**5B Take and use groundwater**

We recommend you discuss your application with a Consents Planner 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’ll let you know before we start charging.

**Call the Consents Duty Planner on 0800 884 880 with consents questions. For more information email** [**consents.queries@boprc.govt.nz**](mailto:consents.queries@boprc.govt.nz) **or visit** [**www.boprc.govt.nz**](http://www.boprc.govt.nz)

**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:**

**Activity status** of your consent application:

Discretionary

**National Environmental Standard for Freshwater**

Is the proposed activity within 100m of a wetland?

Yes

No

I apply for resource consent under section 88 of the Resource Management Act 1991 (RMA).

**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:

Contact person:

NZ Companies Register number:

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

Company name:

Contact person:

Postal address:

Telephone *(tick preferred contact number)*

Business        Cell

Cell

Email

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

Applicant  Consultant

Send **correspondence** and **invoices** once consent is granted, to:

Applicant  Consultant

Purchase Order Number for invoices (if required):

1. **District and consent term**
2. **District** the activity is located in:

Whakatāne District  Ōpōtiki District

Rotorua District  Kawerau District

Western Bay of Plenty District  Tauranga District

Taupō District

1. 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:

1. Consent **duration** sought:

      years       months

Start date

Completion date *(if applicable)*

1. 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:

1. **Activity location**

Site address/es:

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

Map reference/s NZTM:

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

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

1. **Compliance History**

Has the applicant been subject to enforcement action previously under the Resource Management Act? Yes  No

If yes, please provide details:

**PART 2**

1. **Purpose of water take** *(select 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:

1. An individual’s reasonable domestic needs,
2. The reasonable needs of a person’s animals for drinking water,
3. **Bore and water take information**

**Bore consent number** *(from top right corner of well driller’s log)*:

*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.

1. **Industry/municipal**

Rate of take  L per second

Maximum time hours per day

Maximum volume m3 per day

1. **Irrigation**

Rate of take  L per second

Maximum time  hours per day

Maximum volume m3 per week ANDm3 per year

Area ha

Crop(s)  *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.*

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

Yes  No m3

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

Rate of take  L per second

Maximum time hours per day

Maximum volume m3 per day

Area ha

Crop(s)

Frost days per year: *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 m3 annually

1. **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

1. **Domestic supply**

|  |  |  |
| --- | --- | --- |
| # of Bedrooms | Demand (L/day/person) | Total (m3/day) |
|  | *200* |  |

Annual volume m3

1. **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 (m3/day) |
| Milking cows |  |  |  |
| Sheep |  |  |  |
| Horses |  |  |  |
| Grazing cattle |  |  |  |

Annual volume m3

1. **Dairy shed wash down and cooling water**

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

Annual volume m3

1. **Temporary take**

Rate of take L per second

Maximum time hours per day

Maximum volume m3 per day

Number of occurrences per year

Purpose

1. **Other** *(specify)*
2. **Assessment of environmental effects (AEE)**

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

1. **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. This should identify if any neighbouring bores are artesian.
2. Effects on **surface water and wetland(s)**.
3. 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.
4. **Resource sustainability** – refer to the Indicative Groundwater Allocation Map Tool on the Bay of Plenty Regional Council website.
5. 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.
6. **Cultural effects** – this can be informed through consultation with tangata whenua.
7. Any other effects.

**It is not adequate to state that there are no environmental 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**](http://www.mfe.govt.nz/publications/rma)

1. **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/*](https://www.boprc.govt.nz/do-it-online/consent-forms/) *under ‘Water’.*

1. **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***](http://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**.

Are any neighbouring bores (within 2km) artesian?  Yes  No

Which neighbouring bores are artesian:

Name

Address

Written approval attached

Name

Address

Written approval attached

Name

Address

Written approval attached

*[Continue as necessary]*

1. **Extending timeframes**

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

May we extend the consent processing timeframe?

Yes, if I can use my existing consent until this application is processed *(renewal only).*

Yes, if the extension is to discuss and try to agree on consent conditions.

Yes, if the application is processed before

No.

1. **Deposit**

A **$2,700** deposit (including GST) is required with this application. This can be paid online, by cash or eftpos at a Regional Council reception desk. Our bank won’t accept cheques after 1 May 2021.

* Bay of Plenty Regional Council’s bank account number is **06 0489 0094734 00.** Use the applicant’s name as the reference. We’ll send a GST invoice marked “PAID” when you’ve paid.
* An application will not be accepted until the deposit is paid. We’re 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**

Pre-application code RM     -     -PĀ

Attach any pre-application correspondence/advice

**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 within 5km of 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)*

**Not including all necessary information may result in your application being returned under s88 of the RMA.**

**Send your application to RegulatoryAdmin@boprc.govt.nz**

**Information privacy**

The RMA requires this information to process the application.

Bay of Plenty Regional Council (“BOPRC”) will use the information provided with your application to process your application and to assist in managing the region’s natural and physical resources. Information in this application is regarded as **official information** and available to the public on request in accordance with the Local Government Official Information and Meetings Act 1987. In addition, you agree that the information in your activity application (Forms 1A to 7B) (and any documentation provided in support) will be published and made available on our website. **It is important that you let us know if your application includes trade secrets, commercially sensitive information, and/or any other information that you would like to remain confidential.**

This application will likely contain personal information within the meaning of the Privacy Act 2020. You agree that any personal information provided with this application will be held and used by BOPRC in accordance with our Privacy Statement (available at [www.boprc.govt.nz](http://www.boprc.govt.nz)) and the Privacy Act 2020.”

**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.**

**3 All information provided is true and correct. I understand that inaccurate information could result in my resource consent being cancelled.**

Signature Date

**IMPORTANT**

**NOTES TO THE APPLICANT**

**READ THIS BEFORE FILLING OUT THE APPLICATION FORM**

Call the Consents Duty Planner on 0800 884 880 with consents questions.

1 **We’ll not start processing your application until the $2,700 deposit is paid** unless prior arrangement is made. Processing costs are likely to be more than the deposit; we’ll invoice you 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 RMAsets 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 rate**  **Incl GST**  **(Excl GST)** |
| Administration | $140.00  ($121.74) |
| Officers/Planners  Senior Officers/ Planners  Engineers/Scientist/Regulatory Project Officers (RPO)  External contracted Compliance Monitoring Officer (externally contracted)  Maritime Officer | $200.00  ($173.91) |
| Team Leaders/Senior RPO/Works Engineer/Senior Maritime Officer  Senior Engineer/Senior Scientist/Harbourmaster  Pou Ngaio (Technical/Cultural RMA Specialist) | $220.00  ($191.30) |
| Managers/Regional Harbourmaster/Engineering Manager | $325.00  ($282.61) |
| 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.

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

[**http://www.boprc.govt.nz/knowledge-centre/policies/section-36-charges-policy/**](http://www.boprc.govt.nz/knowledge-centre/policies/section-36-charges-policy/)