



A PO Box 364, Whakatāne 3158
P 0800 884 880
F 0800 884 882
E info@boprc.govt.nz
W www.boprc.govt.nz

File ref:

	SEEN		SEEN

Office use only

Application for resource consent – Resource Management Act 1991 (s88)

5B Water consent application: take groundwater

We recommend you discuss your application with a Consents Officer before you apply. 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 let you know before we start charging.

Call the Consents Duty Planner on 0800 884 880.

See Notes to Applicant (last pages of form) before filling in this application form.

Groundwater takes are subject to rules in the Regional Natural Resources Plan (RNRP). This plan is on our website: <http://www.boprc.govt.nz/knowledge-centre/plans/>.

For water availability please use the *Indicative Groundwater Allocation Map Tool* on our website to determine the **allocation status** of your location:

<https://www.boprc.govt.nz/environment/fresh-water/water-use/#groundwater-tool>

RNRP rules that apply to your activity: 43

Activity status of your consent application:

- ☐ Controlled
☐ Restricted discretionary
☒ Discretionary

Under Section 88 of the Resource Management Act 1991 (RMA), the undersigned makes this application for resource consent(s).

If you have already completed Part 1 on another form (if applying for more than one activity), go straight to Part 2 of this form.

PART 1

1 Applicant/s name *(name that will be on the consent)*

Surname:

First names:

OR

Trust and trustee names *(if application on behalf of a trust)*

Trust name:

Trustees' names:

OR

Company name: Haas Orchard Limited

Contact person:

NZ Companies Register number: 5144521

2 Applicant/s contact details

Postal address: 32 The Glebe, Whakatane

Telephone *(tick preferred contact number)*

☐ Residential

☐ Business

☐ Cell 0276363022

Email glebe32@xtra.co.nz

3 Consultant details *(or other person authorised to apply on behalf of applicant)*

Company name: Allegrow Ltd

Lilian Harley

18 Coast View Road

RD 1

Opotiki 3197

Mobile: 021378308

Email: lilian@allegrow.co.nz

Send all **correspondence** relating to this application(s), including **invoices**, to:

☒ Applicant ☒ Consultant

Consultant regarding technical matters for the application, applicant for invoicing and ongoing compliance.

4 **Owner/occupier name and address** *(of the site relating to application)*

Owner: As above

Postal address:

☐ Residential () ☐ Business ()

Occupier:

Postal address:

☐ Residential () ☐ Business ()

If the applicant is not the owner of the land to which the activity relates, then it is good practice to provide written approval from the landowner with the application.

5 **Consent(s) being applied for from Bay of Plenty Regional Council**

(a) **District** the activity is located in:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Whakatāne District | <input type="checkbox"/> Ōpōtiki District |
| <input type="checkbox"/> Rotorua District | <input type="checkbox"/> Kawerau District |
| <input type="checkbox"/> Western Bay of Plenty District | <input type="checkbox"/> Tauranga District |
| <input type="checkbox"/> Taupō District | |

(b) Is this application to **replace an existing or expired consent(s)**? ☐ Yes ☒ No

If yes, consent number(s):

If yes, the value of the investment:

(c) Consent **duration** sought:

15 years months

Start date

Completion date *(if applicable)*

- (d) Resource consent(s) also required from a **district council**? ☐ Yes ☒ No
- Type of consent required
- Has it been applied for? ☐ Yes ☐ No
- Has it been granted? *(If yes, please attach)* ☐ Yes ☐ No

Name of **Consents staff member** you discussed your application with:

6 Activity location

Site address/es: 85 Western Drain Road, Edgecumbe

Legal description/s *(from Certificate of Title, valuation notice, or rate demand)*

Lot 3 DPS 86818, Lot 1 DP 492574 (Whakatane District).

Map reference/s NZTM: 1940092 mE 5790343 mN

Is your water take in a fully allocated catchment? ☒ Yes ☒ No

If you are unsure call the Consents Duty Planner on 0800 884 880.

PART 2

1 Purpose of water take *(tick all that apply)*

- ☐ Industry
- ☐ Municipal
- ☒ Irrigation
- ☒ Frost protection
- ☐ Temporary for bore drilling or dust control
- ☐ Dairy shed
- ☐ Spraying
- ☐ Other *(please specify)*

Under s14(3)(b) of the RMA, water can be taken without resource consent if the take or use does not, or is not likely to, have an adverse effect on the environment and is for:

- (i) An individual's reasonable domestic needs,
- (ii) The reasonable needs of a person's animals for drinking water,

2 Bore and water take information

Bore consent number *(from top right corner of well driller's log)*: BN-10083

Notes about water take applications:

- We will check the efficiency of the volume of water you are applying for, which will involve assessing the volume against the area of land, the crop and soil type the water is to be applied to. We use the SPASMO model to check efficiency for irrigation.
- Some aquifers are considered to be near or fully allocated. Contact the Consents Duty Planner for more information.
- We may compare previously consented volumes (for replacement applications) with actual use, particularly for frost protection. We may reduce the volume accordingly.
- Metering, monitoring and reporting requirements will be included in conditions of resource consent (if consent is granted).
- Larger volumes and rates of take are likely to be subject to more stringent monitoring/reporting requirements with higher ongoing charges associated with the consent.

(a) **Industry/municipal**

Rate of take	L per second
Maximum time	hours per day
Maximum volume	m ³ per day

(b) **Irrigation**

Rate of take	4L per second	
Maximum time	hours per day	
Maximum volume	2,205 m ³ per week	AND 31,199 m ³ per year
Area	6.3 ha	
Crop(s)	Gold <i>kiwifruit</i> <i>Provide the exact irrigation land area/s and a breakdown of area for each crop on a map. Specify the variety if kiwifruit, e.g. green, gold, red.</i>	

Additional water for commissioning the water system immediately before starting irrigation:

☐ Yes ☒ No m³

(c) **Frost protection** (*attach previous use records for replacement applications*)

Rate of take	4L per second
Maximum time	hours per day
Maximum volume	945m ³ per day
Area	6.3 ha
Crop(s)	gold <i>kiwifruit</i>

Frost days per year: 15 *For replacement consents, base this on previous use records. For new consents, use records from neighbouring orchards to estimate the likely*

maximum number of annual frost days. Attach relevant use records to support your application. Provide additional supporting information if your application requires a greater number of days.

Lowest temperature frost event designed for °C

Rate of application mm/ha

Application method

Maximum volume 14,175 m³ annually

(d) **Spraying agrichemicals** (*attach spray diary for replacement applications*)

Rate of take L per second

Events per year at 1500 L/ha

Events per year at 2000 L/ha

Annual volume m³

(e) **Domestic supply**

# of Bedrooms	Demand (L/day/person)	Total (m ³ /day)
	200	

Annual volume m³

(f) **Stock watering** (*see Horizons Regional Council (2007) Reasonable Stock Water Requirements Guidelines for Resource Consent Applications*)

Stock type	# of stock	Demand (L/day/animal)	Total (m ³ /day)
Milking cows			
Sheep			
Horses			
Grazing cattle			

Annual volume m³

(g) **Dairy shed wash down and cooling water**

# of Milking Cows	Rate (L/cow/day)	Days Annually

Annual volume m³

(h) **Temporary take**

Rate of take L per second

Maximum time hours per day

Maximum volume m³ per day

Number of occurrences per year

Purpose

(i) **Other** (*specify*)

3 **Assessment of environmental effects (AEE)**

Attach a separate report detailing effects where appropriate. As a minimum, the following topics should be each covered:

- a) **Drawdown effects** on neighbouring bores, based on a 24 (or 72) hour pump and recovery test with monitoring of two observation bores and analysis by a suitably qualified groundwater scientist/hydrologist.
- b) Effects on **surface water**.
- c) If the bore is close to the coast, include an assessment of the risk of **saltwater intrusion** based on sodium, chloride and electrical conductivity data from the bore, depth of bore and distance to the mean high water springs.
- d) **Resource sustainability** – refer to the Indicative Groundwater Allocation Map Tool on the Bay of Plenty Regional Council website.
- e) Reasonable and **efficient use** of water – provide reasoning for the volume of water sought; use applicable industry standards and site specific information and water use records to support your application.
- f) **Cultural effects**.
- g) Any other effects.

See attached assessment of effects

It is important to provide a well-prepared AEE, otherwise we may:

- not accept your application,
- turn down your application,
- ask for more information, delaying the time taken to process your application, or
- commission someone else to review your application at a cost to you.

For more information, see the Ministry for the Environment's *Good Practice Guide on How to Prepare an AEE*, and *Everyday Guide to the RMA: Applying for a Resource Consent*, at www.mfe.govt.nz/publications/rma

4 Assessment against relevant objectives & policies of the relevant plan/s

Provide an assessment of the proposal against the relevant objectives and policies of the operative Regional Natural Resources Plan to the Regional Natural Resources Plan. You can use the Water Take and Use Policy Assessment form on our website <https://www.boprc.govt.nz/do-it-online/consent-forms/> under 'Water'.

See attached assessment of effects

5 Affected persons

Affected persons or parties may include neighbouring land owners and occupiers, iwi, hapū, and/or organisations such as the Department of Conservation, Eastern Region Fish and Game Council and community groups.

For your application to be considered for non-notification you must gain written approval from all persons who may be affected by the proposal. We can help you identify people/organisations likely to be affected. The 'Affected Person's Written Approval' form can be filled out by the affected party and attached to this application; it is on our website: www.boprc.govt.nz keywords 'resource consent forms'.

Under Schedule 4 of the RMA, the application must include identification of the persons affected by the activity, consultation undertaken, and any response to the views of any person consulted. We will make the final assessment of whether a person/party is affected by your proposal; it is best practice to consult with those persons.

Provide details persons/parties who may be affected by your proposal. If you have discussed your proposal with any of these parties, **record their comments and your response, and submit with your application.**

Name

Address

☐ Written approval supplied (attached).

Name

Address

☐ Written approval supplied (*attached*).

Name

Address

☐ Written approval supplied (*attached*).

[Continue on a separate page if necessary]

6 Extending timeframes

The RMA specifies timeframes for processing resource consent applications. Timeframes can be extended with the applicant's agreement.

Can we extend the consent processing timeframe?

- ☒ Yes, provided I can continue to exercise my existing consent until processing of this application is completed (*renewal application only*).
- ☐ Yes, provided the extension is to discuss and try to agree on consent conditions.
- ☐ Yes, provided the application is processed before
- ☐ No.

7 Deposit fee

A deposit of **\$2700.00** including GST is required with this application. This can be paid online, by cheque or eftpos at a Regional Council reception desk.

- Bay of Plenty Regional Council's bank account number is **06 0489 0094734 00**. Use the applicant's name as the reference. We will issue a GST invoice marked "PAID" when we receive payment.
- An application will not be accepted until the deposit is paid. We are happy to hold the forms, but processing will not start until we receive payment.
- **Additional charges are usually incurred**, depending on the resource we use in processing your application (*e.g. staff time, technical reviews, complexity and completeness of application*). Staff can give a cost estimate. Please see the schedule of fees attached.

Checklist

The following information must be included with your application:

- ☐ Complete all contact details in this application form
- ☐ Assessment of environmental effects (AEE), as set out in Schedule 4 of the RMA
- ☐ Assessment of cultural effects
- ☐ Pump test results and analysis

- ☐ Site plan showing the bore location, storage tanks and the area supplied with water
- ☐ Water use records, previous frost use analysis and spray diary for replacement consents.
- ☐ Sodium, chloride and electrical conductivity data (if the bore is close to the coast)
- ☐ SPASMO information for irrigation applications
- ☐ Written approval from all affected parties, and/or summary of consultation carried out
- ☐ Water Take and Use Policy Assessment (*form available on BOPRC website*)
- ☐ Sign and date the application form
- ☐ Pay the deposit
- ☐ Other relevant information (*e.g. Certificate of Title, details from the Companies Register*)

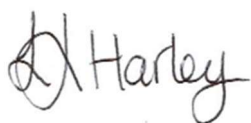
Unchecked boxes may result in your application being returned under s88 of the RMA.

Information privacy

The RMA requires this information to process the application and assist in managing the region's natural and physical resources. Information in this application is regarded as **official information**.

Bay of Plenty Regional Council will hold this information, and it is subject to the Local Government Official Information and Meetings Act 1987 and the Privacy Act 1993. **This information will generally be available to the public. If you would like any of this information to remain confidential, please let us know.**

- 1 I have authority to sign on behalf of the party/ies named as applicants for this consent.**
- 2 I have read, and understand, all information in this application form, including the requirement to pay additional costs incurred.**
- 3 All information provided is true and correct. I understand that inaccurate information could result in my resource consent being cancelled.**

 Harley

Signature

Date 10/06/2020

NOTES TO THE APPLICANT

READ THIS BEFORE FILLING OUT THE APPLICATION FORM

Call the **Consents Duty Planner on 0800 884 880** for consents related queries.

- 1 **We will not begin processing your application until the \$2700.00 deposit is paid**, unless prior arrangement is made. Processing costs are likely to exceed the deposit; you will be invoiced for the balance.
- 2 You may be required to pay a **resource management charge** associated with holding a consent (s36 of the RMA). Accounts are payable by the 20th of the month following date of invoice. Where costs are more than \$2,000 above the deposit, you may be requested to make interim payments towards the final total cost.
- 3 The **coastal marine area** is the area from the outer limit of the territorial sea (12 nautical miles) to the line of mean high-water springs. For activities at river mouths, contact the Consents Duty Planner for clarification.
- 4 Let us know if your application includes **trade secrets** and/or **commercially or culturally sensitive material**. Section 42 of the RMA enables protection of sensitive information.
- 5 Schedule 4 of the RMA sets out the **information you must provide**. If insufficient information is provided, we may put the application on hold or return it as incomplete.
- 6 **Identify every consent required** for the proposal. We may put the application on hold until you apply for all resource consents required (s91 of the RMA).
- 7 If we request **further information** (s92 of the RMA), the application will be put on hold and processing will not restart until all information is received.
- 8 An application does not need to be publicly notified if the environmental **effects are minor and written approval has been obtained** from everyone adversely affected by the granting of the consent (s95D and s95B of the RMA). Written approval forms are on our website: <https://www.boprc.govt.nz/do-it-online/consent-forms/> under 'Other forms'.
- 9 We may **review any consent** at any time if the application contains inaccuracies that materially influence the decision made (s128(1)(c) of the RMA).

Hourly charges for staff and consultants

Group	Hourly charge (including GST)
Administration	\$110
Officers/Planners	\$155
Senior Officers/ Planners	
Engineers/Scientist/Regulatory Project Officers (RPO)/ Environmental Data Officer/Laboratory Technicians	
Compliance Monitoring Officer (externally contracted)	
Maritime Officer	
Team Leaders/Senior RPO/Works Engineer/Senior Maritime	\$180
Senior Engineer/Senior Scientist/Harbourmaster	
Pou Ngaio (Technical/Cultural RMA Specialist)	
Managers/Regional Harbourmaster	\$260
Consultants/Contractors	As charged by consultant/contractor
Regional Council staff mileage	Current applicable IRD rate

The full **Charges Policy** is on our website:

<http://www.boprc.govt.nz/knowledge-centre/policies/section-36-charges-policy/>