

Site Location

Street Address: Various – Ohauiti Reserve; McFetridge Lane; Awaiti Place; Poike Road; Harrisfield Drive (refer to resource consent application/AEE)

Suburb: Ohauiti

Legal Description: Various (refer to resource consent application/AEE)

Applicant Details

Applicant Name: Tauranga City Council (Attention: Gareth John)

Address of Applicant: Private Bag 12022, Tauranga, 3143

Property Owner: Various (refer to resource consent application/AEE)

Occupant (if applicable):

Phone Work: (07) 577 7000

Home:

Mobile:

Email: Gareth.John@tauranga.govt.nz

Address for Service

Agent Name: Matt Allott /c- Boffa Miskell Limited

Postal Address: PO Box 13373, Tauranga, 3141

Phone Work: (07) 571 5511

Home:

Mobile: 0274233604

Email: matt.allott@boffamiskell.co.nz

Type of Application/s (tick relevant boxes)

Subdivision Consent – RMA s88	(form 9 equiv)	<input type="checkbox"/>	Post-Subdivision – Survey Plan – RMA s223	<input type="checkbox"/>
Land use Consent – RMA s88	(form 9 equiv)	<input checked="" type="checkbox"/>	Post-Subdivision – Completion Certificate - RMA s224	<input type="checkbox"/>
Consent Condition – Cancel/Vary – RMA s127	(form 10 equiv)	<input type="checkbox"/>	Consent Notice – Cancel/Vary – RMA s221	<input type="checkbox"/>
Existing Use Certificate – RMA s139A & s10		<input type="checkbox"/>	Easement – Create/Cancel – RMA s243	<input type="checkbox"/>
Outline Plan (for designated site) – RMA s176A		<input checked="" type="checkbox"/>	Designation – RMA s168	<input type="checkbox"/>
Certificate of Compliance – Permitted Activity (including Liquor) – RMA s139		<input type="checkbox"/>	Section 100(f) Sale and Supply of Alcohol Certificate	<input type="checkbox"/>
Qualifying Development Consent - HASHAA		<input type="checkbox"/>	Other (specify)	<input type="checkbox"/>

Describe Proposal (in brief)

Resource consent is sought by Tauranga City Council (TCC) to undertake stormwater improvements to address flood risk in the Awaiti sub catchment; refer to resource consent application/AEE for a further description of the proposal.

Supporting Information (attached)

Applicant check ☒

Assessment of Environmental Effects (accords with RMA 4th Schedule)

☒

The information supplied with this application is true and complete to the best of my knowledge. I understand the Council is relying on this information in making its decision on this application.

Signed – by applicant or person authorised to sign on behalf of applicant

Date:

5 November 2020



Important Note – Have you booked your [Lodgement Meeting yet?](#)

Environmental Planning Checklists – Applicant to Complete

Disclaimer

This form is for guidance only. It does not comprise any type of Council approval, nor does it in any way prevent Council from making a request for additional information required to process the application.

Supporting Information - General

Applicant
check

Description of Proposal

- Activity Status
- Relevant Rules, Objectives and Policies of the Tauranga City Plan (incl. any Plan Changes)
- Relevant provisions of the National Policy Statement, National Environmental Standards and Regulations, NZ Coastal Policy Statement, Regional Plan, and Strategies
- Assessment of actual and potential effects (incl. alternative sites and monitoring requirements)

✓

Deposit Fee/s (incl GST) – Refer Environmental Services Group - Schedule of Fees and Charges

✓

Record of Title (not less than 3 months old) & any restriction details – building line, covenant, consent notice, easements

✓

Full set of Development Plans (Scale - 1:100 or 1:200)

✓

Identification of Persons interested or affected by the proposal, including:

- Written Approval of Affected Persons (unconditional, correctly completed, including signing of the AEE and plans)
- Record of Consultation with any parties (incl. with Tangata Whenua), and any response.

N/A

✓

Note – Reference should be made to the Tauranga City Council Policy entitled: “Tangata Whenua Consultation in relation to Resource Consents” – which requires a written response from the affected Iwi or Hapu.

Specialist Assessments (Landscape, Visual, Traffic, Noise, Arborist, Geotechnical, Soil Contamination) are from appropriately qualified experts

✓

Other Consents Required: Environment Bay of Plenty (discharge, earthworks); Heritage New Zealand (archaeological)

✓

Earthworks and Excavation: the extent (illustrated and described), finished contours, and geotechnical detail

✓

IMPORTANT NOTE

For comprehensive information requires (for all application types), you are strongly advised to refer to the Fourth Schedule of the Resource Management Act 1991.

Additional guidance for certain types of applications

If for a Subdivision – Section 88

Applicant
check

Planner
check

- Scheme Plan Detail: the position of all existing and new boundaries, services and easements / amalgamation; the areas of all new allotments
- Confirm compliance with the Infrastructure Development Code (IDC)

☐
☐
☐
☐

If for a Consent Condition – Cancellation or Variation – Section 127

Applicant
check

Planner
check

- Referenced the approved consent and clearly identified whether seeking cancellation or variation
- Assessment of Environmental Effects accords with RMA 4th Schedule and corresponds with scale and significance of effects the change or cancellation may have on the environment

☐
☐
☐
☐

If for a Permitted Activity – Section 139

Applicant
check

Planner
check

- Demonstrate permitted activity status, and how all associated permitted activity conditions have been satisfied

☐
☐

If for an Existing Use – Section 139A and Section 10

- Detail the effect of the character, intensity and scale of the activity / use
- Evidence how the activity / use was lawfully established prior to the rule becoming operative, proposed plan being notified, or designation being removed

Applicant check	Planner check
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>

If for an associated Liquor Licence application – Section 139 or Sale and Supply of Alcohol Certificate Section 100(f)

- All licensed areas (indoor and outdoor) are clearly outlined on the plans (to scale)
- All car parking and loading spaces associated with the premises are clearly outlined on the plans
- Detail any other land use activities operating from this site and associated car parking
- Detail the hours of operation (indoor and outdoor) of all activities operating from this site
- **Attach** – Copies (including plans) of all previous planning certificates / resource consents / certificates of compliance

Applicant check	Planner check
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>

If for an Outline Plan – Section 176A

- Reference the designation
- Detailed height, shape and bulk of the public work, project or work
- Shown location on the site of the works, and likely finished contour of the site;
- Detailed vehicular access, circulation and provision for parking
- Shown landscaping proposed
- Detailed any other matters to avoid, remedy or mitigate any adverse effects on the environment

Applicant check	Planner check
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>

If for a Consent Notice – Cancellation or Variation – Section 221

- Reference the approved consent and clearly identified whether seeking cancellation or variation
- **Attach** a copy of Consent Notice details

Applicant check	Planner check
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>

If for a Post-Subdivision Application – Section 223 (survey plan) and/or Section 224 (certificate)

- Survey plan and supporting documentation align with specific conditions of the approved subdivision consent
- Plans and supporting documentation confirming specific conditions of the approved subdivision consent have been met.

Applicant check	Planner check
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>

Advice Notes – for Applicant

- Information provided with an application lodged with the Council is public information, unless classified otherwise.
- Council can only accept your application when all details are completed, all relevant information is provided, the application is signed and the deposit fees are paid.
- Under RMA s88(3), if an application does not include an adequate assessment of environmental effects, within 10 working days after first lodged, the Council may determine the application is incomplete and return it with written reasons
- Under RMA s92, the Council may request additional information or seek to commission a specialist report in order to better understand your application, and make an informed decision.

Please provide an electronic copy of all documentation and plans.

Please email to planning@tauranga.govt.nz

Payment of Fees

Please see the following link to the Fees Schedule for payment of deposit fees:

<https://www.tauranga.govt.nz/council/forms-fees-and-payments/fees-and-charges/planning-fees/planning-consents-fees>

Please note that we do not invoice for deposit fees.

Fees can be paid via credit card at the Contact Centre in Willow Street or by internet banking. Details of this will be sent once the application has been received.



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)

1A Culverts, bridges, fords, erosion protection, pipes & associated works

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.

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

Land disturbing activities are subject to rules in the **Regional Natural Resources Plan** and the **Regional Coastal Environment Plan**. Activities in the Tarawera River Catchment are subject to the **Tarawera River Catchment Plan**. These plans are on our website:
<http://www.boprc.govt.nz/knowledge-centre/plans/>.

Rule/s and **plan/s** that apply to the activity: WQ R21 (Rule 48)

Activity status of your consent application:

- ☐ Controlled
- ☐ Restricted discretionary
- ☒ Discretionary

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

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/s to be on the consent)*

Name: Tauranga City Council

Contact person: Gareth John

NZ Companies Register number:

2 **Applicant/s contact details**

Postal address: Private Bag 12022, Tauranga, 3143

Telephone *(select preferred contact number)*

☐ Residential

☒ Business

07 577 7000

☐ Cell

Email Gareth.John@tauranga.govt.nz

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

Company name: Boffa Miskell

Contact person: Matt Allott

Postal address: PO Box 13373, Tauranga, 3141

Telephone *(select preferred contact number)*

☐ Business

☒ Cell 0274233604

Email matt.allott@boffamiskell.co.nz

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

☐ Applicant

☒ Consultant

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

Owner: Various (refer to resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

Occupier: Various (refer resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

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

5 Regional consent(s) being applied for

(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:

35 years months

Start date: Q1 2020

Completion date (if applicable): TBC

(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

6 Activity location/s

Site address/es: Various (refer to resource consent application/AEE)

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

Various (refer to resource consent application/AEE)

Map reference/s NZTM: 1878448 (easting); 5817911 (northing)

PART 2

1 Description of activity *(tick all that apply)*

- ☒ Erect, reconstruct, place, alter, extend, remove, or demolish any structure or part of any structure in, on, under, or over the bed of a stream or river.
- ☒ Excavate, drill, tunnel, or otherwise disturb the bed of a stream or river.
- ☒ Deposit any substance in, on, or under the bed of a stream or river.
- ☒ Reclaim or drain the bed of a stream or river.
- ☒ Wetland disturbance.
- ☐ Other *(please specify)*

1.1 Describe the proposed activity.

Purpose of activity: Stormwater improvements

Materials to be used: Refer to resource consent application/AEE

Duration and timing of works: Refer to resource consent application/AEE

Volume of extraction: Refer to resource consent application/AEE

Machinery to be used: Refer to resource consent application/AEE

Access to site: Refer to resource consent application/AEE

1.2 For all activities, provide:

- (a) A **site plan** showing location of works in relation to property boundaries.

You can use the mapping system on our website (www.boprc.govt.nz keywords 'regional mapping'). The maps have property boundary and contour layers. You can search by property, view and print topographic maps and aerial photographs.

- (b) A **catchment analysis and sizing assessment**, undertaken by an engineer, showing how your design meets *Hydrological and Hydraulic Guidelines* standards, or explaining why it does not.

For bridges and culverts, refer to tables 4.1 and 4.2 from the *Hydrological and Hydraulic Guidelines* (shown below) for catchment analysis and sizing. For all other works, refer to the *Hydrological and Hydraulic Guidelines* (on our website www.boprc.govt.nz keyword 'guidelines').

If you are not sure you need an engineering assessment, contact the Consents Duty Planner.

Hydrological and Hydraulic Guidelines Table 4.1

Road type	Definition
Major road	Either: (a) A state highway, or

	(b) Within 1 km of any urban area or settlement, or (c) Carrying more than 750 vehicles per day.
Rural road	Any other road except as described below.
Remote road	Public or private roads accessing property that does not have dwellings <u>and</u> which cross a waterway with a contribution catchment of less than 50 km ² .
Access tracks	Rural roads that cross a waterway with a contributing catchment of less than 100 ha.

Hydrological and Hydraulic Guidelines Table 4.2

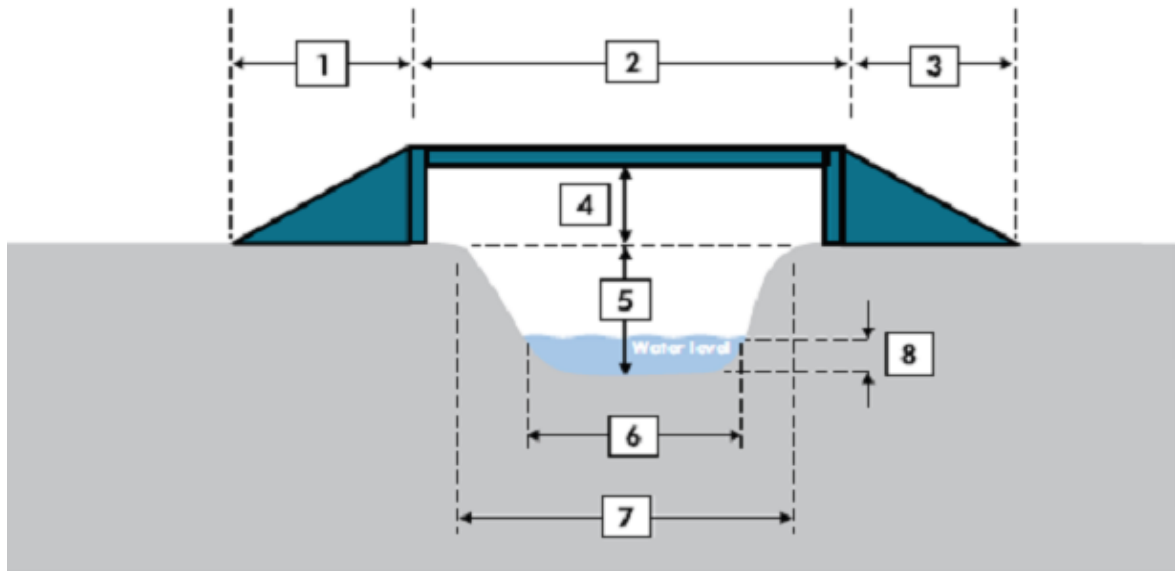
Road type	Bridge standard	Culvert standard
Major road	Passage of the 100-year return period flood with minimum clearance of 0.6 m normally, but with up to 1.2 m where large trees can be transported in the river.	<ul style="list-style-type: none"> • Passage of the 100-year return period flood by heading up to a maximum 0.5 m below the road surface, and • Passage of the 10-year flood without heading up.
Rural road	Passage of the 50-year return period flood with a minimum clearance of 0.6 m.	<ul style="list-style-type: none"> • Passage of the 50-year return period flood by overtopping the embankment to a maximum depth of 0.2 m, and • Passage of the 2-year return period flood with no heading up.
Remote road	Passage of the 20-year return period flood with a minimum clearance of 0.3 m.	<ul style="list-style-type: none"> • Passage of the 20-year return flood with no freeboard, and • Passage of the 2-year return period flood with no heading up.
Access track	Passage of the 10-year return period flood with a minimum clearance of 0.3 m.	<ul style="list-style-type: none"> • Passage of the 10-year return period flood by heading up to a maximum 0.3 m below road level.

2 Bridge construction, placement, and use

Location of bridge abutments:

- ☐ Outside banks of waterway ☐ Inside banks of waterway ☐ In bed of waterway

Fill in the dimensions shown below:



1 Length of bridge approach:

m

2 Length of bridge:

m

3 Length of bridge approach

m

4 Height of bridge underside
above natural ground level:

m

5 Height of natural ground
level above stream bed

m

6 Bed width of stream channel

m

7 Top width of stream channel

m

8 Average depth of water in
the stream

m

Spillway dimensions:

Spillway depth:

m

Spillway width:

m

3 Culvert construction and use (refer to resource consent application/AEE)

What is the proposed culvert made of (e.g. concrete, pvc)? Concrete

Length of culvert:

m

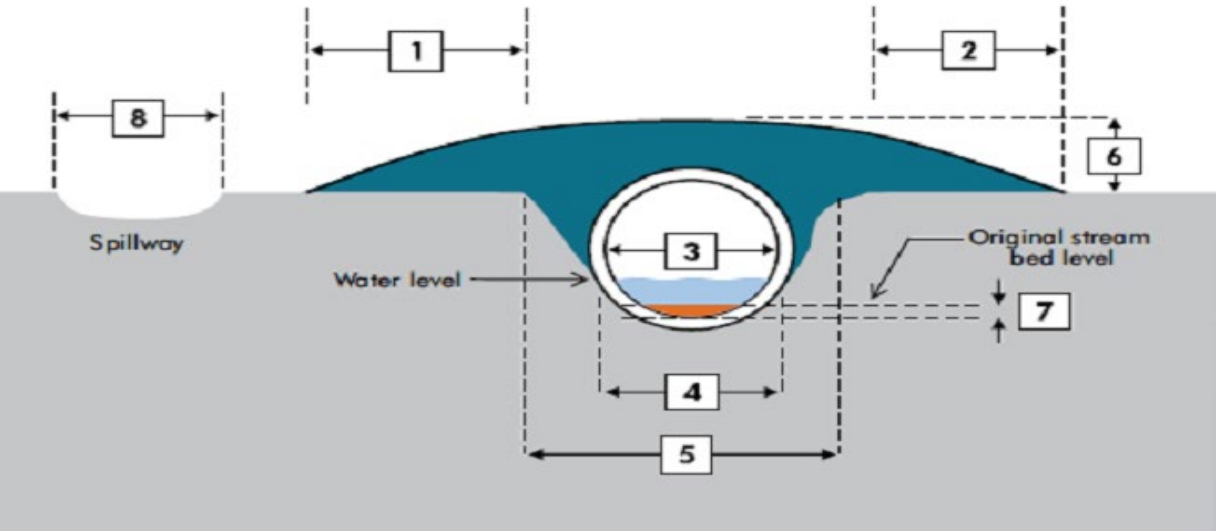
Number of sections of culvert pipe:

Gradient at which culvert will be laid in the stream bed:

Surface material of spillway (e.g. rock, grass, geotextile):

Proposed fill material:

Fill in the dimensions below. If the culvert design is different from the diagram below, include a diagram showing all dimensions.



1	Length of culvert approach	m	5	Top width of original stream channel	m
2	Length of culvert approach	m	6	Depth of fill over culvert	m
3	Circular culvert diameter	m	7	Depth of culvert base below original stream bed level	m
OR Box culvert Width		m	8	Spillway width	m
	Height	m			
4	Bed width of original stream channel	m			

5 **Other in-stream works** (e.g. bank stabilisation, erosion protection features, retaining works, fords, pipes).

Provide detailed structural plans, to scale, minimum A4 size, including:

- Dimensions;
- Length and width of the bed and banks that will be affected.

6 **Site description (refer to resource consent application/AEE)**

Describe the site and waterbody, including the topography, ecology, bed materials, wildlife habitats, recorded archaeological sites, stream cross-section. Some of the region’s water bodies and their qualities are scheduled in the Regional Natural Resources Plan. Please include photographs.

7 **Assessment of environmental effects (AEE) (refer to resource consent application/AEE)**

Describe the actual and potential effects that the proposed activity could have on the environment.

- (a) Construction effects (*e.g. stream bed disturbance, sediment release, fish passage*):
- (b) Post-construction effects/effects of structure on the riverbed, upstream and downstream and in typical and extreme conditions (*e.g. flooding, erosion, ecology*). Provide an assessment and supporting calculations:
- (c) Effects on water quality (*such as sedimentation*):
- (d) Effects on fish habitats and fish passage (*e.g. perched culverts*), and measures to mitigate effects (*e.g. placing culvert invert below streambed, fish ladders, native planting*):
- (e) Any other effects (*refer to the Concrete Fact Sheet on our website www.boprc.govt.nz keywords 'fact sheets'*).

- (f) During construction

Refer to the Bay of Plenty Regional Council Erosion and Sediment Control Guidelines.

Methods to reduce or prevent identified environmental effects and stabilise exposed earth:

Will the work area be isolated?

☐ Yes ☐ No

Will the stream be diverted temporarily?

☐ Yes ☐ No

- (g) Post construction

Methods to reduce or prevent environmental effects after construction (*such as restoring riparian margins, grassing and planting fill batters with native species, metalling approaches, stabilising abutments*):

8 **Cultural effects assessment (refer to resource consent application/AEE)**

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 (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:

[Continue on a separate page if necessary]

9 **Alternative options (refer to resource consent application/AEE)**

Alternative options considered, and/or reasons why these are not proposed:

10 **Monitoring (refer to resource consent application/AEE)**

Monitoring to be carried out:

11 **Assessment against relevant objectives & policies of the relevant plan/s (refer to resource consent application/AEE)**

Provide an assessment of the proposal against the relevant objectives and policies of the relevant regional plan, on our website: <http://www.boprc.govt.nz/knowledge-centre/plans/>.

[Continue on a separate page if necessary]

12 **Affected persons (publicly notified)**

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 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

[Continue on a separate page if necessary]

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

14 Deposit

A deposit of **\$2700** 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.
- The 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 resources 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 your application with: Eleanor Christiansen; Brad Harburn

The following information must be included in your application:

- ☒ Complete all details in this application form
- ☒ Assessment of environmental effects (AEE), as set out in Schedule 4 of the RMA, summarised at the back of this form
- ☒ Written approval from all affected persons and/or summary of consultation carried out
- ☒ Site plan
- ☒ Assessment of cultural effects (refer Section 9 of this form)
- ☒ Assessment of the activity against the relevant objectives and policies in the relevant regional plan/s
- ☒ 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 the applicants for this consent.**
- 2 I have read, and understand, all of the information in this application, 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.**

Signature:



Date 5 November 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 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).

How to prepare an assessment of environmental effects

Key points of Schedule 4 of the RMA

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

Hourly charges for staff and consultants

Group	Hourly charge (including GST)
Administration	\$110
Consents Planners	\$160
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	\$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/>



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 a resource consent – Resource Management Act 1991 (s.88)

1B Disturb in or around a water body (e.g. diversion, dredging, wetland disturbance, gravel extraction)

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'll let you know before we start charging.

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

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

Land and/or bed disturbing activities within and near water bodies may be subject to rules in the **Regional Natural Resources Plan** and the **Regional Coastal Environment Plan** and the **National Environmental Standard for Freshwater**. Gravel extraction is subject to the **Regional Gravel Management Plan**; activities in the Tarawera River Catchment are subject to the **Tarawera River Catchment Plan**. These plans are on our website:
<http://www.boprc.govt.nz/knowledge-centre/plans/>.

Rule/s and **regional plan/s** that apply to the activity: BW R36 (Rule 71); WL R9 (Rule 85)

Activity status of your consent application:

- ☐ Controlled
☐ Restricted discretionary
☒ 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).

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/s to be on the consent)*

Name: Tauranga City Council

Contact person: Gareth John

NZ Companies Register number:

2 **Applicant/s contact details**

Postal address: Private Bag 12022, Tauranga, 3143

Telephone *(tick preferred contact number)*

☐ Residential

Business 07 577 7000

☐ Cell

Email Gareth.John@tauranga.govt.nz

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

Company name: Boffa Miskell

Contact person: Matt Allott

Postal address: PO Box 13373, Tauranga, 3141

Telephone *(tick preferred contact number)*

☐ Business

☒ Cell 0274233604

Email matt.allott@boffamiskell.co.nz

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

☐ Applicant

☒ Consultant

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

Owner: Various (refer to resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

Occupier: Various (refer to resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

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

5 Regional consent(s) being applied for

(a) Fill in a separate form for each of your proposed activities (*tick all that apply*):

Land Use

- ✓ Form 1A Culverts, bridges, fords, erosion protection, pipes & associated works
- ✓ Form 1B Disturbance in or around a water body (diversion, dredging, wetland disturbance, gravel extraction)
- ☐ Form 1C Lake structures (*new and existing*)
- ✓ Form 2A Land disturbing activities (*earthworks and quarrying*)
- ☐ Form 2B Land disturbing activities (*forest harvesting/vegetation clearance*)

Discharge (*including coastal*)

- ☐ Form 3A Onsite effluent discharge
- ☐ Form 3B Discharge farm dairy effluent
- ☐ Form 3C Land use activities in the catchments of Lakes Ōkāreka, Rotoehu, Ōkaro, Rotorua and Rotoiti
- ✓ Form 4A Discharge stormwater to water and/or land from residential, rural
- ☐ Form 4B Industrial discharges to water or land (*including stormwater*)
- ☐ Form 4C Discharge contaminants to air

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

- | | |
|---|---|
| <input 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 checked="" type="checkbox"/> Tauranga District |
| <input type="checkbox"/> Taupō District | |

(c) Application to replace an **existing or expired consent(s)**: ☐ Yes ☒ No

If yes, consent number(s):

(d) Consent **duration** sought:

35 years months

Start date Q1 2020

Completion date (*if applicable*) TBC

(e) 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

6 Activity location/s

Site address/es: Various (refer to resource consent application/AEE)

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

Various (refer to resource consent application/AEE)

Map reference/s NZTM: 1878448 (easting); 5817911 (northing)

Name of water body: Awaiti/McFetridge tributaries

PART 2

1 Description of activity (*tick all that apply*)

- ☒ Excavate, drill, tunnel, or otherwise disturb the bed
- ☒ Deposit any substance in, on, or under the bed
- ☒ Reclaim or drain the bed
- ☒ Wetland disturbance
- ☐ Other (*specify*)

If the activity includes **damming** or **diversion** of the water body, complete form 5C and/or 5D.

1.1 Name of watercourse or wetland:

If stream is unnamed, provide the name of the watercourse to which it is a tributary:

McFetridge Stormwater Pond, tributary; Awaitei Stormwater Pond, tributary

1.2 Describe the proposed activity:

Purpose of activity: Stormwater improvements

Materials to be used: Refer to resource consent application/AEE

Duration of works: Refer to resource consent application/AEE

Volume of extraction: Refer to resource consent application/AEE

Machinery to be used: Refer to resource consent application/AEE

Access to site: Refer to resource consent application/AEE

1.3 For each activity, provide:

- (a) A **site plan** showing location of works in relation to property boundaries.

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

- (b) **Concept plans**, to scale (at least 1:100).

- (c) A **cross section** of the proposed site.

- (d) **Cross sections 50 m** upstream and downstream of the site.

Note: A cross section involves the following measurements:

- width between the top of each bank,
- width across the bed of the waterway, and
- height of each bank above the bed of the waterway.

2 Site description

- (a) Describe the site(s), including topography, ecology, streambed materials, wildlife habitat, recorded archaeological sites, cultural and scientific features. Some of the region's water bodies and their qualities are scheduled in the Regional Natural Resources Plan. Please include photographs:

Refer to resource consent application/AEE

[Continue on a separate page if necessary]

- (b) Hydrological data, including stream flow and gradient, catchment characteristics (e.g. steep, forested catchment, or easy pastoral catchment):

Refer to resource consent application/AEE

3 Assessment of environmental effects (AEE) (refer to resource consent application/AEE)

Describe the actual and potential effects of the proposal on the environment.

- (a) Construction/earthworks effects (*e.g. streambed disturbance, sediment release, fish passage, fish spawning sites*):
- (b) Effects of the completed works/structure on the bed, upstream and downstream, in typical and extreme conditions (*e.g. flooding, erosion, ecology*). Provide supporting calculations:
- (c) Effects on water quality (*such as sedimentation*):
Refer to the Bay of Plenty Regional Council Erosion and Sediment Control Guidelines.
- (d) Effects on ecological values including fish habitat and fish passage, and measures to mitigate effects (*e.g. native planting, placing culvert invert below streambed, fish ladders*):
- (e) Effects on wetland:
- (f) Other effects:

Methods to reduce or prevent identified environmental effects and stabilise exposed earth:

Will the work area be isolated? ☐ Yes ☐ No

Will the stream be diverted temporarily? ☐ Yes ☐ No

- (g) Post construction

Methods to reduce or prevent environmental effects after construction (*e.g. restoring riparian margins, grassing and planting with native species*):

4 Assessment of cultural effects (refer to resource consent application/AEE)

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 (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:

[Continue on a separate page if necessary]

5 **Alternative options (refer to resource consent application/AEE)**

Alternative options considered, and/or reasons why these are not proposed:

6 **Monitoring (refer to resource consent application/AEE)**

Monitoring to be carried out:

7 **Assessment against relevant objectives & policies of the relevant plan/s and National Policy Statement for Freshwater Management (refer to resource consent application/AEE)**

Provide an assessment of the proposal against the relevant objectives and policies of the relevant regional plan/s, on our website: <http://www.boprc.govt.nz/knowledge-centre/plans/> and the National Policy Statement for Freshwater Management 2020, on the Ministry for the Environment website: <https://www.mfe.govt.nz/rma/rma-legislative-tools/national-policy-statements>.

[Continue on a separate page if necessary]

8 **Affected persons (publicly notified)**

*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 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]

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

10 Deposit

A **deposit of \$2700** (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.
- The 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 of application*). Staff can give an estimate of expected costs. Please see the schedule of fees attached.
-

Checklist

Name of **staff member** you discussed your application with: Eleanor Christiansen; Brad Harburn

The following information must be included in your application:

- ☒ Complete all details in this application form
- ☒ Assessment of environmental 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 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.

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 the 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.

Signature:



Date: 5 November 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).

How to prepare an assessment of environmental effects

Key points of Schedule 4 of the RMA

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

Hourly charges for staff and consultants

Group	Hourly charge (including GST)
Administration	\$110
Consents Planners	\$160
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	\$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/>



- 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)

2A Land disturbing activities (earthworks and quarrying)

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'll let you know before we start charging.

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

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

Land disturbing activities are 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: LM R4 (Rule 1C)

Activity status of your consent application:

- ☐ Controlled
☐ Restricted discretionary
☒ Discretionary

National Environmental Standard for Freshwater:

Is the proposed activity within 100m of a wetland?

- ☒ Yes
☐ No

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

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/s to be on the consent)*

Name: Tauranga City Council

Contact person: Gareth John

NZ Companies Register number:

2 **Applicant/s contact details**

Postal address: Private Bag 12022, Tauranga, 3141

Telephone *(select preferred contact number)*

☐ Residential

☒ Business

07 577 7000

☐ Cell

Email Gareth.John@tauranga.govt.nz

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

Company name: Boffa Miskell

Contact person: Matt Allott

Postal address: PO Box 13373, Tauranga, 3141

Telephone *(select preferred contact number)*

☐ Business

☒ Cell 0274233604

Email matt.allott@boffamiskell.co.nz

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

☐ Applicant

☒ Consultant

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

Owner: Various (refer resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

Occupier: Various (resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

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

5 Regional consent(s) being applied for

(a) Fill in a separate form for each proposed activity:

Land use

- ☒ Form 1A Culverts, bridges, fords, erosion protection, pipes & associated works
- ☒ Form 1B Disturbance in or around a water body (e.g. diversion, dredging, wetland disturbance, gravel extraction)
- ☒ Form 2A Land disturbing activities (*e.g. earthworks and quarrying*)
- ☐ Form 2B Land disturbing activities (*forest harvesting/vegetation clearance*)

Discharge (*including coastal*)

- ☒ Form 4A Discharge stormwater to water and/or land from residential or rural
- ☐ Form 4B Industrial discharge to water or land (*including stormwater*)
- ☐ Form 4C Discharge contaminants to air

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

- | | |
|---|---|
| <input 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 checked="" type="checkbox"/> Tauranga District |
| <input type="checkbox"/> Taupō District | |

(c) Application to replace an **existing or expired consent(s)**: ☐ Yes ☒ No

If yes, consent number(s):

(d) Consent **duration** sought:

5 years months

Start date: Q1 2020

Completion date (*if applicable*): TBC

(e) 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

6 Activity location/s

Site address/es: Various (refer to resource consent application/AEE)

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

Various (refer to resource consent application/AEE)

Map reference/s NZTM: 1878448 (easting); 5817911 (northing)

PART 2

1 Description of activity (refer to resource consent application/AEE)

(a) **Nature of activity** *(e.g. urban subdivision, farm re-contouring)*:

If you are working in a stream, river or wetland, fill in consent application Form 1B.

(b) Area of earthworks	m ²	Stage(s)	m ² per stage
			m ² per stage

(c) Volume of earthworks	cut m ³	Stage(s)	cut m ³ per stage
	fill m ³	Stage(s)	fill m ³ per stage

(d) **Movement of material** off or on site: ☐ Yes ☐ No

Material coming from:

Material going to:

(e) **Winter earthworks**: ☒ Yes ☐ No

Winter earthworks period is 1 May to 15 September.

(f) Site is potentially **contaminated**: ☒ Yes ☐ No

See National Environmental Standard for Contaminated Land for guidance.

2 Schedule of works (refer to resource consent application/AEE)

Estimated **timing** of each stage of the earthworks, including installation/removal of erosion and sediment controls:

Stage	Description (Site preparation, erosion and sediment control installation, topsoil clearance, etc.)	Expected start date	Expected completion date
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			

3 Site information (refer to resource consent application/AEE)

Dominant slope:

Depth to water table (*from ground level*):

Existing vegetation type:

Existing land use (*your property*):

Previous land use (*your property*):

Historical land use (*up to 50 years*):

Neighbouring land use(s):

Soil type and geology:

Describe **features** on your site:

(a) Streams/drains (*including permanently and intermittently flowing*):

(b) Wetland:

(c) Identified archaeological and proximity to site:

(d) Identified sites of cultural significance and proximity to site:

- (e) Neighbouring infrastructure: roads, power lines, railway lines:
 - (f) Protected natural areas or sites of ecological importance:
 - (g) Ocean/harbour:
-

4 **Site plan (refer to resource consent application/AEE)**

Provide detailed, scaled and contoured site plans showing the site and surrounding area, including:

- (a) Plan of the **existing site**:
 - Surface features (*e.g. streams, wetlands*).
 - The name(s) of the current owner(s) and occupiers of the site and adjoining properties.
 - Drainage patterns.
- (b) Proposed **final site plan** (*post-development*):
 - Finished contour (*heights*), including ground levels in relation to neighbouring properties.
 - Drainage patterns.
- (c) Proposed **development plan(s)**:
 - Area of proposed activity.
 - Areas of cut.
 - Areas of fill.
 - Stockpile area (*e.g. topsoil and fill*).
- (d) **Erosion and sediment control plan** for each stage:
 - Location and types of erosion and sediment controls, including types of controls (*e.g. sediment ponds, bunds, silt fences*).
 - Control design details (*including cross section*).
 - Clean water diversions and internal contour drains.
 - Discharge locations.
- (e) **Winter earthworks** plan (if winter earthworks applied for):
 - Winter earthworks areas of the site, including stabilised and exposed catchment areas.
 - Location and types of erosion and sediment controls.
 - Control design details (*including cross sections*).
 - Clean water diversions and internal contour drains.
 - Discharge locations.

You can use our mapping system (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.

5 Erosion and sediment controls (refer to resource consent application/AEE)

- (a) Provide **supporting calculations** for your proposed erosion and sediment control(s), including for winter earthworks controls. Refer to the *Erosion and Sediment Control Guidelines* on our website: <https://www.boprc.govt.nz/earthworks/#controls>

Control type				
Catchment e.g. area, slop, length, percentage of catchment.				
Capacity of control e.g. control dimensions.				
Outlet location(s) and details e.g. number of decants, spillway width/depths.				
Erosion protection e.g. inlet/outlet.				

- (b) **Surface stabilisation method** at the completion of works, and sequence/timing:

- (c) **Treatment chemicals:** ☐ Yes ☐ No

If yes, provide a **chemical treatment plan**, detailing:

- Bench testing (sediment settlement) results, including determination of appropriate chemical, and the application rate.
- Methods of application, including supporting calculations.
- Treated water discharge locations.
- Expected discharge parameters and limits.
- Contingency management.
- Record keeping details.
- Storage details.

- Expectant discharge parameters and limits.

6 Dust control (refer to resource consent application/AEE)

- **How water will be applied** (e.g. how sprinklers and/or water cart systems will be used, their capacities and hours of operation, the source of water, and the source capacity and availability). Provide **confirmation of your water source**.
- **Binding agents/dust suppressants** for use in the water carts or sprinkler systems. If using dust inhibitors, provide details (availability, duration of use).
- Restriction on total **exposed area** (e.g. staging).
- **Signs** displaying a 24-hour contact telephone number for the site contractor for dust and other complaints. This does not replace the pollution hotline service, but should provide a further incentive for the site supervisor to maintain adequate dust control.
- The use of **wind-break fencing** in problem areas.
- **Covering exposed areas** with temporary windshield cloth or geotextile fabrics.
- **Other options** if dust management is unsuccessful.

(a) **Dust control** measures:

[Continue on a separate page if necessary]

(b) Measures to prevent **tracking of dust and sediment** by vehicle movement off the work site (e.g. stabilised site entrance, etc.):

7 Risk assessment (refer to resource consent application/AEE)

Earthworks risk assessment:

Factor	Effect	Severity	Likelihood	Significance	Measures to avoid, remedy, mitigate
		Low Very severe 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	
		Low Very severe 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	

		Low Very severe 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	
		Low Very severe 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	
		Low Very severe 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	Low High 1 2 3 4 5 Please circle	

8 Contaminated site assessment (refer to resource consent application/AEE)

Has any site on the property ever been an orchard, market garden or commercial greenhouses growing any type of fruit or vegetable crop? ☐ Yes ☒ No

If yes, describe the crop type(s), period of time of use and a full list of any chemical or organic sprays used during the orcharding period.

Was the property in agricultural land use over the last 50 years? ☒ Yes ☐ No

If yes, describe the stock type(s) and period of time (e.g. Dairy 1946-2010). Advise if there was livestock dipping or spray races on the site, and the types of agrichemicals and fertilisers used on the land.

HAIL site assessment

The HAIL is the current edition of the Hazardous Activities and Industries List, as held by the Ministry for the Environment.

Is an activity described on the HAIL currently being undertaken on the piece of land to which this application applies? ☐ Yes ☐ No

Has an activity described on the HAIL ever been undertaken on the piece of land to which this application applies? ☐ Yes ☐ No

Is it more likely than not that an activity described on the HAIL is being or has been undertaken on the piece of land to which this application applies? ☐ Yes ☐ No

If YES, to any of the above, then the National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health may apply. Check the five activities to which the NES applies:

Is the activity you propose to undertake removing or replacing a fuel storage system or parts of it? ☐ Yes ☐ No

Is the activity you propose to undertake sampling soil? ☐ Yes ☐ No

Is the activity you propose to undertake disturbing soil? ☐ Yes ☐ No

Is the activity you propose to undertake subdividing land? ☐ Yes ☐ No

Is the activity you propose to undertake changing the use of the land? ☐ Yes ☐ No

If also YES to any of the above activities, then the NES for Assessing and Managing Contaminants in Soil to Protect Human Health is likely to apply.

9 Cultural effects assessment (refer to resource consent application/AEE)

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 (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:

[Continue on a separate page if necessary]

10 Assessment against relevant objectives & policies of the relevant plan/s (refer to resource consent application/AEE)

Provide an assessment of the proposal against the relevant objectives and policies of the Regional Natural Resources Plan, on our website: <http://www.boprc.govt.nz/knowledge-centre/plans/>.

Also consider the National Policy Statement for Freshwater Management if the proposed activity has any effect on a wetland or is within 100m of a wetland. Refer to the Ministry for the Environment website <https://www.mfe.govt.nz/rma/rma-legislative-tools/national-policy-statements>

[Continue on a separate page if necessary]

11 Affected persons (publicly notified)

*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 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]

12 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, 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 process is completed before
- ☐ No.

13 Deposit

A **\$2,700.00** (including GST) **deposit** is required with this application. If the application is only for remediating contaminated land, the deposit is **\$1770.00** (including GST). 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.
- The 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 of application*). Staff can give an estimate of expected costs. Please see the schedule of fees attached.

Checklist

Name of **staff member** you discussed your application with: Eleanor Christiansen; Brad Harburn

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
- ☐ If the site has been identified as a HAIL site or contaminated site, provide a remedial action plan (if site remediation project) and/or a management and monitoring plan.
- ☐ 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.

Information privacy

The RMA requires this information to process the consent application. 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.

Signature: 

Date: 5 November 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.
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- 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

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

Hourly charges for staff and consultants

Group	Hourly charge (including GST)
Administration	\$110
Officers/Planners	\$160
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 **Section 36 Charges Policy** is on our website:

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



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)

4A Discharge water or stormwater to water and/or land from urban residential/rural areas

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'll let you know before we start charging.

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

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

Stormwater discharges are subject to rules in the Regional Natural Resources Plan and the Regional Coastal Environment Plan. These plans are on our website:
<http://www.boprc.govt.nz/knowledge-centre/plans/>.

Rule/s and regional plan/s that apply to your activity: DW R21 (Rule 30A)

Activity status of your consent application:

- ☐ Controlled
☒ Restricted discretionary
☐ Discretionary

Name of staff member you discussed the application with: Eleanor Christiansen

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

If you've 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/s to be on the consent)*

Name: Tauranga City Council

Contact person: Gareth John

NZ Companies Register number:

2 **Applicant/s contact details**

Postal address: Private Bag 12022, Tauranga, 3143

Telephone *(tick preferred contact number)*

☐ Residential

☒ Business

07 577 7000

☐ Cell

Email Gareth.John@tauranga.govt.nz

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

Company name: Boffa Miskell

Contact person: Matt Allott

Postal address: PO Box 13373, Tauranga, 3141

Telephone *(tick preferred contact number)*

☐ Business

☒ Cell

0274233604

Email matt.allott@boffamiskell.co.nz

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

☐ Applicant

☒ Consultant

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

Owner: Various (refer to resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

Occupier: Various (refer to resource consent application/AEE)

Postal address:

☐ 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.

5 Regional consent(s) being applied for

- (a) You will need to fill in a separate form for each of the activities you propose to undertake. You may also need consent for one or more of the following.

Land use

- ✓ Form 1A Culverts, bridges, fords, erosion protection, pipes & associated works
- ✓ Form 1B Disturbance in or around a water body (e.g. diversion, dredging, wetland disturbance, grave extraction)
- ☐ Form 1C Lake structures (*new and existing*)
- ✓ Form 2A Land disturbing activities (*earthworks and quarrying*)
- ☐ Form 2B Land disturbing activities (*forest harvesting/vegetation clearance*)

Discharge (including coastal)

- ☐ Form 3A Onsite effluent discharge
- ☐ Form 3B Discharge farm dairy effluent
- ☐ Form 3C Land use activities in the catchments of Lakes Ōkāreka, Rotoehu, Ōkaro, Rotorua and Rotoiti
- ✓ Form 4A Discharge stormwater to water and/or land from residential or rural
- ☐ Form 4B Industrial discharges to water or land (*including stormwater*)
- ☐ Form 4C Discharge contaminants to air

Water (including coastal)

- ☐ Form 5A Take surface water (includes intake structure)
- ☐ Form 5B Take groundwater
- ✓ Form 5C Dam water
- ✓ Form 5D Divert water
- ☐ Form 6A Geothermal take and discharge – domestic and light commercial/industrial

Coastal (see **Notes to Applicant** for explanation of the Coastal Marine Area)

- ☐ Form 7A Coastal structures (including associated occupation and disturbance)
- ☐ Form 7B Disturb coastal marine area (no structure)

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

- | | |
|---|---|
| <input 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 checked="" type="checkbox"/> Tauranga District |
| <input type="checkbox"/> Taupō District | |

(c) Application is to **replace** an existing or expired consent(s): ☐ Yes ☒ No

If yes, consent number(s):

(d) Consent **duration** sought:

35 years months

Start date Q1 2020

Completion date (if applicable) TBC

(e) Is resource consent(s) 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

6 Activity location/s

Site address/es Various (refer to resource consent application/AEE)

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

Various (refer to resource consent application/AEE)

Map reference/s NZTM: 1878448 (easting); 5817911 (northing)

PART 2

1 Description of activity (refer resource consent application/AEE)

(a) Stormwater is discharged from: *(tick all that apply)*

- ☐ Roofs/buildings
- ☐ Car parks
- ☐ Other *(please specify)*

(b) Is there an outlet structure in a water body? ☒ Yes ☐ No

If yes, provide a plan and specifications.

(c) What is the 10 minute 10% Annual Exceedence Probability (AEP) at your site? *(Your engineer can work this out for you or you can find information on the NIWA database/ online services/ HIRDS on www.niwa.co.nz).*

2 Nature of discharge (refer to resource consent application/AEE)

(a) Potential contaminants, and their concentrations, in the discharge: *(select all that apply)*

- | | |
|--|------|
| <input type="checkbox"/> Suspended solids | mg/L |
| <input type="checkbox"/> Copper | mg/L |
| <input type="checkbox"/> Total Petroleum Hydrocarbon | mg/L |
| <input type="checkbox"/> Zinc | mg/L |
| <input type="checkbox"/> Other | mg/L |

3 Site plan (refer to resource consent application/AEE)

Provide a site plan showing the location of the activity and receiving environment in relation to property boundaries.

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

4 Receiving environment (refer to resource consent application/AEE)

Provide receiving environment information for **either** (a) surface water, **or** (b) land soakage:

(a) **Surface water body (*stream, pond, drain, etc.*) or water bodies it MAY enter**

Name(s) of water body(ies)

Sensitivity of water body

The discharge is:

- ☐ Diffuse (*does not occur at a specific, identifiable point*)
- ☐ In or to the Coastal Marine Area
- ☐ Point source (*at one location through an outlet such as a pipe or channel*)
- ☐ To a reticulated stormwater network

If discharge is **point source**, describe erosion protection provided at the discharge point. Attach design drawings and/or photographs.

(b) **Land soakage**

Name of area where land soakage will occur

Sensitivity of the land

The discharge is:

- ☐ Diffuse (*does not occur at a specific, identifiable point*)
- ☐ In the Coastal Margin (0-40 m from the Coastal Marine Area)
- ☐ Point source (*at one location through an outlet such as a pipe or channel*)

If discharge is **point source**, describe erosion protection provided at the discharge point. Attach design drawings and/or photographs.

Soil type of the area where land soakage will occur:

Drainage of the area where land soakage will occur:

Distance to groundwater at the point of discharge:

5 Assessment of environmental effects (AEE) (refer to resource consent application/AEE)

(a) Your AEE should include, but not be limited to:

- Treatment
- Storage/alteration
- Alternatives
- Maintenance
- Contingency
- Monitoring
- Erosion and scour
- Flooding
- Effects on neighbour's properties

(b) Any other effects relevant to the application.

If your company has an Environmental Management Plan, please submit with your application. If you would like to put one together, check our Environmental Management Plan Checklist on our website (www.boprc.govt.nz).

Where your discharge could have a significant adverse effect on the environment, a more detailed environmental assessment is required in accordance with the Fourth Schedule of the Resource Management Act 1991.

6 Maintenance and contingency (refer to resource consent application/AEE)

Describe how the equipment controlling the discharge will be operated and maintained to prevent equipment failure. Describe the measures to be taken to remedy the effects of a malfunction:

[Continue on a separate page if necessary]

7 Monitoring (refer to resource consent application/AEE)

Describe the monitoring you propose to carry out to ensure the discharge does not have an adverse effect:

8 Cultural effects (refer to resource consent/AEE)

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 (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:

[Continue on a separate page if necessary]

9 Assessment against relevant objectives & policies of the relevant plan/s (refer to resource consent application/AEE)

Provide an assessment of the proposal against the relevant objectives and policies of the relevant regional plan (<http://www.boprc.govt.nz/knowledge-centre/plans/>).

[Continue on a separate page if necessary]

10 Affected parties (publicly notified)

*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.*

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☐ Written approval attached

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May we extend the consent processing timeframe?

- ☐ Yes, provided I can continue to exercise my existing consent until this application is processed (*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.

12 Deposit

A deposit of **\$2700**, 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.
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Checklist

Name of staff member you discussed your application with: Eleanor Christiansen; Brad Harburn)

The following information must be included in your application:

- ☒ Complete all details in this application form
- ☒ Assessment of environmental effects (AEE), as set out in Schedule 4 of the RMA
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- ☒ 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 (s88 of the RMA).

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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**.

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



Signature:

Date: 5 November 2020

Name: Matt Allott

NOTES TO THE APPLICANT

READ THIS BEFORE FILLING OUT THE APPLICATION FORM

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Key points of Schedule 4 of the RMA

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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

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Administration	\$110
Consents Planners	\$160
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	\$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/>



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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)

5C Dam water

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.

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

Water damming is subject to rules in the **Regional Natural Resources Plan**. Activities in the Tarawera River Catchment may be subject to the **Tarawera River Catchment Plan**. These plans are on our website: <http://www.boprc.govt.nz/knowledge-centre/plans/>.

Rule/s and **Plan/s** that apply to the activity: WQ R21 (Rule 48)

Activity status of your consent application:

- ☐ Controlled
☐ Restricted discretionary
☒ Discretionary

National Environmental Standard for Freshwater 2020:

Is the proposed activity within 100m of a wetland?

- ☒ Yes
☐ No

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

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/s to be on the consent)*

Name: Tauranga City Council

Contact person: Gareth John

NZ Companies Register number:

2 **Applicant/s contact details**

Postal address: Private Bag 12022, Tauranga, 3143

Phone *(select preferred contact number)*

☐ Residential

☒ Business 07 577 7000

☐ Cell

Email Gareth.John@tauranga.govt.nz

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

Company name: Boffa Miskell

Contact person: Matt Allott

Postal address: PO Box 13373, Tauranga, 3141

Telephone *(select preferred contact number)*

☐ Business

☒ Cell 0274233604

Email matt.allott@boffamiskell.co.nz

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

☐ Applicant

☒ Consultant

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

Owner: Various (refer to resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

Occupier: Various (refer to resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

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

5 Regional consent(s) being applied for

(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 is to replace an **existing or expired consent(s)**: ☐ Yes ☒ No

If Yes, consent number(s):

(c) Consent **duration** sought:

35 years months

Start date Q1 2020

Completion date (*if applicable*) TBC

(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

6 Activity location/s

Site address/es: Various (refer to resource consent application/AEE)

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

Various (refer to resource consent application/AEE)

Map reference/s NZTM: 1878448 (easting); 5817911 (northing)

PART 2

Information on dam construction and regulations are in the following reports (at www.boprc.govt.nz):

- *Guidelines for the Design, Construction, Maintenance and Safety of Small Flood Detention Dams 2006*; and
- *Dangerous Dams Policy 2006*.

Building consent required for large dams

Building consent is required for **large dams** (under amendments to the Building Act 2004). Large dams are defined as retaining 20,000 m³ with a 3 m wall. You may request a Project Information Memorandum (PIM) from Bay of Plenty Regional Council. Call the Consents Duty Planner on 0800 884 880.

Information on building consents for large dams is at: www.waikatoregion.govt.nz/damsafety.

If you are damming AND diverting water, fill out Forms 5C AND 5D

1 Details of dam (refer to resource consent application/AEE)

The dam must be designed by an appropriately qualified person (e.g. engineer). Include design plans and details with this application, and the details and qualifications of the person who designed it.

Design plans must include long sections and cross sections showing all dimensions, including the spillway. Attach all calculations; calculations must show that the dam spillway and diversion designs are adequate, including design flood flows, return periods etc.

Provide construction details, including construction materials, dimensions of storage (m³) and dimensions of the catchment area above the structure (km² or ha).

The dam is: ☐ Existing ☒ Proposed

2 Site description (refer to resource consent application/AEE)

1 Describe the bed of the watercourse immediately above and below the dam site (e.g. *gravelly, muddy, sandy etc*):

2 Will any **springs** be flooded by the impoundment of water? ☐ Yes ☐ No

3 Does the **stream** feeding the dam flow all year round? ☐ Yes ☐ No

4 Surface water body (*stream, pond, drain, wetland, etc.*) or land where it may enter water.

Name(s) of water body(ies)

Sensitivity of water body

Is the discharge:

- ☐ Diffuse (*does not occur at a specific, identifiable point*)
- ☐ In the coastal marine area
- ☐ Point source (*at one location through outlet such as a pipe or channel*)
- ☐ Reticulated stormwater network

If discharge is point source, describe **erosion protection** at the discharge point and attach design drawings and photos:

Other **features/activities** close to the proposed discharge, e.g. food gathering, areas of cultural significance, water abstraction, significant native habitats:

3 Activity description (refer to resource consent application/AEE)

(a) Purpose(s) of dam (*e.g. recreation, stock water, irrigation*):

Name or watercourse to be dammed (*if the stream is unnamed, give the name of the watercourse to which it is a tributary*):

(b) Dam also involves (*tick all that apply*):

- ☐ Taking water
- ☐ Diverting water (*if yes, fill out Form 5A, 5D and 4A*)
- ☐ Discharging

4 **Site plan (refer to resource consent application/AEE)**

Provide detailed, scaled and contoured site plans showing the site and surrounding area, including:

Plan of the **existing site**:

- Surface features (e.g. *streams, wetlands*).
- The name(s) of the current owner(s) and occupiers of the site and adjoining properties.
- Drainage patterns.

Proposed **final plan** (*post-development*)

You can use our mapping system (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.

5 **Assessment of environmental effects (AEE) (refer to resource consent application/AEE)**

Your AEE must include:

- (a) Adverse effects of the proposed dam;
 - (b) Effects on water availability to downstream users;
 - (c) Effects on flooding, access, neighbouring properties;
 - (d) Cultural effects;
 - (e) Methods to avoid, remedy or mitigate these effects.
-

6 **Period of works (refer to resource consent application/AEE)**

Start date: Q1 2020

Finish date: TBC

7 **Cultural effects assessment (refer to resource consent application/AEE)**

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 (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:

8 **Assessment against relevant objectives & policies of the relevant plan/s (refer to resource consent application/AEE)**

Provide an assessment of the proposal against the relevant objectives and policies of the Regional Natural Resources Plan, on our website: <http://www.boprc.govt.nz/knowledge-centre/plans/>.

[Continue on a separate page if necessary]

9 **Affected persons (publicly notified)**

*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 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]

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

11 Deposit

A deposit of **\$2700** (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.
- The 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 of application*). Staff can give an estimate of expected costs. Please see the schedule of fees attached.

Checklist

Name of **staff member** you discussed your application with: Eleanor Christiansen; Brad Harburn

The following information must be included in your application:

- ☒ Complete all details in this application form
- ☒ Assessment of environmental 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.

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.



Signature:

Date: 5 November 2020

Name: Matt Allott

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 be more than 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).

How to prepare an assessment of environmental effects

Key points of Schedule 4 of the RMA

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

Hourly charges for staff and consultants

Group	Hourly charge (including GST)
Administration	\$110
Consents Planners	\$160
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	\$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/>



**BAY OF PLENTY
REGIONAL COUNCIL
TOI MOANA**

- 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)

5D Divert water

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'll let you know before we start charging.

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

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

Water diversion is subject to rules in the **Regional Natural Resources Plan**. Activities in the Tarawera River Catchment may also be subject to the **Tarawera River Catchment Plan**. These plans are on our website: <http://www.boprc.govt.nz/knowledge-centre/plans/>.

Rule/s and **plan/s** that apply to the activity: WQ R21 (Rule 48)

Activity status of your consent application:

- ☐ Controlled
☐ Restricted discretionary
☒ Discretionary

National Environmental Standard for Freshwater 2020:

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).

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/s to be on the consent)*

Name: Tauranga City Council

Contact person: Gareth John

NZ Companies Register number:

2 **Applicant/s contact details**

Postal address: Private Bag 12022, Tauranga, 3143

Telephone *(select preferred contact number)*

☐ Residential

☒ Business

07 577 7000

☐ Cell

Email Gareth.John@tauranga.govt.nz

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

Company name: Boffa Miskell

Contact person: Matt Allott

Postal address: PO Box 13373, Tauranga, 3141

Telephone *(tick preferred contact number)*

☐ Business

☒ Cell 0274233604

Email matt.allott@boffamiskell.co.nz

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

☐ Applicant

☒ Consultant

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

Owner: Various (refer to resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

Occupier: Various (refer to resource consent application/AEE)

Postal address:

☐ Residential

☐ Business

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

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

(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 is to replace an **existing or expired consent(s)**: ☐ Yes ☒ No

If yes, consent number(s):

(c) Consent **duration** sought:

35 years months

Start date Q1 2020

Completion date (*if applicable*) TBC

(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

6 Activity location/s

Site address/es: Various (refer to resource consent application/AEE)

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

Various (refer to resource consent application/AEE)

Map reference/s NZTM: 1878448 (easting); 5817911 (northing)

PART 2

If you are damming AND diverting water, fill out Forms 5C AND 5D

1 Details of diversion (refer to resource consent application/AEE)

The diversion is: ☒ Existing ☒ Proposed

If the diversion is in the coastal marine area, a coastal consent is required. You can use this form to apply.

2 Activity description (refer to resource consent application/AEE)

(a) Purpose of diversion (*e.g. stormwater control, river works, stream realignment*):

(b) Name of watercourse to be diverted (*if the stream is unnamed, give the name of the watercourse to which it is a tributary*):

(c) Rate at which water will be diverted: L per second

(d) Diversion will be: ☐ Intermittent ☐ Continuous

If intermittent, maximum operating period:

hours per day days per week weeks per year

(e) Diversion also involves (*tick all that apply*):

☐ Taking water, if yes fill out Form 5A.

☐ Damming water, if yes fill out Form 5D.

- ☐ Discharging, if yes fill out Form 4A.
 - ☐ Structures (provide plans/details on a separate sheet), if yes fill out Form 1C or Form 7A as appropriate.
-

3 Site description (refer to resource consent application/AEE)

- (a) Describe the bed of the watercourse in the vicinity of the diversion site (*e.g. gravelly, muddy, sandy etc*):
-

4 Site plan (refer to resource consent application/AEE)

Provide detailed, scaled and contoured site plans showing the site and surrounding area, including:

Plan of the **existing site**:

- Surface features (*e.g. streams, wetlands*).
- The name(s) of the current owner(s) and occupiers of the site and adjoining properties.

Proposed **final plan** (*post-development*)

You can use our mapping system (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.

5 Assessment of environmental effects (AEE) (refer to resource consent application/AEE)

Your AEE must include as a minimum:

- (a) Adverse effects of the proposed diversion;
 - (b) Effects on water availability to downstream users;
 - (c) Effects on flooding, access, neighbouring properties;
 - (d) Effects on ecology, natural habitats;
 - (e) Effects on water quality (erosion and scour);
 - (f) Cultural effects;
 - (g) Consideration of alternatives;
 - (h) Methods to avoid, remedy or mitigate these effects.
-

6 Cultural effects (refer to resource consent application/AEE)

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 (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:

[Continue on a separate page if necessary]

7 **Assessment against relevant objectives & policies of the relevant plan/s (refer to resource consent application/AEE)**

Provide an assessment of the proposal against the relevant objectives and policies of the relevant regional plan/s, on our website: <http://www.boprc.govt.nz/knowledge-centre/plans/>.

[Continue on a separate page if necessary]

8 **Affected persons (publicly notified)**

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.

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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

[Continue on a separate page if necessary]

9 Extending timeframes

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

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☒ 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.

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Signature:

Date: 5 November 2020

Name: Matt Allott

NOTES TO THE APPLICANT

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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

Hourly charges for staff and consultants

Group	Hourly charge (including GST)
Administration	\$110
Consents Planners	\$160
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	\$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/>