

# Application for resource consent

– Resource Management Act 1991 (section 88)



Application number:	
Date and time received:	

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## 2B Disturb land: vegetation clearance

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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.

Vegetation clearance is subject to rules in the **Regional Natural Resources Plan**, which is on our website: <http://www.boprc.govt.nz/knowledge-centre/plans/>.

**Rule/s** of Regional Natural Resources Plan that apply to the activity: Rule LM R10

**Activity status** of consent application:

- ☐ Controlled
- ☐ Restricted discretionary
- ☒ Discretionary

**National Environmental Standard for Freshwater 2020:**

Is the proposed activity within 100m of a natural wetland?

- ☐ Yes
- ☒ No

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

*If you've already filled out Part 1 on another form (if applying for more than one activity), go straight to Part 2 of this form.*

## **PART 1**

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### **1 Applicant/s name** *(name/s to be on the consent)*

Surname:

First names:

**OR**

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

Trust name:

Trustees' names:

Trustees' contact details:

**OR**

Company name: Tauranga City Council

Contact person: Ana Hancock

Postal address: Private Bag 12022, Tauranga 3143

NZ Companies Register Number:

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### **2 Applicant/s contact details**

Postal address: Private Bag 12022, Tauranga 3143

Telephone *(select preferred contact number)*

☐ Residential

☐ Business

07 577 7000

☐ Cell

Email ana.hancock@tauranga.govt.nz

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

Company name: 4Sight Consulting

Contact person: Paula Golsby

Postal address: PO Box 13077, Tauranga, 3141

Telephone (*select preferred contact number*)

☐ Business

☒ Cell

027 556 6377

Email paulag@4sight.co.nz

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

☐ Applicant

☒ Consultant

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4 **Owner/occupier details** (*of the site relating to application*)

**Owner:** Tauranga City Council

Postal address: As above

☐ Residential

☐ Business

**Occupier:** Tauranga City Council

Postal address: As above

☐ Residential

☐ Business

*If the applicant does not own the land to which the activity relates, it is good practice to provide landowner written approval with the application.*

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5 **General information**

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

☐ Whakatāne District

☐ Ōpōtiki District

☐ Rotorua District

☐ Kawerau District

☒ Western Bay of Plenty District

☐ Tauranga District

☐ Taupō District

(b) Application to replace an **existing or expired** consent(s):

☐ Yes ☒ No

If yes, consent number(s):

(c) Consent **duration** sought:

5 years months

Start date:

Summer 2021/22

Completion date (*if applicable*): Initial completion expected late 2022/early 2023, however maintenance will be ongoing

(d) Resource consent(s) also required from a **district council**:

☒ Yes ☐ No

Type of consent required: Land use

Has it been applied for?

☒ Yes ☐ No

Has it been granted? *(If yes, please attach)*

☐ Yes ☒ No

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## 6 Activity location/s

Site address/es: 1031 Omanawa Road, Omanawa

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

Lot 1 DPS 51590 and Lot 1 DPS 44124 (SA43D/853)

Lot 1 DPS 82484, Lot 1 DPS 82722, Sections 10 and 11 Block IV Otanewainuku Survey District (SA65B/226)

Map reference/s NZTM: E1871615 N5806814 (approximate centre point)

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## PART 2

### 1 Description of activity

(a) Nature of the activity *(e.g. scrub clearing, tracking, excavation, urban subdivision)*:

Vegetation clearance associated with walking track in locations where it is greater than 1.5m wide

(b) General overview of proposed operations and construction methods:

*Refer to AEE*

*If you are working in a stream, river or wetland, also fill in application Forms 1A or 1B. You may also need consent under the National Environmental Standard for Freshwater 2020.*

(c) When will the activity be undertaken, and for how long will it occur?

*Refer to AEE*

(d) If the proposed operation will expose bare ground as a result of the land disturbance activities, how much bare ground will be exposed?

*See AEE*

(e) Earthworks in conjunction with the land disturbing activities:

☒ Yes ☐ No

*Refer to AEE*

If yes, detail type of earthworks and extend of works *(substantial cut and fill works should have sufficient detail to ensure that fill material is appropriately managed)*.

Volume of earthworks

m<sup>2</sup>

Will there be movement of material off or on site?

☐ Yes ☐ No

If yes, where is it coming from/going to?

Where is it going to?

(f) Type of earthworks

- |                          |   |                             |    |
|--------------------------|---|-----------------------------|----|
| <input type="checkbox"/> | Roading/tracking:   | Length of roading           | km |
| <input type="checkbox"/> | Skid sites/hauler pads:   | Number and approximate size |    |
| <input type="checkbox"/> | Other earthworks (e.g. stump removal, ripping, cultivation, V-blading). |                             |    |

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## 2 Description of existing environment (refer to AEE)

Describe the following aspects in the immediate vicinity of the proposal, and identify them on your site plan (see Section 4 below) (an aerial photograph is useful):

- (a) Geology and soils (describe in detail to at least 1 m depth below the expected maximum excavation):
- (b) Upstream and downstream catchment characteristics:
- Watercourses/coastal marine area (name, size, proximity to proposal, perennial or ephemeral, etc.):
  - Drainage patterns/size of catchments/wetlands:
  - Water course water classification and existing water quality:
- (c) Topography and land use capability classification (NZLRI) (identify sloping areas, gullies, steep erodible features, etc.):
- (d) Vegetation types/values:
- (e) Ecological features (including vegetation type and extent, presence of fauna):

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## 3 Site plan

Provide detailed, scaled and contoured site plan showing the site and surrounding area, contour/heights. Include the names of current owners of adjoining property.

You can use our mapping system ([www.boprc.govt.nz](http://www.boprc.govt.nz) keywords 'regional mapping'). The maps include property boundary and contour layers. You can search by property, view and print topographic maps and aerial photographs.

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- 4 **Large-scale forestry** (involving harvest operations over a number of years, and submission of detailed proposed harvest plans on an annual basis).

See the Erosion and Sediment Control Guidelines for Forestry Operations at [www.boprc.govt.nz](http://www.boprc.govt.nz), **Knowledge Centre, Our Library, Guideline Publications.**

- (a) **Proposed harvesting schedule**; attach a scaled and contoured map showing approximate annual areas of harvesting:
- (b) Show **how the harvest planning has followed the New Zealand Forest Code of Practice**, by identifying areas of high risk and how those risks will be addressed (provide details of *Environmental Management System* that will be used, and/or *Best Management Practices*, as well as any audit procedures that will be followed.)

[Continue on a separate page if necessary]

- (c) Provide detailed **harvest plans** for a minimum of the next 12 months operations.

*Harvest Plans should include all proposed roading and tracking, method of harvest, skid sites, hauler pads, location of slash deposits, and sites of temporary crossings. New roads/tracks and substantial upgrading of roads should be planned for construction well in advance of the proposed harvest operations, and avoid the Winter Exclusion Period (1 May to 15 September).*

[Continue on a separate page if necessary]

- (d) Information on the proposed **post-harvest management regime**:

*Will the area be replanted into plantation forest? If so, what are the proposed plans for replanting boundaries in high risk areas? If not, provide information on the proposed land use. **Note:** conversion from forestry to pastoral land use may require further information and/or consent and may result in more stringent controls over harvesting operations and slash management to avoid adverse effects on catchment runoff (hydrology) and/or stream flow (hydraulics).*

[Continue on a separate page if necessary]

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- 5 **Small scale forestry or woodlot operations** (involving one harvest plan for the proposed harvest operations).

For more information see the Erosion and Sediment Control Guidelines for Forestry Operations at [www.boprc.govt.nz](http://www.boprc.govt.nz), **Knowledge Centre, Our Library, Guideline Publications.**

- (a) Provide a harvest plan for proposed operations.

*Include all proposed roading, tracking, method of harvest, skid sites, hauler pads, location of slash deposits, and sites of temporary crossings. New roads/tracks and substantial upgrading of roads should be planned for construction well in advance of the proposed harvest operations, and avoid the Winter Exclusion Period (1 May to 15 September).*

- (b) Environmental Management System and Best Management Practices (BMPs) to be used, including erosion and sediment control measures and dust control plans.

*Bay of Plenty Regional Council's Erosion and Sediment Control Guidelines for Forestry Operations (Guideline 2000/01) will be used as minimum standard for BMPs.*

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## 6 Description of receiving environment

Describe the following aspects in the immediate vicinity of the proposal and identify them on your site plan (*an aerial photograph is useful*):

### 6.1 Description of **built environment**:

- (a) Any built structures (*e.g. bridges, culverts, roads, buildings, etc.*).

See AEE

- (b) Neighbours (*location/proximity to proposal*).

See AEE

### 6.2 **Natural and cultural heritage**:

- (a) Natural or cultural heritage values on site (*e.g. archaeological/historical sites, significant landscapes*) and location/proximity to proposal:

See AEE

- (b) Amenity values on site (*consider recreational use of the site*):

See AEE

- (c) Have you consulted with tangata whenua? (*Consultation with tangata whenua is important to determine cultural values of the site and how these can be managed*):

See AEE

- (d) Is the proposed activity located in an area of **significant natural heritage** identified in the Regional Policy Statement or relevant regional plans?

No - See AEE

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## 7 Assessment of environmental effects (AEE)

*Describe how the proposed activity will affect values of the receiving environment and site (e.g. sediment contaminants, dust, natural and cultural heritage values, tangata whenua values, amenity values, landscape areas, or other contaminants):*

- (a) Describe the actual and potential effects of the proposal on the environment:  
See AEE
- (b) Potential erodibility of the soils on the site:  
See AEE

[Continue on a separate page if necessary]

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## 8 Methods to avoid, remedy, or mitigate environmental effects

Measures to avoid, reduce, or remedy each of the effects identified above:

See AEE

[Continue on a separate page if necessary]

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## 9 Alternatives and mitigation

*Where the proposal will result in significant adverse environmental effects, can the impacts of the proposed activity be reduced or avoided by adopting an alternative methodology, or changing the end use of the site?*

Alternative options considered:

Reason/s these are not proposed:

[Continue on a separate page if necessary]

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## 10 Monitoring

Monitoring to be carried out:

[Continue on a separate page if necessary]

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## 11 Cultural effects assessment

*The Regional Policy Statement is clear that only tangata whenua can identify their relationship with an area. It is good practice to consult with tangata whenua about your application so that you can provide an accurate assessment of cultural effects.*

*We can provide a list of iwi and hapū with an interest in the site. Iwi and hapū management plans are on our website [www.boprc.govt.nz](http://www.boprc.govt.nz) (key words 'iwi management plans'). We can provide details about identified archaeological sites and Statutory Acknowledgements.*

*Contact the Consents Duty Planner on 0800 884 880 for more information.*

Provide an **assessment of cultural effects** associated with the proposal:

See AEE

[Continue on a separate page if necessary]



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## 12 Assessment against relevant objectives & policies of the relevant plan/s

*Provide an assessment of the proposal against the relevant objectives and policies of the Regional Natural Resources Plan. The plan is on our website:*

<http://www.boprc.govt.nz/knowledge-centre/plans/>.

See AEE

*[Continue on a separate page if necessary]*

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## 13 Affected persons

*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. Affected persons may include neighbouring land owners and occupiers, organisations such as the Department of Conservation, Land Information New Zealand (LINZ), Eastern Region Fish and Game Council, iwi, hapū and/or community groups.*

*The form 'Affected Person's Written Approval' 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'.*

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

Name

Address

☐ Written approval attached

Name

Address

☐ Written approval attached

Name

Address

☐ Written approval attached

*[Continue on a separate page if necessary]*

## 14 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 process is completed before
- ☒ No.

## 15 Deposit

A **\$2700** (including GST) deposit 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 give you a GST invoice marked "PAID" when you've paid.
- The application will not be accepted until the deposit is paid. We're happy to hold the forms, but processing will not start until payment is received.
- **Additional charges are usually incurred**, depending on the resource we use in processing your application (*e.g. staff time, technical reviews, complexity of application*). Staff can give an estimate of expected costs. Please see the schedule of fees attached.

## Checklist

Name of **staff member** you discussed the application with: Lucy Holden

Pre-application code RM - -PĀ

- ☐ Attach any pre-application correspondence/advice

### The following information must be included in your application:

- ☒ Complete all details in this application form
- ☒ Assessment of environment effects (AEE), as set out in Schedule 4 of the RMA
- ☒ Assessment of cultural effects
- ☒ Assessment of the activity against the relevant objectives and policies in the relevant regional plan/s
- ☒ Written approval from all affected parties and/or summary of consultation carried out
- ☒ Site plan
- ☒ 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.**

**Send your application to [RegulatoryAdmin@boprc.govt.nz](mailto:RegulatoryAdmin@boprc.govt.nz)**

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## 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 2020. **This information will generally be available to the public. Let us know if you want any of this information to be confidential.**

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- 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 of the information in this application, including the requirement to pay additional costs.
- 3 All information provided is true and correct. I understand that any inaccurate information could result in my resource consent being cancelled.

Signature  ..... Date: 16 July 2021

Name: Paula Golsby, 4Sight Consulting for and on behalf of Tauranga City Council



## 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 will not begin processing your application until the \$2700 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 20<sup>th</sup> of the month following invoice date. Where costs are more than \$2000 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).

# How to prepare an assessment of environmental effects

## Key points of Schedule 4 of the RMA

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The amount of information in your assessment of environmental effects (AEE) should correspond to the scale and significance of the proposal's environmental effects. Your AEE must include:

- A full description of the proposal, including the site and locality; a site plan and plans of your proposal.
- A description of the environmental effects, including the significance and nature of the effects. Address specific environmental effects and refer to issues identified in the relevant regional plan/s.
- A discussion of effects that may need to be controlled or monitored, how the control or monitoring will be carried out, and by whom.
- A description of alternatives to avoid, remedy or mitigate environmental effects.
- An assessment of risks to the environment from hazardous substances and/or discharge of contaminants.
- An assessment of the activity against the relevant objectives and policies in the relevant regional plan/s.
- A record of consultation: names and comments of people you discussed the proposal with.

You may need specialist advice for more complex applications. Call the Consents Duty Planner on 0800 884 880 for more information.

### **It is not adequate to state that there are no environmental effects.**

If your AEE is not sufficient, we may:

- not accept your application
- turn down your application
- impose many conditions on your resource consent
- ask for more information, delaying the time to process your application, or
- commission someone else to review the application at your cost.

**For more information** see the Ministry for the Environment's *Good Practice Guide on How to Prepare an AEE* and its brochure on making resource consent applications, at [www.mfe.govt.nz/publications/rma](http://www.mfe.govt.nz/publications/rma)

## Hourly charges for staff and consultants

Group	Hourly charge (including GST)
Administration	\$120
Consents Planners	\$170
Senior Consents 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	\$190
Senior Engineer/Senior Scientist/Harbourmaster	
Pou Ngaio (Technical/Cultural RMA Specialist)	
Managers/Regional Harbourmaster	\$280
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/>