retains responsibility for the following Building Act functions:

- Maintaining a Register of Large Dams
- Administering and monitoring the Dam Safety Scheme
- Adopting and implementing a policy on dangerous, flood-prone and earthquake-prone dams
- Taking action if a dam poses an immediate danger
- Issuing Project Information Memorandum for new dams
- Issuing Certificates of Acceptance
- Enforcing the provisions of the building code and the Building Act 2004.

Section 243 of the Building Act 2004 enables the Regional Council to recover costs through imposing fees or charges. There is no obligation to consult the public on the nature of these charges; however it is considered good practice to do so.

The Charges Policy sets out the fees and charges payable for Council's functions undertaken under the Building Act. The charging regime is based on a principle of full cost recovery.

There are no changes to these charges proposed since these are in the form of a deposit, with recovery of full costs on an actual and reasonable basis.

4 Implications for Māori

Māori are both consent holders/applicants and Kaitiaki. As consent holders or applicants they would be charged in the same way as other members of the community. Resource Management Act charges support effective monitoring of our natural resources which is of significant interest to Māori. Future revenue through charges may be considered for use as a targeted contribution to support monitoring of cultural health indicators under our Mātauranga Māori Framework.

5 Next steps

If adopted for consultation by Council, the Statement of Proposal will be consulted on concurrently with the Annual Plan from 27 March to 28 May 2020. Following adoption, the Statement of Proposal and supporting information documents will be released for public submissions. These documents will be made available to the public on the Council website, with public notices regarding the consultation published in all local papers. In addition, a link to the Statement of Proposal and supporting information document will be sent to affected consent holders.

6 Budget Implications

6.1 Current Year Budget

The work relating to the charges set under the Charges Policy is being undertaken within the budgets for the Resource Consents, Regulatory Compliance, Science and Data activities of the Long Term Plan 2018-2028.

6.2 Future Budget Implications

Future work on RMA charges is provided for in Council's Long Term Plan 2018-2028. Year 3 of the Long Term Plan 2018-2028 allowed for inflation of 1.02% on charge rates including the staff charge rates. However, following guidance received at the Council workshop on 16 March, it is recommended that the inflationary increase is not applied for 2020/21, the cost of this change is estimated at reduced revenue from fees and charges of \$137,000 for 2020/21.

6.3 Summary of financial implications

The changes proposed in this report result in a forecast decrease in revenue of \$149,000 for 2020/21. The activities are funded by general funds and this reduction in revenue equates to an increase in general rates of 0.53% for 2020/21 to cover the forecast decreased RMA fees and charges revenue.

6.3.1 Operating budget

Adoption of the 'Statement of Proposal: proposed changes to Bay of Plenty Regional Council's Resource Management Act charges' for public consultation

Financial Impact (Inflated numbers)											
\$000	2020/21	2021/22	2022/23	2023/24	2024/25	2025/26	2026/27	2027/28	2028/29	2029/30	Total
Operating Revenue											
Decrease in frequency of Air & Ind major consents	(9)	(9)	(9)	(9)	(10)	(10)	(10)	(10)	(11)	(11)	(97)
Change to application fees for solid wood burners	(4)	(4)	(4)	(4)	(4)	(4)	(4)	(4)	(4)	(5)	(40)
Zero inflation applied to 2020/21 S36 rates	(137)	(138)	(138)	(139)	(139)	(139)	(136)	(135)	(135)	(135)	(1,371)
Total Operating Revenue decrease	(149)	(151)	(151)	(152)	(152)	(152)	(151)	(149)	(150)	(151)	(1,508)
Net cost to council	149	151	151	152	152	152	151	149	150	151	(1,508)
Rates Impact											
%											
General Rates	100%										
Decrease in frequency of Air & Ind major consents		0.03	0.03	0.03	0.03	0.03	0.03	0.04	0.04	0.04	0.3
Change to application fees for solid wood burners		0.01	0.01	0.01	0.01	0.01	0.01	0.01	0.02	0.02	0.1
Zero inflation applied to 2020/21 S36 rates		0.49	0.49	0.49	0.50	0.50	0.49	0.49	0.48	0.48	4.9
Total Rates		0.53	0.54	0.54	0.54	0.54	0.54	0.54	0.53	0.54	5.4

7 Community Outcomes

This proposal directly contributes to 'A healthy environment', 'Freshwater for life' and 'Safe and resilient communities' outcomes in the Council's Long Term Plan 2018-2028.

Graeme Howard
Corporate Planning Lead

for General Manager, Regulatory Services

19 March 2020

APPENDIX 1

Statement of proposal RMA Charges Policy 2020-21 - draft for adoption

Have your say

Whakaputa i ō whakaaro

*Statement of Proposal: Proposed Changes to Bay of Plenty
Regional Council's Resource Management Act Charges*



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If you have any questions about the submission process, please contact the Corporate Planning team on **0800 884 880**.

Submissions must be received by 4:00pm, 28 April 2020.

What's this about?

We work with the community to promote the sustainable management of natural physical resources. As part of this work we manage the environmental impacts of activities through the issuing and monitoring of consents.

The Resource Management Act 1991 (RMA) and Building Act 2004 form the foundation of the majority of our work. The Resource Management Act and Building Act Charges Policy ("Charges Policy") sets out our charges under these Acts.

Every year we review and consult on the Council Charges Policy. A comprehensive review was carried out in 2018 to ensure the charges reflect the true cost of carrying out our work under the RMA. Changes from the review were consulted on and were introduced in two stages with the second stage in 2019 including increases to the data and science charges. For 2020, it is proposed to make additional minor improvements to the Charges Policy. Council is proposing not to include an annual inflation adjustment to our fees and charges for 2020/21 due to recent changes in the operating environment including the emergence of Coronavirus.

This document, the Statement of Proposal, outlines the changes we propose to our charges and we want to know what you think. Council will receive your feedback through written submissions. Due to the Coronavirus, we will be consulting primarily using online mechanisms from 27 March to 28 April. People who wish to speak with Councillors about their submission will be able to do so through Hearings scheduled for 26-28 May which are expected to be carried out via audio or video link. The charges set will be in the Resource Management Act and Building Charges Policy 2020/21 which will be finalised in June 2020.

Please see **www.boprc.govt.nz/feesandcharges** for the supporting information documents which contain a full list of the RMA charges, including the proposed changes, along with the Resource Management Act Charges Analysis which explains how the classes of charges meet the criteria specified in the RMA.

For information about how to give feedback please see pages 5 and 12 of this document. Submissions close at 4:00pm, 28 April 2020.



How you can have your say

We're consulting on the proposed changes to our charges between 27 March and 28 April 2020, in parallel with the consultation on our Annual Plan 2020/21 (details are available at www.boprc.govt.nz/annualplan).

Due to Coronavirus, we will be consulting primarily through online mechanisms from 27 March to 28 April. Please feel welcome to make a submission on the proposed changes to our Charges Policy (details below).

After consultation has closed on 28 April, we will be holding a series of Hearings. These will enable submitters to discuss their submissions with Councillors via a video or audio link.

Following the Hearings, Councillors will make final decisions about what should and shouldn't be included in the Charges Policy for 2020/21. These decisions will be made public and we intend to formally adopt our Charges for 2020/21 in late June.

You can provide a written submission on the proposals outlined in this Statement of Proposal using our online form at www.boprc.govt.nz/feesandcharges, by email to feesandcharges@boprc.govt.nz or by using the submission form at the end of this document.

If you have any questions about the submission process, please contact the Corporate Planning team on **0800 884 880**.

Submissions must be received by 4:00pm, 28 April 2020.



We want to hear from you!



Resource Management Act 1991, section 36

The Resource Management Act 1991 (RMA) sets out how we should manage our environment. It promotes the sustainable management of natural physical resources and forms the foundation for the majority of our work.

To carry out this work we process resource consents, monitor and manage consented and other authorised activities and monitor the state of the region's resources. The costs associated with this work are set under section 36 of the RMA in the Council Charges Policy and we pass these costs along to applicants and consent holders.

Under section 36 we can recover reasonable costs for a number of functions, including the following:

- Receiving, processing and granting of resource consents (including certificates of compliance);
- Administration, monitoring and supervision of resource consents (including certificates of compliance) and resource management functions under section 35 of the RMA (environmental monitoring);
- Reviewing resource consent conditions under Section 128(1)(a) and (c) of the RMA and reviews carried out at the request of the consent holder;
- Providing information in respect of Council plans and resource consents;
- Supplying documents;
- Charges authorised by regulations; and
- Additional charges whereby a fixed fee is not enough to recover our costs. For example, where the cost of processing a consent application is greater than the deposit fee paid by the applicant.

Summary of proposed changes

The charges associated with the work we carry out under the RMA are reviewed annually. This year we are proposing some minor updates and improvements to our charges.

THE KEY CHANGES PROPOSED ARE SUMMARISED AS FOLLOWS:

Change 1: Resource Consent Application Deposits

To allow applications for wood burners in Rotorua that have been offset, to be included as a 'Tier 2' consent type, rather than the catch-all 'Tier 3', reducing the deposit from approximately \$2,700 to \$1,770.

Change 2: Frequency of Major Industrial Consents

Resource consents that have been issued for industrial discharges (major) and air discharges (major) consents are currently inspected four times per year, on a quarterly basis as provided for in Schedule 2A of the Charges Policy. It is proposed to change the frequency to twice a year, on a six-monthly basis, for both activities.

Change 3: Frequency of Coastal Structures Inspection

It is proposed to allow an increase in the frequency of inspections of coastal structures to more often than 10-yearly inspections where there is a higher risk to the environment from the structures. In such cases it is proposed to add a clause into Section 6 (General Matters) of the Charges Policy to enable this.





Explanation of proposed changes

The relevant section number is provided to help you find the detail in the supporting information document.

Change 1: Resource Consent Application Deposits

(SUPPORTING INFORMATION DOCUMENT SECTION 2.1.2 APPLICATION CHARGES FOR NON-NOTIFIED RESOURCE CONSENTS)

General resource consent application deposits are split into three tiers depending on the type of consent application – included on page 3 of the Charges Policy at Appendix 1. Each tier has a different deposit fee requirement.

We propose changing Resource Consent application deposits to allow applications for wood burners in Rotorua that have been offset, to be included as a ‘Tier 2’ consent type, rather than the catch-all ‘Tier 3’.

Tier 3 consents require a deposit fee of \$2,700, while the Tier 2 deposit fee is \$1,770.

It is generally expected that deposit fees are indicative of usual costs. Staff have now processed a number of these wood burner applications and the costs associated with processing consents for wood burners in Rotorua is better set at the lower Tier 2 deposit.

The current 2019/20 and proposed 2020/21 policy wording is shown in the following table. The proposed changes are underlined and in bold.

Table 1: General resource consent application deposits

Current wording (2019/20 policy)		Proposed wording 2020/21 (Bold/Underlined)	
Tier 2	Deposit	Tier 2	Deposit
<ul style="list-style-type: none"> Onsite effluent discharge (septic tanks) Discharge farm dairy effluent Remediation of contaminated land Multiple bores (more than three) Changes, cancellation or review of consent conditions Transfer of consent to another site or another person at another site 	\$1,770	<ul style="list-style-type: none"> Onsite effluent discharge (septic tanks) Discharge farm dairy effluent Remediation of contaminated land Multiple bores (more than three)(1) Changes to or cancellation of consent conditions Review of consent conditions (deposit fee is payable by the 20th of the month following service by Council) Transfer of consent to another site or another person at another site Rotorua wood burner 	\$1,770
Tier 3	Deposit	Tier 3	Deposit
<ul style="list-style-type: none"> All other consent categories 	\$2,700	<ul style="list-style-type: none"> All other consent categories 	\$2,700

Change 2: Frequency of Major Industrial Consents

(SUPPORTING INFORMATION DOCUMENT: SCHEDULE 2A - CONSENTS SUBJECT TO VARIABLE COMPLIANCE MONITORING CHARGES)

Resource consents that have been issued for industrial discharges (major) and air discharges (major) consents are currently inspected four times per year, on a quarterly basis as provided for in Schedule 2A of the Charges Policy. It is proposed to change the frequency to twice a year, on a six-monthly basis, for both activities.

The reason for this is that compliance and monitoring of industrial discharges (major) and air discharges (major) sites depends heavily on the reporting provided by consent holders. Major industrial and air discharge consents generally require the submission of a significant amount of data to monitor the performance of their treatment systems and ensure that discharge quality is meeting the consented limits. As such, observing the discharge points on a three-monthly basis does not provide significant value in terms of encouraging compliance with consent conditions.

Under the current frequency, compliance inspections account for less than 10% of the time spent monitoring major industrial and air discharge consents, with the remainder being spent on performance monitoring, correspondence, and other activities associated with compliance monitoring. This means that while this change will result in reduced costs to the consent holders, this change will be small, estimated at less than 5%, as the majority of compliance monitoring will continue to be captured through other actions, the time for which is per the actual and reasonable charging regimes set out in the policy.

The current 2019/20 and proposed 2020/21 policy wording is in the following tables. The proposed changes are underlined and in bold.

Table 2: Current Wording (2019/20 Policy) - Schedule 2A

Compliance category	Code	Inspection frequency	Comments
Industrial Discharges - major	ID Maj	3 monthly	These require very frequent review of compliance returns, technical reports, etc. throughout year
Air Discharge - large industry	Air Maj	3 Monthly	In addition to regular visits, these require very frequent review of compliance returns, technical reports, etc. throughout year.

Table 3: Current Wording (2019/20 Policy) - Schedule 2A

Compliance category	Code	Inspection frequency	Comments
Industrial Discharges - major	ID Maj	<u>6 monthly</u>	These require very frequent review of compliance returns, technical reports, etc. throughout year
Air Discharge - large industry	Air Maj	<u>6 monthly</u>	In addition to regular visits, these require very frequent review of compliance returns, technical reports, etc. throughout year.

Change 3: Frequency of Coastal Structures Inspection

(SUPPORTING INFORMATION DOCUMENT: SECTION 6 GENERAL MATTERS)

Following a review of the inspection frequency of coastal structures, the Council considers that some anomalies are present in the frequency of inspections of some of these structures. For example, a rock wall is a lower risk structure and a 10-yearly frequency inspection is generally considered sufficient. However, metal piping which carries petroleum products should be inspected more frequently than 10-yearly because of the risk associated with the structure in a highly corrosive marine environment. To allow such anomalies to be addressed, it is proposed to add a catch-all clause into Section 6 (General Matters) of the Charges Policy, as follows:

- (q) Council may identify matters unique to a particular consented activity which result in a higher risk to the environment and, as such, more frequent inspections may be required than are outlined in the corresponding activity in Schedule 2. In these cases, Council will provide written notice to the consent holder advising of the increased inspection frequency, and the cost of additional inspections will be recovered on an actual and reasonable basis**

The addition of this wording would allow Council compliance officers to use a level of discretion when such anomalies are encountered.

Building Act charges

There are no proposed changes to the Building Act charges.



How to have your say

You can have your say by providing a submission in any of the ways outlined below.

Submissions close 4:00pm on Tuesday 28 April.

When making a submission by email or in writing please ensure you reference “Council RMA Charges” in your subject line.

Due to the recent Coronavirus outbreak, we will be restricting consultation to primarily online and postal mechanisms

Complete a submission online:

Visit www.boprc.govt.nz/feesandcharges

Email your submission form to:

feesandcharges@boprc.govt.nz

Complete the submission form attached and post it to us at:

Freepost Number 122076
Council RMA Charges Submissions
Bay of Plenty Regional Council
PO Box 364, Whakatāne 3158

Visit any of our offices across the Bay of Plenty. Please ring us on 0800 884 880 first to ensure correct Coronavirus protocols

- 5 Quay Street, Whakatāne
- 87 First Avenue, Tauranga
- Corner Fenton and Pukaki Streets, Rotorua



What do you think?



Your details

First name: _____

Surname: _____

Are you submitting as an individual, or on behalf of an organisation?

Individual Organisation

Organisation (if applicable): _____

Phone number: _____

Email address: _____

Postal address: _____

Your gender (optional):

- Male
- Female
- Gender diverse

Your age (optional):

- 0-17 years
- 18-24 years
- 25-34 years
- 35-44 years
- 45-54 years
- 55-64 years
- 65 or older
- I'd rather not say

Your ethnicity (optional):

- European
- Māori
- Pacific Islander
- Asian
- Middle Eastern/
Latin American/African
- Other, please specify: _____

I wish to keep my contact details confidential Yes No

Do you wish to speak to your submission at Hearings with councillors held from 26-28 May? * Yes No

* Note: due to the Coronavirus, hearings are expected to take place via audio or video links.

Please see over the page to provide your feedback.

If you require more space please feel free to attach extra pages.

You can also make a submission online at

www.boprc.govt.nz/feesandcharges

Submissions close 4:00pm, Tuesday 28 April 2020.

Once completed, please send this form to:

Freepost Number 122076
Council RMA Charges Submissions
Bay of Plenty Regional Council
PO Box 364
Whakatāne 3158

or by email to:
feesandcharges@boprc.govt.nz

1. Resource Consent Application Deposits
See page 9

Include 'wood burners in Rotorua' as a Tier 2 consent type with a \$1,770 deposit, rather than 'Tier 3' consent type with a \$2,700 deposit.

Do you support the change?

- Yes No No opinion

2. Frequency of Major Industrial Consents
See page 10

Reduce inspection frequency for consented industrial discharges (major) and air discharges (major) from four times per year, to twice a year in Schedule 2A of the Charges Policy.

Do you support the change?

- Yes No No opinion

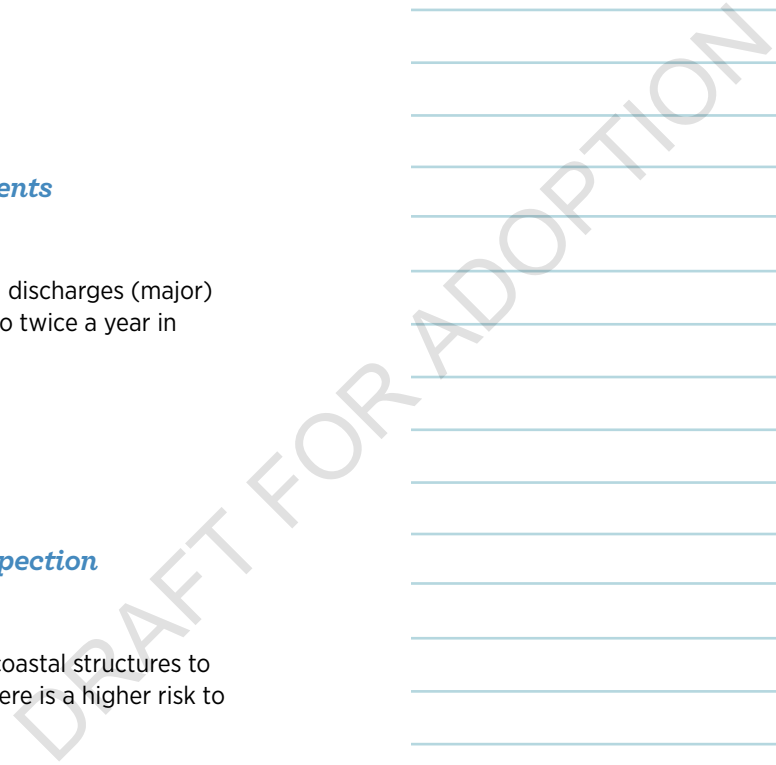
3. Frequency of Coastal Structures Inspection
See page 11

Allow an increase in the frequency of inspections of coastal structures to more frequently than ten yearly inspections where there is a higher risk to the environment from the structures.

Do you support the change?

- Yes No No opinion

Any other feedback



DRAFT FOR ADOPTION

DRAFT FOR ADOPTION



APPENDIX 2

Resource Management Act and Building Act Charges Policy 2020-21- Track Changes



Resource Management Act and Building Act Charges Policy 2019/2020/21

Resource Management Act and Building Act Charges

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1 Introduction

This policy, known as the 'Changes Policy' sets out the Resource Management Act (RMA) and Building Act charges, that apply from 1 July 2019. Authority to set these charges falls under section 36 of the RMA and section 243 of the Building Act.

2 Resource Management Act charges

Under the RMA, the Bay of Plenty Regional Council (Council) is responsible for managing the use of a wide range of natural resources including air quality, geothermal energy, groundwater and surface water. In order to carry out this function we are required to undertake a significant level of activity including:

- Processing and administration (e.g. in regard to regional plans and resource consents)
- Monitoring and supervision of resource consents
- Monitoring of natural resources.

The RMA gives Council the power to recover the 'reasonable' costs associated with these functions using charges made under section 36. The RMA charges covered by this policy include:

- Application charges
- Discount on administrative charges
- Charges for objections
- Annual consent charges
- Travel charges

2.1 Application charges

The charges in the following tables relate to applications for new resource consents, transfers or renewals of consents, certificates of compliance and the preparation or change to a policy statement or plan. The majority of these charges are deposits, with any

additional costs charged on an actual and reasonable basis. An estimate of these additional costs can be provided on request.

2.1.1 Applications for resource consents

Resource consents are processed as either non-notified, limited notified or publicly notified. The majority of resource consents are processed as non-notified. Council charges consent applicants for any costs incurred when processing resource consent applications. Charges include the costs of technical assessment, RMA assessment, peer review work and administration costs.

We charge the actual and reasonable costs for processing a consent application, apart from a limited number of applications which are subject to a fixed fee (Table 2). Actual and reasonable costs include, but are not limited to:

- Staff time spent processing a resource consent at the staff charge out rates detailed in Schedule A (page 12)
- Contractor's or consultant's time based on the charge out rate of the contractor or consultant engaged to do the work
- Disbursements which may include travel costs, expert advice, photocopying and hearing costs

Before Council begins to process an application, we require the deposit (Table 1) or fixed application fee (Table 2) to be paid in full.

Please note that application charges apply even if your consent application is declined or you withdraw your application.

Our Duty Consents Officer can help you make an informed decision and, if required, offer advice about your application. The first hour is free and will save you time and money in the long run. After the first hour, we will charge you for the service. We will advise you before we start charging.

2.1.2 Application charges for non-notified resource consents

Resource consent applications are processed as “non-notified” if their effects are minor and anyone who might be affected by the activity agrees to the consent being granted and notification is not precluded. The application deposits are outlined in Table 1. Where consent processing costs exceed the deposit an additional charge for actual and reasonable costs will be made.

Table 1: General resource consent application deposits

Consent type	Deposit (incl. GST)
Tier 1 • Certificates of compliance • Re-consenting existing unchanged lake structures • Lapsing period extensions	\$775
Tier 2 • Onsite effluent discharge (septic tanks) • Discharge farm dairy effluent • Remediation of contaminated land • Multiple bores (more than three) ⁽¹⁾ • Changes to or cancellation of consent conditions • Review of consent conditions (deposit fee is payable by the 20th of the month following service of notice by Council) • Transfer of consent to another site or another person at another site • Rotorua wood burner	\$1,770
Tier 3 • All other consent categories	\$2,700

A limited number of consents are subject to a fixed application fee with no additional costs payable, as detailed in Table 2.

1 Consent applications for one, two or three bores are subject to a fixed fee (Table 2)

Table 2: Fixed consent application fees

Consent type	Fixed charge (incl. GST)
OSET approval inspection fee	\$50
Land use consent to construct between 1 to 3 geotechnical, freshwater bores or domestic geothermal bores (includes compliance monitoring charges)	\$485
Transfer of consent to another person at the same site where a complete application is submitted. ⁽²⁾	\$170

2.1.3 Charges for limited and publicly notified resource consents

When an application is notified and proceeds to a hearing, a further charge is payable as detailed in Table 3.

Table 3: Limited notified or publicly notified resource consent deposits

Resource consent process	Deposit (incl. GST)
Limited notified applications which proceed to a hearing	\$5,000
Publicly notified applications which proceed to a hearing	\$10,000

Costs for hearing committee members and commissioners will be recovered from applicants at their set charge-out rate. Disbursements will be charged on an actual and reasonable basis.

2.1.4 Application charges for the preparation of or change to a plan or policy statement

Applicants will pay a deposit in advance for any requests for a change to an existing regional plan or policy statement, or for the preparation of any new plan or policy

statement. If a change to an existing regional plan or policy statement, or new plan request is deemed complex, a deposit of \$50,000 will be payable at the discretion of the General Manager Strategy.

Table 4: Deposit for the preparation of or change to a plan or policy statement

	Deposit (incl. GST)
Standard deposit	\$5,000
Deposit for complex plan or policy statement changes or new plan requests	\$50,000

Where costs exceed the deposit, an additional charge for actual and reasonable costs will be made. Actual and reasonable costs include, but are not limited to:

- Staff time spent at the staff charge out rates detailed in Schedule A
- Contractor's or consultant's time based on the charge out rate of the contractor or consultant engaged to do the work
- Disbursements which may include travel costs, expert advice, photocopying and hearing costs

2.1.5 Charges for permitted marginal or temporary activities

The cost for processing a request to issue a notice stating whether an activity is a permitted marginal or temporary activity will be charged based on actual staff time spent on an actual and reasonable basis, with the first hour being provided free of charge. Staff charge-out rates are detailed in Schedule A (page 12).

Table 5: Permitted marginal or temporary activity charges

	Charge (incl. GST)
Issuing a notice stating whether an activity is a permitted marginal or temporary activity	Actual and reasonable cost with the first hour free

² Where an incomplete application for a 'transfer of consent to another person at the same site' results in more than 1.5 hours of staff time being required to process the transfer, actual and reasonable costs will be charged to the transferee for the additional time required to process the incomplete application.

2.1.6 Exemptions from application charges and zero fee activities

The exemptions in Table 6 are in accordance with decisions adopted by Council at its meeting on 27 June 2019.

Table 6: Exemptions and zero fee activities

Consent category	Charge (incl. GST)
Activities listed in regional plans that have zero fee	\$0
Application to reduce the allocated rate of a surface water take consent or allocated annual volume of groundwater take consent which reduces the environmental effect of that take	\$0

2.2 Discount on administrative charges

The Resource Management (Discount on Administrative Charges) Regulations 2010,

commonly called the 'Discount Regulations', sets a default discount policy for resource consents that are not processed within statutory timeframes. Council's policy is to adhere to the Discount Regulations.

The Discount Regulations set out a discount of 1% of the total administrative charges for every working day an application remains unprocessed beyond the statutory timeframes specified in the RMA, up to a maximum of 50% (i.e. 50 working days).

The Discount Regulations apply to the processing of most resource consent applications or applications to change consent conditions. They do not apply to the following:

- Applications for extensions to consent lapsing periods
- Local authority initiated consent reviews
- Certificates of compliance
- When an applicant withdraws a resource consent application
- If the application is to replace an existing consent and is granted prior to the existing consent expiring

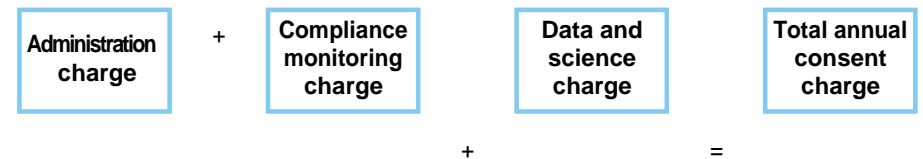
2.3 Charges for objections

If a person who has lodged an objection requests that the objection be considered by a hearings commissioner, Council may recover charges associated with the objections being considered and decided in accordance with that request. Those costs will be recovered on an actual and reasonable basis. Council may ask the commissioner(s) to make a recommendation as to whether it would be appropriate to remit (i.e. not charge) any of these costs.

2.4 Annual consent charges

The annual consent charge payable by the consent holder in relation to each current resource consent is made up of:

- Administration charge
- Compliance/supervision charge (referred to as 'compliance monitoring charge')
- Data and science charge



The administration charge covers routine administration costs such as consent computer database and file system maintenance, compiling and monitoring accounts, correspondence to consent holders (e.g. around expiring consents) and general administration and enquiries.

For those consents where compliance monitoring is charged on an actual and reasonable basis, the monitoring charges will be invoiced according to the frequency of inspections (e.g. consents inspected more than once during the year will receive monitoring invoices during the year in addition to the annual consent charge).

2.4.1 Administration charge

Table 7: Administration charge

	Fixed charge
	(incl. GST)
Standard charge	\$14
Multiple consents: additional charge per consent holder where separate invoicing and correspondence is required	\$12

2.4.2 Compliance monitoring charges

Compliance monitoring charges are based on the actual and reasonable costs of carrying out compliance monitoring of consents. Fixed and variable charges are made up of the staff time to carry out an inspection (if required), audit any monitoring information provided by consent holders, follow up any non-compliance and report back to consent holders (if required).

Actual and reasonable costs include, but are not limited to:

- Staff time spent processing a resource consent at the staff charge out rates detailed in Schedule A (page 12)
- Contractor's or consultant's time based on the charge out rate of the contractor or consultant engaged to do the work
- Disbursements which may include travel costs, expert advice, photocopying and hearing costs

It is Council policy that the majority of costs of compliance monitoring should be recovered from consent holders.

Table 8: Compliance monitoring charges

Compliance monitoring charge	Charge (incl. GST)
Fixed fee compliance monitoring charges ⁽³⁾	Schedule 1A
Charges for monitoring under the National Environmental Standards for Plantation Forestry	Schedule 3A
All other consents not listed in Schedule 1A	Actual and reasonable
Second and subsequent inspections as necessitated by previous non-compliance	Actual and reasonable
Auditing information required by consent conditions or participation in peer review panels	Actual and reasonable
Fixed administration fee relating to late submission of records and monitoring reports	\$235

2.4.3 Data and science charge

The data and science charge is a fixed annual fee which covers a portion (an average of 20%) of the Council's costs of carrying out regional and impact monitoring and specific investigations into the state of the environment. These monitoring requirements are driven, in part, by the consents process and consent holders: Council needs to understand and monitor resources to ensure consent conditions are set appropriately (e.g. water allocation limits) and to safeguard future access to resources. This requirement (and the associated charge) applies regardless of whether a consent holder fully exercises their consent e.g. the monitoring still has to take place even if a consent holder chooses not to take any or all of their consented water allocation.

Table 9: Data and science charge

Data and science charge	Schedules 1B to

³ Where the time spent processing monitoring exceeds the standard time covered by the fixed charge in Schedule 1A (which is based on staff charge out rates in Schedule A), any additional time will be charged on an actual and reasonable basis.

2.4.4 Exemptions from annual charges

The exemptions in Table 10 are in accordance with decisions adopted by Council at its meeting on 27 June 2019.

Table 10: Exemptions from annual consent charges

Consent category	Exempt from
Long term consents with an inspection frequency of 10 years or more unless an inspection has been carried out (in which case the consent holder is charged as per Schedule 1A or 2A)	Administration charge
"Consequential" consents such as the discharge permit in an activity that involves a diversion and discharge, or the discharge permit in an activity that involves taking and discharging water (e.g. to heat a pool). To qualify, the "consequential" consent must occur as a natural consequence of the primary activity and have no significant environmental effect compared to the primary consent.	Administration charge

2.5 Travel charges

Site visits for resource consent applications and compliance monitoring, regardless of location, will be charged a standard rate of half an hour of staff time (at the staff charge out rates detailed in Schedule A, page 12) for travel time and 50km at the applicable IRD mileage rate.

3 Building Act charges

Under the Building Act 2004, Bay of Plenty Regional Council (BOPRC) is responsible for functions relating to dams. For efficiency and cost reduction reasons, BOPRC has transferred the following building consent authority functions for dams to the Waikato Regional Council ⁽⁴⁾:

- Processing of building consents
- Inspection processes
- Issuing dam code compliance certificates
- Issuing compliance schedules

Please contact Waikato Regional Council or see its website www.waikatoregion.govt.nz/damsafety for relevant up-to-date fees and charges for these areas.

Section 243 of the Building Act 2004 enables BOPRC to recover costs through imposing fees or charges for the functions not delegated to Waikato Regional Council. The charges have been set using the principle that the full cost of the service provided is to be recovered. Any costs in addition to charges specified in Table 11 will be on an actual and reasonable basis.

Table 11: Building Act charges

Activity	Deposit (incl. GST)
Administration cost for Register of Dams	
Dam potential impact classification	\$240
Dam safety assurance programme	\$240
Annual dam compliance certificate	\$240
Review	
Review of potential impact classifications submitted by dam owners	Actual and reasonable costs
Review of dam safety assurance programme	Actual and reasonable costs
Building consent for dams	
Project Information Memorandum (PIM)	\$155
Certificate of acceptance	
Dam valued up to \$20,000	\$585
Dam valued between \$20,000 and \$100,000	\$2,345
Dam valued over \$100,000	\$4,690
Compliance and other functions	
Standard labour cost and extra cost of expert advice	Actual and reasonable costs

4 Memorandum with Waikato Regional Council (WRC) dated 6 March 2009 (WRC document no. 1329516), updated with Memorandum with WRC dated 1 June 2015 (WRC document no. 3165770)

4 Miscellaneous administrative charges

Under sections 36(1)(e), 36(1)(f) and 36(1)(g) of the RMA and section 13 of the Local Government Official Information and Meetings Act 1987, Council is able to charge for the provision of information in respect of plans and resource consents, the supply of documents and any kind of charge authorised by regulations.

Table 12: Miscellaneous administrative charges

Charge (incl. GST)	
Information requests	
Administration fee	Actual and reasonable costs with first hour free
Photocopying	
A4 (black and white)	6c per page
A3 (black and white)	10c per page
A4 (colour)	50c per page
A3 (colour)	75c per page

5 Enforcement

The cost of issuing an abatement notice will be charged to the holder of the consent, even if the notice itself is issued to a representative of the consent holder (e.g. farm manager, contractor, etc.). This charge is for generating and issuing the notice and does not include any additional costs associated with non-compliance, which will be charged on an actual and reasonable basis. Actual and reasonable costs include, but are not limited to:

- Staff time to carry out the inspection and prepare reports etc. at the staff charge out rates detailed in Schedule A
- Associated disbursements such as travel costs, sampling and testing costs and specialist advice

Table 13: Enforcement charges

	Fixed charge (incl. GST)
Issue of an abatement notice	\$225

6 General matters

- (a) Charges will be payable on the 20th of the month following the month the invoice was issued e.g. invoices issued in September will be due on 20th October.
- (b) Where charges are deposits, applicants will be charged all actual and reasonable costs above the deposit.
- (c) Actual and reasonable costs include, but are not limited to staff time (see Schedule A, page 12), travel costs, advertising, peer review, meeting and hearing costs, commissioner charges, disbursements and costs of consultants.
- (d) Staff time will be charged to the nearest 15 minutes, with a minimum charge of 15 minutes.
- (e) Where the deposit fee exceeds the processing costs by \$25 or more, the difference will be refunded to the applicant.
- (f) In accordance with section 36AAB(2) of the RMA and section 243(2) of the Building Act, Council may decline to perform the action to which the charge relates until the charge has been paid in full, with the exception of those noted in section 36AAB(3) of the RMA.
- (g) Where a consent application is withdrawn, any actual and reasonable costs incurred will be charged.
- (h) If an activity is consented during the year which is not accommodated on the existing compliance monitoring and data and science schedules (schedules 1A – 12B), an interim charge will be invoiced based on the actual and reasonable costs to Council of carrying out the monitoring of the consent.
- (i) When a consent is issued part way through the financial year, the compliance monitoring and data and science charges will be on a pro-rata basis, but in all cases the full annual administration charge will first be payable.
- (j) Where a consent is varied during the financial year to which this policy applies, any change in compliance monitoring and data and science charges will apply on a pro-rata basis from when the variation is approved.
- (k) When a consent expires or is surrendered or lawfully terminated during the year and the activity ceases, then in any case the full annual administration charge will apply and the remainder of the annual consent charge will be on a pro-rata basis having regard to the compliance and data and science monitoring that has been undertaken.

(l) Where a consent expires or is surrendered or lawfully terminated during the course of a year but the activity continues and is subject to a renewal process, then the full annual consent charge shall apply.

(m) Council may remit any charge referred to in this Charges Policy, in part or in full, on a case by case basis, and solely at Council's discretion (see section [36\(5\)36AAB\(1\)](#) of the RMA).

(n) Council will recover the actual and reasonable costs of investigating and reporting substantiated complaints relating to consented activities.

(o) Provisions pertaining to private plan changes under the RMA apply and the charging or provision of payment does not infer approval or acceptance of any plan change request.

(p) Holders of consents to take and/or discharge geothermal water and or contaminants will be invoiced separately for actual and reasonable costs of monitoring of temperature and flow, where such monitoring is required to be carried out by the consent holder, but is not carried out by the consent holder.

(q) Council may identify matters unique to a particular consented activity which result in a higher risk to the environment and, as such, more frequent inspections may be required than are outlined in the corresponding activity in Schedule 2. In these cases, Council will provide written notice to the consent holder advising of the increased inspection frequency, and the cost of additional inspections will be recovered on an actual and reasonable basis.

7 Worked examples

The following are examples of annual charges (GST inclusive) for a range of consented activities. Note that actual charges will be determined on a case by case basis.

Small cooling water discharge to a river

Administration charge \$140	+	Compliance monitoring charge \$195 Schedule 1A Category – ID Min	+	Data and science charge \$220 Schedule 1B Step 3	=	Total annual consent charge \$555
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Small sewage discharge, land treatment, annual inspection

Administration charge \$140	+	Compliance monitoring charge \$635 Schedule 1A Category – STP Min	+	Data and science charge \$510 Schedule 2B Step 3	=	Total annual consent charge \$1,285
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Small to medium stormwater discharges, flood pumping schemes without contaminants to surface water

Administration charge \$140	+	Compliance monitoring charge Actual and reasonable costs for inspections Schedule 2A Category – SW	+	Data and science charge \$320 Schedule 4B Step 2	=	Total annual consent charge \$460 + A&R
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Water take for irrigation, large impact

Administration charge \$140	+	Compliance monitoring charge \$180 Schedule 1A Category – Irri large	+	Data and science charge \$21,710 Schedule 7B Step 7	=	Total annual consent charge \$22,030
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8 Schedules

Note: all charges in the following schedules are GST inclusive.

- Schedule A Charges for staff and consultants Schedules 1A and 2A Compliance monitoring charges Schedules 1B to 12B Data and science charges

Schedule A - Charges for staff, consultants/contractors (GST inclusive)

Group	Hourly rate (incl. GST)
Administration/Coordinator	\$115
Officers/Planners	\$160
Senior Officers/Planners	
Engineers/Scientist/Regulatory Project Officer (RPO)	
External contracted Compliance Monitoring Officer (externally contracted)	
Maritime Officer	\$185
Team Leaders/Senior RPO/Works Engineer/Senior Maritime Officer	
Senior Engineer/Senior Scientist/Harbourmaster	
Pou Ngaio (Technical/Cultural RMA Specialist)	\$265
Managers/Regional Harbourmaster	
Consultants/Contractors	As charged by consultant/contractor
Regional Council staff mileage	Current applicable IRD rate

Note: Some positions may not be listed. In such cases the charge will be calculated from actual time multiplied by the most appropriate charge out rate listed above.

Compliance monitoring charges

Schedule 1A – Consents subject to fixed fee compliance monitoring charges

Compliance category	Code	Inspection frequency	Comments	Annual charge (incl. GST)
Air Discharge - small industry	Air min	3 yearly	Small operations with a low risk when managed well for example sandblasters, spray painters, etc.	\$240
Air Discharge - medium industry	Air med	1 yearly	Medium sized sites with a potential to result in moderate environmental impacts if not managed well. May require more significant reporting (e.g. monthly)	\$1,110
Dairy Sheds - low risk	DairyLR	3 yearly	PI systems: Adequate pond storage (lined in Rotorua lakes), appropriate irrigator technology for soil types and slopes, good compliance history	\$100
Dairy Sheds - moderate risk	DairyMR	2 yearly	All disposal systems that don't meet DairyLR or DairyHR criteria, but have good compliance history and systems that can be managed in a way that ensures compliance	\$160
Dairy Sheds - high risk	DairyHR	1 yearly	Any consent authorising a discharge to surface waters, or other High Risk dairy systems that don't meet DairyLR or DairyMR criteria	\$320
Industrial Discharges - small	ID Min	3 yearly	Small sites with small discharges and a low risk when managed well	\$190

Compliance category	Code	Inspection frequency	Comments	Annual charge (incl. GST)
Industrial Discharges - medium	ID Med	1 yearly	Medium sites with potential to result in moderate effects if not managed well	\$950
Landfills-closed	Landfill min	3 yearly	Closed landfills and managed cleanfill sites	\$180
OSET - low risk	OSET LR	10 yearly	All septic tanks and AWTS that are not within the OSET HR category. Inspected at time of installation and then on a 10 yearly basis	\$90
Piggeries	Pig	2 yearly	Low risk when managed correctly	\$170
Wastewater Plants - small	STP Min	1 yearly	A small scale sewage treatment plant, not an OSET HR or OSET LR system, and up to 50m ³ /day	\$635
Transfer Stations	Transfer	1 yearly	Operational Transfer Stations	\$475
Timber Treatment Plant	TTP	1 yearly	Timber treatment plants which generally have tight environmental controls with a significant amount of reporting. Risk is high if uncontrolled discharges occur	\$720
Minor Dams	Dams	10 yearly	Small dams (e.g. farm dams). Does not include hydro-electric scheme dams	\$40
Geothermal Abstraction - excluding Rotorua field	GeoO	3 yearly	All geothermal abstractors who are not large commercial operators, and are located outside of the Rotorua Geothermal field	\$345
Geothermal Abstraction - Rotorua field only	GeoR	3 yearly	All geothermal abstractors who are not large commercial operators, and are located inside of the Rotorua Geothermal field. Cost of undertaking temp and flow charged at A+R if not done by consent holder	\$200

Compliance category	Code	Inspection frequency	Comments	Annual charge (incl. GST)
Industrial Abstraction - minor	Ind Min	5 yearly	As most of these water takes will fall under the NER ⁽⁵⁾ , inspections can be reduced as records will be good indicator of compliance. Generally inspect the industrial takes at the same time as the industrial discharge consents are inspected	\$165
Hort/Agr Abstraction (6) ->5L/s	Irri large	5 yearly	Larger takes covered by NER so require meter and verification. LTP target aims for reduced non-compliance	\$180
Hort/Agr Abstraction (6) -<5L/s	Irri small	3 yearly	Small takes that do not generally require metering and verification, so require more frequent inspection	\$120
Municipal Abstraction - minor	MA Min	5 yearly	These water takes will generally fall under the NER, and as such records will be good indicator of compliance	\$175
Geothermal Abstractors (Warm Water Bores Tga)	Warm	3 yearly	All warm water abstractors in the Western Bay area who are not Industrial or Municipal abstractors	\$200

5 Resource Management (Measurement and Reporting of Water Takes) Regulations 2010

6 Inspection frequency is likely to be higher in over-allocated catchments: any additional monitoring work required that is not covered by the annual charge (which is based on the specific inspection frequency) will be charged on an actual and reasonable basis

Schedule 2A - Consents subject to variable compliance monitoring charges

Compliance category ⁽⁷⁾	Code	Inspection frequency	Comments
Air Discharge - large industry	Air Maj	3 monthly 6 monthly	In addition to regular visits, these require very frequent review of compliance returns, technical reports, etc. throughout year.
Aquaculture	Aqua	1 yearly	Aquaculture monitoring
Bore Installations	Bore Ins	As required	Administration only. Generally no site visit undertaken
Coastal structures	Struct	10 yearly	Inspected during construction (A+R) then reduced inspection frequency
Composting Facilities (including vermicomposting)	Compost	3 Yearly	Composting and vermicomposting facilities; careful management required to mitigate odour and stormwater contamination issues.
Comprehensive Catchment Stormwater	CCSW	1 yearly	Regular review of returns and reports
Dewater	Dewater	As required	Short term consents usually associated with earthworks, so inspected during earthworks site visit
Other Disturbance	Disturb	1 yearly	Inspected during works
Diversions	Div	As required	Inspected as per earthworks during construction, then not at all
Dredging	Dredge	As required	Inspected during works
Earthworks	EW	As required	An estimated annual monitoring time has been allocated for this category, as only a portion of all consents are "active" at any one time. Inspections are usually once every month, but can increase or decrease depending on site risk
Forestry	Forest	As required	An estimated annual monitoring time has been allocated for this category, as only a portion of all consents are "active" at any one time. Inspections are once every 2 months, but can increase or decrease depending on site risk

⁷ Where an activity is consented but does not fall into one of these categories, inspection will be scheduled according to the risk associated with the activity.

Geothermal Abstractors (Large scale industrial)	Geol	6 monthly	Complex sites, Peer Review Panels, Community Liaison Groups, etc.
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(7)

Compliance category ⁽⁷⁾	Code	Inspection frequency	Comments
Hydro Dams	Hydro	1 yearly	Large hydro schemes are generally well managed however impact of non-compliance can be very significant
Industrial Discharges - major	ID Maj	3 monthly 6 monthly	These require very frequent review of compliance returns, technical reports, etc. throughout year
Industrial Abstraction - major	Ind Maj	As required or 5 yearly	As most of these water takes will fall under the NER, inspections can be reduced as records will be good indicator of compliance. Generally inspect the industrial takes at the same time as the industrial discharge consents are inspected
Lake structures	Lake Struct	10 yearly	Inspected during construction (A+R) then reduced inspection frequency. Mainly accessed by boat
Landfills - Open	Landfill Maj	6 monthly	Open landfills and managed cleanfill sites
Mangroves	Mangrove	1 yearly	Inspected as and when required when removal is taking place
Municipal Abstraction - major	MA Maj	As required or 5 yearly	These water takes will fall under the NER, and as such records will be good indicator of compliance
OSET - high risk	OSET HR	1 yearly	All septic tanks and AWTS within 200m of Rotorua Lakes, or within Maintenance Zones as shown in OSET Plan, or where the system receives more than 2m ³ /day, or where there has been a poor history of compliance
Production land - high risk	ProdLand - high	Annual	A consent for land use, subject to the management of nutrient loss from that activity. Risk is determined through the consent process and stipulated within the resource consent.
Production land - medium risk	ProdLand - med	2 yearly	
Production land - low risk	ProdLand - low	5 yearly	

Compliance category ⁽⁷⁾	Code	Inspection frequency	Comments
Quarries - large commercial	Quarry Lge	6 monthly	Large commercial quarries
Quarries (small)	Quarry Sml	3 yearly	Example: Forestry, farm quarry
Reclamations	Rec	As required	Inspected as per earthworks during construction, then not at all
Disturb, excavate foreshore or seabed	Sand	5 yearly	Inspected during works
Wastewater Plants - large	STP Maj	6 monthly	Not an OSET HR or OSET LR system, and greater than 50m ³ /day
Shingle extraction	Shingle	1 yearly	Inspected during extraction - irregular basis
Spray - herbicides, etc.	Spray	As required	Inspected on an infrequent basis depending on whether the activity is taking place
Stream structures	Stream	10 yearly	Inspected during construction (A+R) then reduced inspection frequency
Stormwater	SW	As required	Variety of low risk consents. Generally only monitored at installation, unless issues arise
Water takes (over-allocated catchments)		As required	Additional monitoring work required in over-allocated catchments

Schedule 3A - Charges for monitoring under the National Environmental Standards for Plantation Forestry - variable compliance monitoring charges

Compliance category ⁽⁷⁾	Code	Inspection frequency	Comments
Permitted forestry	NESPF	As required	<p>Monitoring of forestry activity which is being undertaken as a permitted activity under the following regulations of the NESPF:</p> <p>(a) at the commencement and for the duration of, earthworks undertaken in accordance with regulation 24;</p> <p>(b) during pre-works, construction, and ongoing use and maintenance/removal of river crossings constructed and utilized in accordance with regulation 37;</p> <p>(c) at the commencement, and for the duration of, quarrying undertaken in accordance with regulation 51;</p> <p>(d) at the commencement and for the duration of, harvesting undertaken in accordance with regulation 63(2).</p> <p>As a default, inspections during these activities will occur once every 2 months; however, that frequency may increase or decrease, at the compliance officer's discretion, depending on the nature of the activity being undertaken, compliance levels and/or risks associated with the site.</p>

Data and science charges

Schedule 1B - Water management

Consents to discharge industrial or process related water and/or contaminants

Step	Examples	Annual charge (incl. GST)
1	Negligible individual impact but cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Small volume, often intermittent.	\$80
2	Minor individual impact but cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Small volume, low concentration waste. May not be continuous.	\$110
3	Individual and cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Regular discharge. Contains contaminants. Volume <20 m ³ /day.	\$220
4	Individual and cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Range of contaminants. Volume <50 m ³ /day, regular. Discharge to surface water. No impact on other users. For land discharge volume up to 150 m ³ /day increase in contaminant concentration.	\$560
5	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Monitoring of receiving water classification standards where relevant. Noticeable effect on resource, other users. Regular discharge volume <100 m ³ /day. Noticeable effect on resource, other users. Regular discharge volume <100 m ³ /day. Range of contaminants. For land discharge volume up to 250 m ³ /day and increase in contaminant concentration.	\$2,320
6	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Monitoring of receiving water classification standards where relevant. Significant potential effect on resource, but does not exclude other users. Volume <1,000 m ³ /day. Range of contaminants. For land discharge volume up to 2,000 m ³ /day and increase in contaminant concentration.	\$4,410

Step	Examples	Annual charge (incl. GST)
7	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Significant potential effect on resource, but does not exclude other users. Volume <10,000 m ³ /day. Range of contaminants. For land discharge, volume up to 20,000 m ³ /day and increase in contaminant concentrations.	\$11,020
8	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Significant potential effect on resource, but does not exclude other users. Volume <20,000 m ³ /day. Contaminants discharge to receiving waters, utilises significant portion of assimilative capacity of receiving water. Likely to exclude other significant users.	\$22,030
9	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Significant effect on resource, other users. Volume exceeds 20,000 m ³ /day. Contaminants discharge to receiving waters, utilises substantial proportion of assimilative capacity of receiving water. Likely to exclude other significant users.	\$34,670
10	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Very High Impact; as a result of individual discharge or combined effect with other discharges. Substantial effect on resource or other users. Substantial range of contaminants. Can exclude other significant users.	\$46,240
11	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Severe impact. The individual discharge has a substantial effect on resources and other users. Substantial range of contaminants. Excludes other significant users. May alter habitat and impact ecosystem.	\$88,110

Schedule 2B - Water management

Consents to discharge sewage related water and/or contaminants

Step	Examples	Annual charge (incl. GST)
1	Negligible individual impact but cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. No offsite impacts. Small scale on site disposal. Individual household, up to 2m ³ /day.	\$170
2	Minor individual impact but cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. No offsite impacts. Small scale on site disposal. Up to 30m ³ /day.	\$260
3	Individual and cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Limited offsite impacts. Small scale communal system. Land based system 30-50m ³ /day.	\$510
4	Individual and cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Potential offsite impacts. Small communal system. 50-100m ³ /day. For land based 50-200 m ³ /day.	\$1,530
5	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Monitoring of receiving water classification standards where relevant. Potential and occasional offsite impacts. Significant community. Up to 2,000m ³ /day. For land discharge up to 4,000 m ³ /day. No trade wastes.	\$5,130
6	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Moderate impact. Small town treatment system. Potential effect on resource, but does not exclude other users. Limited trade wastes.	\$12,820

Step	Examples	Annual charge (incl. GST)
7	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Moderate lipact. Medium scale treatment system. Identifiable effects on resource, but does not exclude other users. Trade wastes.	\$25,610
8	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Moderate to high impact. Identifiable effects on resource, can exclude other users. Significant trade wastes.	\$53,850

Schedule 3B - Water management

Consents to discharge agricultural related water and/or contaminants

Step	Examples	Annual charge (incl. GST)
1	Negligible individual impact but cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. No offsite impacts. Land discharge <20 m ³ /day.	\$210
2	Individual and cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Discharge to surface water and land discharge >20 m ³ /day. Potential effect on resource, but does not exclude other users.	\$240
3	Individual and cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Small to moderate impact. Some impact on resource, minimal impact on other users.	\$950
4	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Monitoring of receiving water classification standards where relevant. Moderate impact. Utilises significant amount of receiving water capacity. May impact on other users. <50 m ³ /day.	\$3,550
5	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Moderate to high impact. Utilises substantial amount of receiving water capacity. Excludes other users.	\$5,910

Schedule 4B - Water management

Consents to discharge stormwater, quarrying, dredging, leachate and miscellaneous related water and/or contaminants

Step	Examples	Annual charge (incl. GST)
1	Negligible individual impact but cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. No offsite effects. Land based disposal only.	\$160
2	Minor individual impact but cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Low concentration of limited contaminants. Intermittent discharge. Insignificant impact on resource.	\$320
3	Individual and cumulative impacts require monitoring. Monitoring of receiving water classification standards where relevant. Small Impact. Low concentration of limited contaminants. Intermittent to regular discharge.	\$470
4	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Monitoring of receiving water classification standards where relevant. Moderate impact. Minor effect on resource. Does not exclude other users. Low to medium concentration of limited contaminants. Intermittent to regular discharge.	\$1,160
5	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Monitoring of receiving water classification standards where relevant. Moderate to significant impact. Has impact on resource and may affect other users. Increase in concentration and number of contaminants discharged.	\$3,880
6	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Monitoring of receiving water classification standards where relevant. Significant impact. Has impact on resource, can exclude other users. Can have impact on biota and alters habitat. May contain toxic substances.	\$11,610
7	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major receiving water impact monitoring investigation annually. Report prepared. Monitoring of receiving water classification standards where relevant. Major impact. Has impact on resource, can exclude other users. Has impact on biota and alters habitat.	\$24,440

Schedule 5B - Water management

Consents to discharge warm water/geothermal fluid into the ground

Step	Examples	Annual charge (incl. GST)
1	Negligible individual impact but cumulative impacts require monitoring. No foreign contamination.	\$40
2	Reinjection (Rotorua Geothermal Field), small volume <25 m ³ /day. Regular discharge.	0
3	Soakage (Rotorua Geothermal Field), small volume <25 m ³ /day. Regular discharge. Minor individual impact but cumulative impacts may require monitoring. Minor impact. No foreign contamination.	\$70
4	Reinjection (Rotorua Geothermal Field), volume <250 m ³ /day. Regular discharge.	\$0
5	Soakage (Rotorua Geothermal Field). Regular discharge. Volume <250 m ³ /day. Individual and cumulative impacts require monitoring. Small impact. No foreign contamination.	\$180
6	Reinjection (Rotorua Geothermal Field), volume <500 m ³ /day. Regular discharge.	\$0
7	Soakage (Rotorua Geothermal Field). Regular discharge. Volume <500 m ³ /day. Individual and cumulative impacts require monitoring. Small to moderate impact. No foreign contamination.	\$730
8	Reinjection (Rotorua Geothermal Field), volume <2,000 m ³ /day. Regular discharge.	\$0
9	Soakage (Rotorua Geothermal Field). Regular discharge. Volume <2,000 m ³ /day. Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Moderate impact. No foreign contamination. Has potential to affect resource or other users.	\$1,830
10	Discharge to reinjection. Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Moderate impact. No foreign contamination. May affect resource and other users. Regular discharge. Volume <5,000 m ³ /day.	\$3,670
11	Discharge to reinjection. Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. High impact. No foreign contamination. Resource affected. Can exclude other users. Volume >5,000 m ³ /day.	\$9,160

Schedule 6B - Water management

Consents to take surface water

Step	Examples	Annual charge (incl. GST)
1	Negligible individual impact but cumulative impacts require monitoring. Includes environmental protection or enhancement activities. Plentiful resource 0-250 m ³ /day. Frost protection - up to 1,000 m ³ /day.	\$100
2	Minor individual impact but cumulative impacts require monitoring. Includes environmental protection or enhancement activities. No significant impact on other users. Plentiful resource 250-500 m ³ /day. Frost protection - up to 2,000 m ³ /day.	\$200
3	Individual and cumulative impacts require monitoring. Small impact. Some impact on flow particularly in combination with other users. Not detrimental to in-stream values. 500-1,000 m ³ /day. Frost protection - up to 3,000 m ³ /day.	\$370
4	Individual and cumulative impacts require monitoring. Small to moderate impact. Impact on flow may exclude other users. 1,000-2,000 m ³ /day (municipal and industrial takes). Up to 5,000 m ³ /day (irrigators). Frost protection - >3,000 m ³ /day.	\$1,460
5	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Moderate impact. Impact on flow may exclude other users. May be detrimental to in-stream values. Up to 10,000 m ³ /day.	\$3,770
6	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Moderate to large impact. Significant abstraction. Can have impacts on the resource and other users. Up to 30,000 m ³ /day.	\$11,280
7	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major resource impact monitoring investigation annually. Report prepared. High impact. Significant water abstraction. Has significant impact on resource. Up to 50,000 m ³ /day.	\$18,800

Step	Examples	Annual charge (incl. GST)
8	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity require specific monitoring techniques. Major resource impact monitoring investigation annually. Report prepared. High impact. Significant water abstraction. Has significant impact on resource. Up to 100,000 m ³ /day.	\$37,590
9	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity require specific monitoring techniques. Major resource impact monitoring investigation annually. Report prepared. Substantial impact. Has significant impact on water availability and capacity to receive discharges. Utilises large proportion of stream flow >10% of Q5. Potential to exclude other users. Up to 200,000 m ³ /day.	\$75,170

Note: these charges vary depending on the volume of water permitted to be taken under the consent and apply regardless of whether the allocation is being used.

Schedule 7B - Water management

Consents to take groundwater excluding geothermal

Step	Examples	Annual charge (incl. GST)
1	Negligible individual impact but cumulative impacts require monitoring. Plentiful resource. Up to 250 m ³ /day. Frost protection - up to 1,000 m ³ /day.	\$200
2	Minor individual impact but cumulative impacts require monitoring. No significant impact on other users. Plentiful resource. Up to 500 m ³ /day. Frost protection - up to 2,000 m ³ /day.	\$390
3	Individual and cumulative impacts require monitoring. Small impact. Resource may be limited. Can impact other users. Up to 1,000 m ³ /day. Frost protection - up to 3,000 m ³ /day.	\$700
4	Individual and cumulative impacts require monitoring. Moderate impact. Resource may be limited. Can impact resource and other users. Up to 2,000 m ³ /day (municipal and industrial takes). Up to 5,000 m ³ /day (irrigators). Frost protection - >3,000 m ³ /day.	\$2,800
5	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Moderate impact. Other users potentially affected. Resource may be impacted. Up to 5,000 m ³ /day (municipal and industrial takes). Up to 7,500 m ³ /day (irrigators).	\$3,940
6	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Moderate to large impact. Other users affected or excluded. Resource impacted. Up to 10,000 m ³ /day.	\$7,240
7	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major resource impact monitoring investigation annually. Report prepared. Large impact. Other users affected or excluded. Resource impacted. Up to 30,000 m ³ /day.	\$21,710

Step	Examples	Annual charge (incl. GST)
8	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity require specific monitoring techniques. Major resource impact monitoring investigation annually. Report prepared. Major impact. Localised effect on complex resource. Can limit or exclude other users. Up to 50,000 m ³ /day.	\$36,210

Note: these charges vary depending on the volume of water permitted to be taken under the consent and apply regardless of whether the allocation is being used

Schedule 8B - Water management

Consents to take geothermal fluid and geothermal heat/energy

Step	Examples	Annual charge (incl. GST)
1	Negligible individual impact but cumulative impacts require monitoring. Geothermal fluid <5 m ³ /day. Warm water bores (Tauranga Field) <25 m ³ /day.	\$50
2	Minor individual impact but cumulative impacts require monitoring. No significant impact on other users. Geothermal fluid <25 m ³ /day. Down-hole heat exchangers < 5 kw. Warm water bores (Tauranga Field) <100 m ³ /day.	\$80
3	Individual and cumulative impacts require monitoring. Small impact. Resource may be limited. Can impact other users. Geothermal fluid < 50 m ³ /day. Down-hole heat exchangers >5 kw. Warm water bores (Tauranga Field) >100 m ³ /day.	\$120
4	Individual and cumulative impacts require monitoring. Moderate impact. Resource may be limited. Can impact resource and other users. Geothermal fluid <150 m ³ /day.	\$670
5	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Moderate impact. Other users potentially affected. Resource may be impacted. Geothermal fluid <350 m ³ /day.	\$1,990
6	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Moderate to large impact. Other users affected or excluded. Resource impacted. Geothermal fluid <2,000 m ³ /day.	\$4,960
7	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major resource impact monitoring investigation annually. Report prepared. Large impact. Other users affected or excluded. Resource impacted. Geothermal fluid up to 20,000 m ³ /day.	\$9,900
8	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity require specific monitoring techniques. Major resource impact monitoring investigation annually. Report prepared. Major impact. Localised effect on complex resource. Can limit or exclude other users. Geothermal fluid >20,000 m ³ /day.	\$23,770

Schedule 9B - Water management

Consents to dam and/or divert

Step	Examples	Annual charge (incl. GST)
1	Negligible individual impact but cumulative impacts require monitoring. Intermittent flood control, permanent stream diversions and realignments. Environmental protection or enhancement activities. Dams:- less than 1.5 m. Diversions:- mean stream flow less than 0.5 m ³ /sec.	\$100
2	Minor individual impact but cumulative impacts require monitoring. No significant impact on resource. No impact on in-stream values. Permanent stream diversions and realignments. Environmental protection or enhancement activities. Dams:- less than 3 m. Diversions:- mean stream flow less than 1 m ³ /sec.	\$150
3	Individual and cumulative impacts require monitoring. Small impact. Potential effect on resource. Some impact on in-stream values on a more sensitive stream/river. Permanent stream diversions and realignments. Dams:- less than 3 m. Diversions:- mean stream flow less than 2 m ³ /sec.	\$290
4	Individual and cumulative impacts require monitoring. Small impact. Effect on resource. Some impact on in-stream values. Permanent stream diversions and realignments. Dams:- less than 5 m. Diversions:- mean stream flow less than 10 m ³ /sec. Diversion of water (power schemes) less than 10% of mean flow of river system.	\$850
5	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Small to moderate impact. Significant effect on resource. Impact in-stream values. Ecosystem impacts. Minimal compensation flow. Dams:- less than 10 m. Diversions:- (a) Permanent stream diversions and realignments - mean stream flow less than 20 m ³ /sec. (b) Diversion of water (power scheme) less than 20% of mean flow of river system.	\$2,280
6	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Moderate impact. Impacts flow regime of part of catchment. Significant impact on stream ecosystem and in-stream values. Limits and may exclude other users. Diversion of water (power schemes) less than 30% of mean flow of river system.	\$6,570

Step	Examples	Annual charge (incl. GST)
7	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity may require specific monitoring techniques. Major resource impact monitoring investigation annually. Report prepared. Large impact. Other users affected or excluded. Resource impacted. Geothermal fluid up to 20,000 m ³ /day.	\$11,390
8	Individual and cumulative impacts require monitoring. Impacts of consent holder's activity require specific monitoring techniques. Major resource impact monitoring investigation annually. Report prepared. Large impact. Impacts flow regime of part of catchment. Substantial impact on stream ecosystem and in-stream values. Likely to exclude other users. Diversion of water (power schemes) greater than 50% of mean flow of river system.	\$19,930

Schedule 10B - Air management

Consents to discharge contaminants into air

Step	Examples	Annual charge (incl. GST)
1	Small landfills.	\$80
2	Sand blasters, small incinerators. Predominantly former Class "B" processes. Medium/large sewage plant air discharges.	\$360
2a	Spray painters. Small/medium sewage plant air discharges.	\$80
3	Hot dip galvanising. Asphalt manufacture.	\$360
4	Rendering plants.	\$970
5	A range of chemical processes. Larger boiler plant.	\$2,400
6	A range of chemical processes with higher risk of offsite effects.	\$7,190
7	Fertiliser Manufacturing Plant.	\$14,380
8	Major pulp and paper mill.	\$28,750
9	Activities on port land.	Actual and reasonable charges*

*Actual and reasonable costs include, but are not limited to; staff time at the staff charge out rates detailed in Schedule A, sampling and testing costs and any specialist advice needed.

Schedule 11B - Coastal management

Coastal consents (other than takes and discharges)

Step	Examples	Annual charge (incl. GST)
1	No charge as there is no specific regional/impact monitoring programme associated with this category of consents.	\$0
2	Aquaculture – marine farms <10 hectare consented area.	\$135
3	Aquaculture – marine farms >10 hectare consented area.	\$1,350

Note: The Data and Science charges for marine farms apply from the time the consent is exercised (ie: once marine farm equipment is installed in the water) and are based on the area consented.

Schedule 12B - Land use management

Land use consents

Step	Examples	Annual charge (incl. GST)
1	Minor earthworks not covered by Steps 2-6 (e.g. installation of structures such as culverts and jetties).	\$0
2	Earthworks and forestry operations <1 hectare (total land area covered under the consent).	\$250
3	Earthworks and forestry operations 1-10 hectares (total land area covered under the consent).	\$750
4	Earthworks and forestry operations >10 hectares (total land area covered under the consent).	\$1,460
5	Quarries <2 hectare (total land area allowed to be worked under the consent).	\$300
6	Quarries >2 hectare (total land area allowed to be worked under the consent).	\$470

Note: earthworks include those associated with land development, tracks, roads, forestry, vegetation clearance and rehabilitation works. It does not include consents for installation of structures (e.g. culverts and jetties).



Report To: Regional Council

Meeting Date: 24 March 2020

Report From: Chris Ingle, General Manager, Integrated Catchments

Adoption of the proposed Flood Protection and Drainage Bylaws 2020 Statement of Proposal for formal consultation.

Executive Summary

The Local Government Act 2002 requires Council to undertake a comprehensive review of its bylaws ten years after they were last reviewed; and complete the review within a two year time frame from that review date.

A full review and revision of the Bylaws has been completed and is presented here as a draft Flood Protection and Drainage Bylaws Statement of Proposal for formal consultation.

As part of the consultation package, staff have developed a Statement of Proposal, a draft Flood Protection and Drainage Bylaws 2020 document, a table outlining each change to the 2008 Bylaws and the rationale for those changes.

A technical report outlining the geotechnical analysis of the modelling has also been developed and is available upon request, but does not form part of the Statement of Proposal.

Recommendations

That the Regional Council:

- 1 Receives the report, Adoption of the proposed Flood Protection and Drainage Bylaws 2020 Statement of Proposal for formal consultation.**
- 2 Adopts the Statement of Proposal and the proposed Flood Protection and Drainage Bylaws document for formal consultation.**
- 3 Appoints the following Councillors to the Hearings Panel to hear submissions on the proposed Flood Protection and Drainage Bylaws 2020:**
 - Crs _____

1 Background

The Local Government Act 2002 requires Council to undertake a comprehensive review of its bylaws ten years after they were last reviewed; and complete the review within a two year time frame from that review date.

Formal review started early in 2019, with geotechnical engineers running initial modelling and analysis; and a policy analyst undertaking a fit-for-purpose review of the bylaw document in mid-2019.

As the new document was developed independent legal, geotechnical, policy and operational advice and review was obtained to ensure legality and consistency of the proposed changes.

Staff undertook informal engagement with river scheme advisory groups, territorial authorities, iwi and the general public in the form of workshops and open day sessions in the latter half of 2019. Feedback was generally supportive and was used to further refine proposed changes.

Modelling was repeated after informal engagement; running multiple simulations, using a number of parameters, including steady state of a range of soil types and profiles; and then simulating a range of flood scenarios to develop the likely outcomes of flood events.

This modelling has been the basis of the key changes in the 2020 proposed Bylaws.

As part of the consultation package, staff have also developed a Statement of Proposal, a table outlining each change to the 2008 Bylaws and the rationale for those changes.

A technical report outlining the geotechnical analysis of the modelling has also been developed and is available upon request, but does not form part of the Statement of Proposal.

2 Statement of Proposal

The Statement of Proposal is prescribed in the Local Government Act 2002 as an essential part of the Special Consultative Procedure and must outline the proposed Bylaws summary of information including: the reason for the proposal and whether it is the most appropriate way of addressing a perceived problem; whether it is the most appropriate form of Bylaws; that it does not give rise to any implications under the NZ Bill of rights 1990; and contains a draft of the proposed Bylaws.

3 Proposed Flood Protection and Drainage Bylaws 2020

The key changes to the Bylaws document focus on increased protection of river and drainage scheme assets given there have been advances in scientific and geotechnical information; and lessons learned from flood events since the 2008 Floodway and Drainage Bylaw was developed.

The key changes are:

3.1 Bylaw application margins

Under the proposed 2020 Bylaws landowners will need to apply for prior written authority to undertake particular activities that may have a detrimental effect on assets if mitigation measures are not applied.

Council issues a Bylaw Authority to landowners who want to carry out these activities within these margin areas, with specific conditions to minimise the impact on the asset and to ensure specific geotechnical issues are being managed appropriately.

Under the review, Council's geotechnical engineers have investigated whether the current margins are still appropriate. Taking into account the latest engineering thinking and science; previous experience gained through past flood events and asset failure; and information around current issues and risks, it is proposed that Bylaw Applicable Areas be updated. A

full technical report explaining the scientific rationale for these changes is available at time of formal consultation.

3.2 Proposed rules specifically for ploughing and fencing activities

The internal review has also highlighted some additional activities that, when carried out in close proximity to stopbanks, could have a detrimental effect on the integrity of the flood protection assets in the lower reaches of the Kaituna, Rangitāiki and Tarawera Rivers due to the presence of pumiceous soils. These activities include repeated ploughing and some methods of fence and pole installation close to stopbanks.

3.3 Proposed additional Floodways

The 2008 Floodway and Drainage Bylaw document has a number of specific rules around the Rangitāiki Floodway that prevent certain activities that may affect the free flow of water in a flood event (e.g. planting trees and constructing buildings).

In the 2020 Flood Protection and Drainage Bylaw staff propose designating four new areas as floodways in order to manage certain activities within these floodable areas.

The new proposed floodways, in addition to Rangitāiki, are: Waioeka, Mangorewa, Waingaehe, and Ngongataha.

4 Consultation

4.1 Key Messages

- The Flood Protection and Drainage Bylaws are regulation that safeguards flood protection and land drainage assets from damage or misuse
- When undertaking a prescribed activity within a Bylaw Applicable Area landowners must apply for written authority to carry out that activity.
- Council's intention is to work with landowners, leasees and contractors, through application of a Bylaw Authority, which would detail any specific risk mitigation measures that can be put in place for an activity to ensure the ongoing integrity of the adjacent asset.
- Council reviews the Bylaws every ten years to ensure that rules are:
 - Still fit-for-purpose
 - Informed by the latest science and data
 - Informed by experience from previous flood events
 - Informed by present issues and risk (e.g. climate change projections, land use changes, and increased pressure from development)

4.2 Targeted Consultation

The Flood Protection and Drainage Bylaws affect specific areas of the Bay of Plenty where schemes exist. These areas include Ōpōtiki, Whakatāne, Edgecumbe, Rotorua and Kaituna.

A consultation package has been developed in tandem with the Annual Plan process. Council has decided not to hold any public events as part of the Annual Plan/Bylaws consultation planned for 27 March-28 April.

This unprecedented step is, at this time, the best course of action to ensure the wellbeing of community members and staff. It is our intention to provide options online and by phone to make submissions and participate in hearings. We will promote this through a broad advertising campaign.

5 Budget Implications

5.1 Current Year Budget

The current 19/20 budget covers the review and consultation of the Bylaws document; and will cover the development of a comprehensive implementation plan for the Bylaws going forward. Implementation will include:

- An Impacts report – key changes to the Bylaws will mean there is an anticipated increase in the number of Bylaw Applications to process. This will include an increase in the need for expert geotechnical advice on whether activities can occur at specific property level.
- Development of a data management system to hold information around Bylaw authority and advice; soil profiles and mitigating measures needed at a property level.
- A monitoring and compliance plan for the Bylaw applicants, this will include development of processes around enforcement through remediation, suspension and revocation of Bylaw authorities.
- Development of an ongoing education package and programme.
- Please include a brief description of the financial implications if decisions are agreed by Council for the current year budget

5.2 Future Budget Implications

The Implementation plan will support the development of a budget for the Long Term Plan 2021–2031. The review and update of the Flood Protection and Drainage Bylaws is anticipated to have implications for the Flood protection and control activity.

6 Community Outcomes

This item/project directly contributes to the Safe and Resilient Communities Community Outcome in the Council's Long Term Plan 2018-2028.

Toni Briggs
Project Manager

for General Manager, Integrated Catchments

19 March 2020



Report To: Regional Council
Meeting Date: 24 March 2020
Report From: Mat Taylor, General Manager, Corporate

Annual Plan 2020/21 - Adoption of Consultation Document for public consultation

Executive Summary

The purpose of this paper is to seek Council's adoption of the Annual Plan 2020/21 Consultation Document '*What Do You Think?*'. The paper provides an update on the draft Annual Plan Budget 2020/21 and the plan for engaging with the community through the consultation period.

At the current time, the outbreak of Coronavirus/Covid-19 is having dramatic and far-reaching effects across the globe, in New Zealand, and within the Bay of Plenty. While the outbreak in New Zealand is currently contained, and there have been few cases and zero fatalities, significant economic disruption has already occurred, with large sectors facing lengthy periods of heavily reduced revenue and hundreds if not thousands of people threatened by job losses.

As a regional council, we are focused on maintaining essential services for our communities and investing in activities that will deliver substantial benefits for the people of the Bay of Plenty and achieve the outcomes we have agreed.

The changed operating environment provides the context for the Annual Plan 2020/21. We are proposing to help alleviate some of the financial stresses we have influence over for our communities by using some of our reserves to fund operating expenditure in 2020/21 and to keep rates increases at 2.8%, the level we proposed through our Long Term Plan 2018-2028.

The draft Annual Plan Budget 2020/21 includes operating expenditure of \$155 million and capital expenditure of \$39.9 million. We plan to use \$5.0 million from the Equalisation Reserve and \$2.0 million from our targeted rates current accounts to reduce the amount we need to collect in rates in 2020/21.

The total forecast borrowings as at 30 June 2021 is \$171 million, this assumes \$30 million of new lending to pre-fund future capital expenditure, and \$50 million of on-lending to Quayside Holdings Limited being repaid to the Local Government Funding Agency. Council's total forecast cash investments as at 30 June 2021 is \$158 million.

The Annual Plan 2020/21 Consultation Document includes several new initiatives for 2020/21 and through this consultation we are seeking feedback on two main topic areas, Climate Change and Transport, to inform both the Annual Plan 2020/21, and also our

planning as we work towards our next Long Term Plan for 2021-2031.

Our budgets and levels of service are sustainable, and our proposed average rates increases should allow us to address the recent changes in forecast expenditure and operating environment, and to continue on the path to delivering our vision and community outcomes while providing the services the Community expects from us and meeting our legislative requirements.

Subject to the adoption of the Consultation Document at this meeting, the Consultation is planned to start on 27 March and run through to 28 April 2020. Due to Coronavirus, consultation will be focused on online consultation.

Separate to consulting on the Annual Plan 2020/21, Council is required to undertake a full Special Consultation Procedure in relation to the Resource Management Act Section 36 Fees and Charges and also the Floodway and Drainage Bylaw and these are covered under separate papers in this Council Agenda.

Recommendations

That the Regional Council:

- 1 Receives the report, Annual Plan 2020/21 - Adoption of Consultation Document for public consultation;**
- 2 Approves additional budgeted operating expenditure of \$10.2 million and additional budgeted capital expenditure of \$9.2 million in the draft Annual Plan Budget 2020/21 as discussed in this report.**
- 3 Approves the draft Annual Plan Budget 2020/21 (Appendix 1) for the purpose of public consultation and that the draft Annual Plan Budget 2020/21 is supported by the draft budget changes as discussed in this report.**
- 4 Approves the draft total real rates revenue increase of 2.8%, which is equivalent to the forecast increase for Year 3 of the Long Term Plan 2018-2028, for the purpose of public consultation.**
- 5 Approves \$30.0 million of new lending to pre-funding future capital expenditure; \$15.0 million for 2021/22 and \$15.0 million for 2022/23.**
- 6 Notes the total forecast borrowings as at 30 June 2021 of \$171 million assumes Quayside Holdings Limited repays \$50.0 million of on-lending.**
- 7 Notes Council's total forecast cash investments as at 30 June 2021 is \$158 million.**
- 8 Agrees that, pursuant to section 95 2A of the Local Government Act (2002), the variances from Year 3 of the Long Term Plan 2018-2028 are not significant or material enough to require a full special consultative procedure.**
- 9 Notes that the draft Annual Plan Budget 2020/21 is unbalanced, mainly due to our funding contributions to infrastructure projects through the Regional Fund, the Infrastructure Fund, and the Rotorua Lakes Deed Funding reserve; as well as the use of the Equalisation Reserve \$5.0 million and targeted rates current accounts \$2.0 million to reduce the amount we need to collect in rates in 2020/21.**

- 10 Adopts the Annual Plan 2020/21 Consultation Document ‘What Do You Think?’ for public consultation (Appendix 2).**
- 11 Delegates to the Chief Executive to make any minor editorial changes and to update the financial information to the Annual Plan 2020/21 Consultation Document as necessary.**
- 12 Notes that staff will continue to investigate options and alternatives for a rates relief package relating to the impact of COVID-19 and provide a report to a future meeting.**

1 Development of the Draft Annual Plan 2020/21 Consultation Document

The draft Annual Plan 2020/21 Consultation Document “*What Do You Think?*”, included as an attachment to this report, presents the draft budget for the third year of the Long Term Plan 2018-2028 (LTP 2018-2028), updated for any changes from what we said we would do.

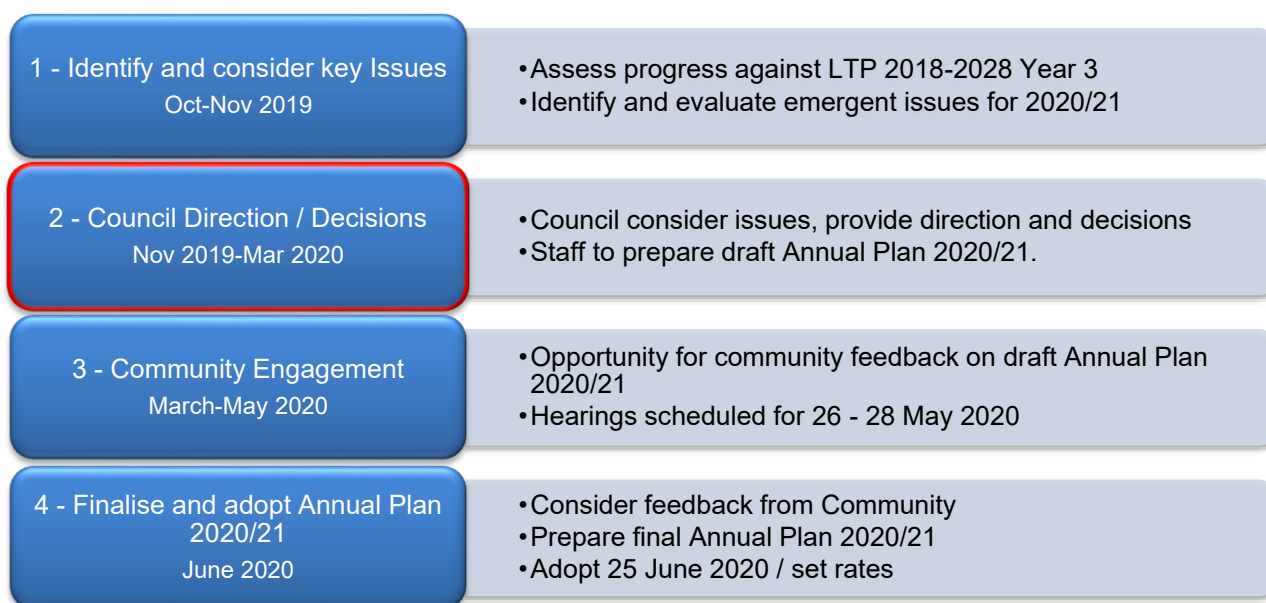
The draft Annual Plan 2020/21 Consultation Document has been guided by Council workshops in December 2019 and February 2020 and by the direction provided at the Council meeting on 12 December 2019.

Council has increased resources in specific areas and provided for several new initiatives in 2020/21, as well as incorporated the use of reserves to fund operating expenditure and to reduce the amount we need to collect in rates.

The main variances included in the draft Annual Plan Budget 2020/21 compared to Year 3 of LTP 2018-2028 are summarised below. Pursuant to section 95 2A of the Local Government Act (2002) these variances are not considered to be significant or material enough to require a full special consultative procedure. However Council agreed in December 2019 to follow a formal consultation process.

Through this consultation we are seeking feedback on two main topic areas, Climate Change and Transport, to inform both the Annual Plan 2020/21, and also our planning as we work towards our next Long Term Plan for 2021-2031. Due to Coronavirus, consultation will be focused on online consultation.

Figure 1: Annual Plan 2020/21 Process



Separate to consulting on the Annual Plan 2020/21, Council is required to undertake a full Special Consultation Procedure in relation to the Resource Management Act Section 36 Fees and Charges and also the Floodway and Drainage Bylaw and these are covered under separate papers in this Council Agenda.

1.1 Coronavirus / Covid-19

At the current time, the outbreak of Coronavirus/Covid-19 is having dramatic and far-reaching effects across the globe, in New Zealand, and within the Bay of Plenty. While the outbreak in New Zealand is currently contained, and there have been few cases and zero fatalities, significant economic disruption has already occurred, with large sectors facing lengthy periods of heavily reduced revenue.

As a regional council, we are focused on maintaining essential services for our communities and investing in activities that will deliver substantial benefits for the people of the Bay and achieve the outcomes we have agreed. We are also aware that in a potentially recessionary environment, it is important that government bodies continue to spend, as this economic stimulus has positive effects on local businesses. As a result, we have commenced policy and financial modelling work on a wider rates relief package to complement the Government's financial support package.

This changed operating environment provides the context for the Annual Plan 2020/21. As noted above, we are proposing to help alleviate some of the financial stresses we have influence over for our communities by using some of our reserves to fund operating expenditure and to reduce the amount we need to collect in rates in 2020/21.

2 Draft Annual Plan 2020/21 – Budget Overview

The proposed draft Annual Plan Budget 2020/21 underpins the financial information included in the draft Consultation Document “*What Do You Think?*” and is summarised in Table 1 below.

The draft budget includes changes as a result of Council decision-making, amendments and better financial information. The recommendations in this report seek confirmation of the budget changes, as well as the approval of the draft Annual Plan Budget 2020/21. This will enable staff to finalise the financial information contained in the Consultation Document, including forecast rates increases.

Table 1: Draft Annual Plan 2020/21 Budget (Version 4 for 24 March Council)

Operating Budget	LTP YR3 2020/21 \$million	Draft AP 2020/21 \$million
Operating Revenue	138.5	140.3
Operating Expenditure	144.8	155.0
Operating Deficit (<i>net funding to/(from) reserves</i>)	(6.3)	(14.7)

Capital Budget	LTP YR3 2020/21 \$million	Draft AP 2020/21 \$million
Capital Expenditure	30.7	39.9
Capital Revenue	7.1	7.7
Borrowings for Capital Expenditure	23.6	32.2

Table 2: Draft Annual Plan 2020/21 Rates Forecast (Version 4 for 24 March Council)

Rates Forecasts	LTP YR3 2020/21	Draft AP 2020/21
General Rates increase	2.7%	3.3% (an average of \$9 per household)
Targeted Rates increase	2.8%	2.3%
Total Rates increase	2.8%	2.8% (an average of \$10 per household)

More detail on the draft Annual Plan Budget 2020/21 is included in Appendix 1.

2.1 Operating Expenditure and Revenue Changes

The forecast operating expenditure in the draft Annual Plan Budget 2020/21 is \$155 million. The following new initiatives are included in the draft budget:

- Awatarariki Fanhead Managed Retreat: \$3.0 million grants and subsidies expenditure, which is funded by the Regional Fund Reserve. Council has included a further \$2.0 million in the revised budget for Annual Plan 2019/20.
- Biosecurity: Additional \$650,000 contract costs to support the implementation of the proposed Regional Pest Management Plan Regional Pest Management Plan.
- Regional Planning: Additional \$180,000 in consultancy costs to prepare for implementing the Government's Healthy Waterways package.
- \$45,000 to support the development of a Regional Climate Change Fund for the Long Term Plan 2021-2031.
- Thriving Māori Partnerships: \$700,000 to build capacity and capability, and to reset relationships with iwi and to build partnerships.
- Public Transport: Continued implementation of the Western Bay of Plenty Public Transport Blueprint to provide an improved bus service. This includes \$1.86 million for the trial of fare free bus travel for Tauranga school students to help reduce traffic congestion, and a further \$231,000 for the regional tertiary services fare-free trial to improve student access to tertiary education providers. The Public Transport Committee will review these trials during the course of the year to determine whether the trials extend to 2021.

The Consultation Document also includes implementation of various bus services including Pyes Pa to The Crossing, Tauranga; Kawerau service: 'on-demand' trial and improved Whakatāne to Kawerau service; Ōpōtiki and Kawerau health shuttle.

In addition to the above new initiatives, the draft budget incorporates the following adjustments:

- Employees: Additional budgeted operating expenditure associated with a new Collective Employment Agreement, and a series of fit for purpose reviews to ensure Council has the right skills, capability and capacity to deliver our community outcomes efficiently, while providing the services our community expects from us and meeting our legislative requirements.
- Treasury: A reduction in budgeted interest expenditure on internal and external loans due to lower interest rates, and timing changes for several capital projects.
- Rotorua Te Arawa Lakes Programme: Unspent land use change incentives budget has been carried forward from 2019/20 into 2020/21.

We have included a \$20 million contribution to the Ōpōtiki Harbour Project in 2021/22 of the rolling ten year budget, and this will be funded from the Regional Fund Reserve. The timing of the grant remains uncertain, and is being negotiated in a funding agreement.

As a result we are forecasting an increase in operating revenue of \$1.8 million to \$140.3 million in the draft Annual Plan Budget 2020/21 compared with Year 3 of the LTP 2018-2028.

2.2 Capital Expenditure Changes

The forecast capital expenditure in the draft Annual Plan Budget 2020/21 is \$39.9 million. The key changes in capital expenditure are set out in Table 3 below.

Table 3: Summary of Capital Expenditure Changes

Capex changes per Council direction/approvals	Group of Activity	Draft AP2020/21 Change \$000	Funding source
Buildings Upgrade Project (Regional House) – budget carried forward from 2019/20 to 2020/21	Corporate	5,900	Borrowings
Engineering Solutions – budget carried forward from 2019/20 to 2020/21	Rotorua Lakes	4,000	Reserves and MfE Subsidy

Council has reviewed its capital works programme to ensure that our borrowings are in line with our ability to deliver on a challenging programme of work. This programme includes \$18.8 million for flood protection and flood repair work, and \$6.4 million to complete the Buildings Upgrade Project. We plan to use \$32.2 million of external borrowings to fund our capital works programme in 2020/21.

2.2.1 Rangitāiki Floodway Project – Potential Additional Budget

The Rangitāiki Floodway Project is a multi-stage project designed to take pressure off the flood-prone Rangitāiki River by diverting some of its flow. Increasing the capacity of the floodway reduces flood levels in the Rangitāiki River from upstream of Edgecumbe to the river mouth.

Changes in the scope of the remaining stages have identified future cost increases of \$8.4 million associated with the increase of the stopbank height on Stage 6. We are carrying out separate targeted consultation with the community on the proposed changes and cost implications of this project, and an update will be provided to Council in May/June 2020.

2.3 Reserves

The draft Annual Plan Budget 2020/21 incorporates the use of reserves as follows:

- Equalisation Reserve: \$5.0 million to ‘smooth’ rates in 2020/21.
- Targeted Rates Current Accounts: \$2.0 million to fund activities in 2020/21 including Passenger Transport and Civil Defence.
- \$450,000 from the Civil Defence Emergency Management Reserve to partially offset the increased funding requirement, which has shifted from local Councils to Regional Council.
- Regional Fund: \$3.0 million for the Awatarariki Fanhead Managed Retreat.

- Infrastructure Fund: \$9.7 million to fund operating grants for infrastructure projects agreed through the previous Long Term Plan (including Regional Infrastructure projects, and Rotorua Te Arawa Lakes Programme land use change incentives and engineering solutions).

2.4 Rates

This Annual Plan will set the level of rates for the 2020/21 financial year. The proposed average rates increase of 2.8% (an average of \$10 per household) is consistent with the forecast provided for Year 3 of the LTP 2018-2028.

The average increase in targeted rates, which affects the total rates paid, depends on the area in which you live and the services received. In addition, property revaluations by Western Bay of Plenty District Council, Whakatāne District Council, Ōpōtiki and Taupō District Council will affect the final rates paid.

This average rates increase includes a general rates increase of 3.3% (an average \$9 per household) in 2020/21 which is approximately 0.5% higher than the 2.8% forecast increase in Year 3 of LTP 2018-2028.

Our budgets and levels of service are sustainable, and our proposed average rates increases should allow us to address the recent changes in forecast expenditure and operating environment, and to continue on the path to delivering our vision and community outcomes while providing the services the Community expects from us and meeting our legislative requirements.

2.5 Balanced Budget

The forecast operating deficit is \$14.7 million. This means the money we expect to spend on operating expenditure is more than we expect to receive. The unbalanced budget for draft Annual Plan 2020/21 is prudent.

The primary reasons for the unbalanced budget are due to our funding contributions to infrastructure projects through the Regional Fund, the Infrastructure Fund, and the Rotorua Lakes Deed Funding reserve. We are also using our Equalisation Reserve and our targeted rates current accounts to reduce the amount we need to collect in rates in 2020/21 as noted above.

3 Treasury

Council has borrowed \$191 million from the Local Government Funding Agency – this includes \$141 million to fund our capital works programme and \$50 million to help optimise the interest costs incurred by Quayside Holdings Limited (Quayside). The total forecast borrowings as at 30 June 2020 is \$166 million due to the first \$25 million of on-lending to Quayside being repaid. Debt will increase to \$196 million if Council approve the additional \$30 million of pre-funding of future capital expenditure (\$15 million per year in 2021/22 and 2022/23) before reducing to \$171 million as at 30 June 2021 as the final \$25 million of on-lending to Quayside is repaid.

Council's total forecast cash investments as at 30 June 2021 is \$158 million, comprised of Toi Moana Fund \$45 million, Regional Fund \$31 million (including funding for the Ōpōtiki Harbour Project \$20 million), other restricted reserves \$22 million, pre-funding of \$50 million and working capital of \$10 million.

4 Community Engagement for Annual Plan 2020/21

A final draft of the Annual Plan 2020/21 Consultation Document is included in Appendix 2 to this Council Agenda. Please note that minor changes, including proof reading edits and final selection of some photos may take place after the adoption of the documents.

4.1 Consultation Document

The Consultation Document is the primary source of information for the public in relation to the Annual Plan. The requirements of the Annual Plan Consultation Document are set out in LGA s 95A. In summary, the Consultation Document must:

- Identify significant or material differences between the proposed annual plan and the content of the long-term plan for the financial year to which the annual plan relates.
- Provide a description of significant new spending proposals, the costs associated with those proposals, and how these costs will be met.
- Explain the matters in a way that can be readily understood by interested or affected people.
- Be presented in a concise and simple manner.

4.2 Consultation Questions

The Consultation topics which we are seeking feedback on are:

- Climate Change: How can Regional Council best support the community in building resilience and climate change adaptation planning?
- Transport: A range of matters relating to the delivery of Public Transport services including options to incentivise mode shift, increasing the rate at which electric buses are included into the fleet to reduce our carbon footprint, and making changes to bus fare as part of the Long Term Plan 2021-2031.

In addition to the consultation topics, the Consultation Document provides an overview of work delivered by Council to deliver on our Community Outcomes and information on other changes to the Councils proposed work programme for 2020/21.

4.3 Community Engagement Plan

Due to COVID-19 Bay of Plenty Regional Council has decided against any formal face-to-face community engagement for both our Annual Plan and Flood Protection and Drainage Bylaw consultation processes. This means that a greater emphasis will be placed on communicating the plan in the community via advertising and also the online tools we use to promote and engage with the community.

This approach needs to ensure we are reaching as many people as practicable across the region – in both main urban and remote rural communities, however we also need to ensure this approach is cost effective and we are targeting those people who could be most affected by the questions we are asking.

4.4 Updated Engagement Approach

With no community events planned, we will look to marketing and online engagement to promote the plan. The Communications and Marketing Plan that had been developed to target as many communities in the Bay of Plenty region as budget and resource would allow, while still being cost effective.

This included advertising in:

- Newspapers
- Radio
- Billboards
- Social Media

Following feedback from Councillors at last year's Communications Workshop, this plan included higher expenditure on iwi radio stations, and expenditure on social media was significantly increased from previous years.

It's proposed that this approach is still applicable to market and raise awareness of this consultation process. However with little or no face-to-face engagement, we propose to focus on online methods and for communities where this approach is not appropriate, look at traditional static tools such as posters.

4.5 Changes to the Engagement Plan

Council already produces a number of e-Newsletters that are sent out to highlight the work we're doing in the community and we intend to use these to promote the consultations and where people can go to get more information. Where our timeframes fit we will also look for inclusion in other community newsletters.

Instead of billboards in the community we will look at online digital advertising to promote a click through message. These will be geo-targeted to specific audiences.

We also propose creating an advert fronted by Councillors which can be used to briefly explain the Annual Plan 2020/21, and how people can get involved.

In addition, to target some of our specific communities we will use this 'ad' and look to community Facebook groups and pages to share this, as well as any promotion around our Facebook live sessions.

Finally, we intend to use the geo-target feature of Facebook, so that we can promote particular questions with specific communities where appropriate to.

4.6 Challenges

When working in the online space, we need to be careful that we don't limit the ability of people to have their say through formal submissions, by directing them to informal polls. Our key action message will be directing people to our website where they can make a formal submission.

Timeframes are also tight in relation to being able to implement some of these new initiatives, which means some may not be able to be implemented until a week into the consultation period.

4.7 Consultation and engagement with Māori

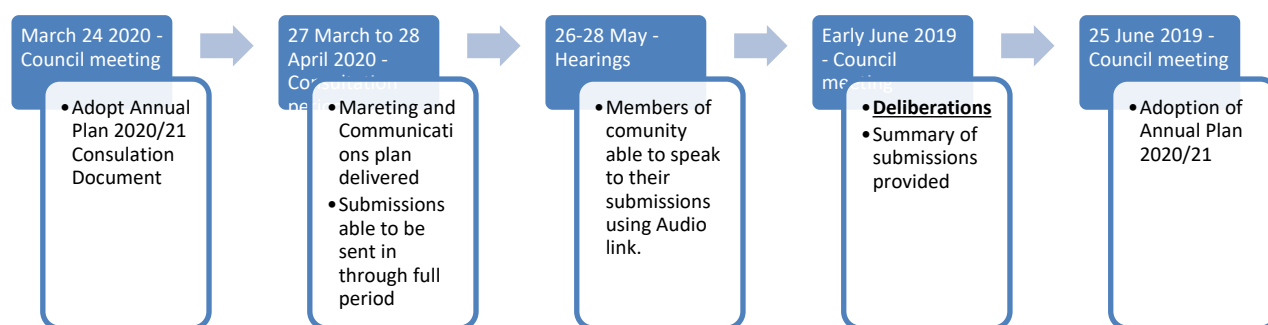
All collateral will be developed with an inclusive approach to Te Ao Māori, the Māori world view.

Additional supporting material providing a summary of changes for the Annual Plan will be prepared both in English and Māori. We have also included an increased presence on iwi radio stations, and the social media presence is planned to increase significantly from previous years.

Regional wānanga in July 2019 identified that kanohi ki te kanohi is important to iwi for priority issues. Many iwi have highlighted their limited capacity to engage so we will seek to communicate through existing networks and events where practicable.

Opportunities to partner in the development of our next Long Term Plan 2021-2031 will be highlighted to Māori audiences through the Annual Plan 2020/21 consultation process.

4.8 Consultation Timeline



4.9 Annual Plan 2020/21 Submissions Handling

The primary method for receiving submissions will be through on-line forms received through the Bay of Plenty Regional Council website. Email and post delivered submissions are also available.

4.10 Deliberations

Annual Plan 2020/21 deliberations are scheduled for 2 June 2020. An agenda will be provided for Council to consider community feedback gathered through the consultation period. The agenda will include staff recommendations to support final decisions ahead of Annual Plan 2020/21 adoption in late June 2020.

5 Next Steps

The recommendations in this report seek confirmation of the budget changes to Year 3 of the Long Term Plan 2018-2028, and approval of the draft Annual Plan Budget 2020/21 and Consultation Document “*What Do You Think?*”.

Following direction from Councillors at the meeting, staff will proceed with consultation on the Annual Plan 2020/21 with the consultation period beginning on 27 March 2020.

Following consultation on the Annual Plan 2020/21 which closes on the 28 April, Council will consider feedback from the community through deliberations in early June 2020.

Council will make its final budget decisions on 25 June 2020 when Council adopts the Annual Plan 2020/21, adopts the Floodway and Drainage Bylaw, and sets fees and charges, and rates for 2020/21.

6 Budget Implications

The forecast expenditure for the Annual Plan 2020/21 consultation process is approximately \$90,000 and this will be funded within the budgets set in Council’s Long Term Plan 2018-2028 within the Corporate Services Group of Activities in 2019/20. There are no future budget implications associated with the consultation process for the Annual Plan 2020/21.

7 Community Outcomes

This item/project directly contributes to each of the Community Outcomes in the Council’s Long Term Plan 2018-2028.

Debbie Hyland
Finance & Transport Operations Manager

for General Manager, Corporate

19 March 2020

APPENDIX 2

Draft Annual Plan 2020-21 Budget Summary

Bay of Plenty Regional Council

Draft Annual Plan 2020/21 Budget

Operating budget changes from Year 3 of LTP 2018-2028

	LTP Year 3 2020/21	Changes through AP 2019/20	Changes through AP 2020/21	Total Changes	DAP 2020/21
	\$000	\$000	\$000	\$000	\$000
Operating revenue by class					
Targeted rates	\$29,202	\$3,552	(\$1,914)	\$1,638	\$30,840
General rates	\$28,934	\$275	\$0	\$275	\$29,209
Dividends	\$33,200	\$0	\$0	\$0	\$33,200
Finance Revenue	\$15,088	(\$1,635)	(\$1,864)	(\$3,499)	\$11,589
Fees and charges	\$12,352	(\$52)	(\$1,187)	(\$1,239)	\$11,114
Other Revenue	\$19,747	\$4,830	(\$239)	\$4,591	\$24,337
Total operating revenue	\$138,523	\$6,970	(\$5,204)	\$1,766	\$140,289
Expenditure by class					
Employee expenses	\$40,826	\$486	\$1,952	\$2,438	\$43,264
Contractors & consultants	\$45,312	\$3,857	\$2,026	\$5,883	\$51,195
Finance costs	\$14,434	(\$2,215)	(\$2,717)	(\$4,932)	\$9,502
Other expenditure	\$44,182	\$2,627	\$4,259	\$6,886	\$51,067
Expenditure (after charges and recoveries)	\$144,753	\$4,755	\$5,520	\$10,275	\$155,028
Total operating surplus (deficit)	(\$6,230)	\$2,215	(\$10,724)	(\$8,509)	(\$14,739)

