

Resource Consent



Resource Consent 65854-AP

Following the processing of the Application received on the 1 September 2009, the Bay of Plenty Regional Council has granted the applicant(s):

Tauranga Bridge Marina Ltd

Consent(s) to:

65854-DC.03+

Coastal Discharge

Expiry 30 April 2039

The consent(s) are subject to the conditions specified on the attached schedule(s) for each activity. Advice notes are also provided as supplementary guidance, and to specify additional information to relevant conditions.

The Resource Consent hereby authorised is granted under the Resource Management Act 1991 does not constitute an authority under any other Act, Regulation or Bylaw.

DATED at Whakatane this 8th day of June 2018

For and on behalf of The Bay of Plenty Regional Council

Mary-Anne Macleod
Chief Executive



**Thriving together -
mō te taiao,
mō ngā tāngata**

Bay of Plenty Regional Council

Resource Consent

Pursuant to the Resource Management Act 1991, the **Bay of Plenty Regional Council**, by a decision dated 8 June 2018, **hereby grants**:

A resource consent:

- **Under section 15(1)(a) and (b) of the Resource Management Act 1991 and Rule 9.2.4 (b) of the Bay of Plenty Coastal Environment Plan and Rule CD6 being a restricted discretionary activity to Discharge Treated Stormwater and Rule CD8 being a discretionary activity to discharge Washwater from the Hardstand Area of the Boatyard at the Tauranga Bridge Marina to the Tauranga Harbour.**

subject to the following conditions:

1 Purpose

- 1.1 The purpose of this resource consent is to authorise and specify conditions with discharge of treated stormwater and washwater from the boatyard at the Tauranga Bridge Marina.

2 Location

- 2.1 The activities authorised under this consent shall be located at 101 Te Awanui Drive Harbour Bridge Tauranga as shown on the plan referenced as BOPRC Plan Number 65854/1.

3 Map Reference

- 3.1 At or about map reference NZTM 1880414,5826019

4 Legal Description

- 4.1 Tauranga Harbour (Crown Land) Tauranga SD (Tauranga District).

5 Stormwater Management and Treatment

- 5.1 Stormwater and washwater discharging from the Tauranga Bridge Marina maintenance boatyard shall be treated in an onsite treatment device before discharge to the Tauranga Harbour.
- 5.2 The stormwater system and associated treatment devices shall be generally in accordance with the information submitted with the application including the drawing identified as: Golder Associate, proposed treatment system after upgrade, June 2009, Project TAUBRTRG002/3, including the mussel filter referenced as B.O.P.R.C. Plan No. 65854/2.
- 5.3 An easily accessible sampling point must be available at the outlet to the Tauranga Harbour for monitoring purposes.
- 5.4 The outlet to the Tauranga Harbour shall be protected from erosion and scour, to the satisfaction of the Chief Executive of the Regional Council or delegate.

6 Discharge Quantity

- 6.1 The maximum rate of discharge from the treatment system shall not exceed 4 litres per second.

7 Discharge Quality

- 7.1 The concentration of the contaminants in the receiving marine water environment shall not exceed the limits set in Conditions 7.2 to 7.7 (ANZECC Guidelines for Marine Water 2000, 80% Protection Level), after 10 meters of reasonable mixing.
- 7.2 Total suspended solids (TSS) shall not exceed 150 grams per cubic metre.
- 7.3 The pH shall be between 6 and 9.
- 7.4 The total petroleum hydrocarbons (TPH) shall not exceed 15 grams per cubic metre.
- 7.5 Total Copper shall not exceed 0.008 grams per cubic metre.
- 7.6 Total Zinc shall not exceed 0.043 grams per cubic metre.
- 7.7 Total Lead shall not exceed 0.012 grams per cubic metre.
- 7.8 The concentration of contaminants in the marine sediments shall not exceed the following limits (ANZECC ISQG-High 2000):
- 0.27 grams per kilogram (dry weight) Total Copper;
 - 0.41 grams per kilogram (dry weight) Total Zinc;
 - 0.22 grams per kilogram (dry weight) Total Lead; or 1
 - 5 grams per kilogram (dry weight) Total Petroleum Hydrocarbons
- 7.9 The consent holder shall ensure that no discharge resulting from the exercise of this consent, shall result in any of the following; after 10 meters of reasonable mixing:
- The production of conspicuous oil or grease films, scums or foams, or floatable or suspended materials;
 - Any conspicuous change in the colour or visual clarity; and Any emission of objectionable odour;
 - Any significant adverse effects on aquatic life;
 - The natural temperature of the water being changed by more than three degrees Celsius; or
 - Aquatic organisms being rendered unsuitable for human consumption by the presence of contaminants.

8 Discharge Monitoring

- 8.1 The consent holder shall ensure that a representative sample of the discharge is collected while the tanks are being discharged and after the discharge has occurred for a minimum of 30 minutes, on a quarterly basis, after 10 meters of reasonable mixing in the harbour in alignment with the direction of the current.
- 8.2 The quarterly samples required by 8.1 shall be taken between the months of:
- 1 January and 31 March;
 - 1 April and 30 June;
 - 1 July and 30 September; and
 - 1 October and 31 December.
- 8.3 The discharge samples taken as required by condition 8.1 shall be analysed for the water contaminants listed in Conditions 7.2 to 7.7.
- 8.4 Any water quality results exceeding the maximum concentrations listed in conditions of this consent, shall trigger the following:
1. Investigation into the causes of the exceedance(s); and
 2. Corrective action to address the exceedance(s); and
 3. Re-testing of the discharge for the contaminants following implementation of corrective action; and
 4. A report detailing points 1 - 3 above which shall be forwarded to the Regional Council within 10 working days following completion of receipt of the re-test results.
- 8.5 Should the water quality analysis results for any individual contaminant be above the limits set in conditions of this consent (conditions 7.2 – 7.7), for 3 consecutive stormwater samples analysed, the consent conditions may be reviewed under condition 12.

- 8.6 The consent holder shall undertake sediment sampling at 10, 15, 20 and 30 meters off-shore from the discharge point, in on incoming and outgoing tidal direction, in the first year of the granting of this consent and every 5 years thereafter. The samples taken at each location shall be a composite sample of 5 sub-samples, taken within 5 metres from the shore and at a depth between 0 to 20 centimetres.
- 8.7 The sediment samples taken as required by condition 8.6 shall be analysed for the sediment contaminants listed in Condition 7.8.
- 8.8 All sampling required by conditions of this consent shall be undertaken by a suitably qualified and independent person.
- 8.9 Should the sediment quality analysis results be above the limits set in condition 7.8, the consent conditions may be reviewed under condition 12.
- 8.10 Water and sediment analyses required by 8.3 and 8.7, shall be carried out by an IANZ registered laboratory.
- 8.11 The results of the analyses required by condition 8.3 and 8.7 shall be forwarded to the Regional Council within one month of receiving the results (see Advice Note 1).

9 On-Site Operations

- 9.1 All chemicals shall be stored under roof in a bunded facility that can contain 110% of the volume of liquid stored.
- 9.2 The consent holder shall maintain an inventory list of chemicals kept on-site accompanied by the manufacturer's Material Safety Data Sheet.
- 9.3 The consent holder shall make the inventory list required under condition 9.2 available to the Chief Executive of the Regional Council or delegate on request.
- 9.4 All wastes, including chemicals, cleaning material and de-sludged sediments shall be recycled or disposed of at a disposal facility authorised to accept the type of waste being disposed of.
- 9.5 The consent holder shall notify the Regional Council, in writing, of any changes to the operation of the boatyard or to the stormwater system, which may cause a significant change in the quantity or composition of the discharges to the harbour (see Advice Note 1).
- 9.6 The consent holder shall ensure that all parties authorised to undertake work on the boatyard, do so in such a manner, that minimizes contaminants entering the harbour or dust beyond the boatyard boundary (see Advice Note 2).
- 9.7 The consent holder shall ensure that washing activities are only undertaken when there is capacity within the holding tanks to accept the washwater.

10 Maintenance

- 10.1 The consent holder shall ensure that the stormwater treatment system is maintained in an effective capacity at all times to the satisfaction of the Chief Executive of the Regional Council or delegate.
- 10.2 The consent holder will be responsible for any ongoing maintenance of the outfall and shall ensure that the erosion protection at the outlet is maintained in an effective capacity at all times to the satisfaction of the Chief Executive of the Regional Council or delegate.
- 10.3 Any scour of the foreshore resulting from either the presence of the stormwater outlet or the discharge from the outlet, shall be effectively stabilised.
- 10.4 The consent holder shall maintain the boatyard in accordance with the Site Management Plan in a clean state, or as directed by the Chief Executive of the Regional Council or delegate, so that debris is not entrained in the stormwater.
- 10.5 The consent holder shall discharge all water from the holding tanks as soon as sufficient settling has occurred, to ensure that maximum retention capacity is available at all times and as a minimum at least 12 hours prior to any severe weather warning.

11 Documentation

- 11.1 The consent holder shall forward to the Regional Council a Site Management Plan (SMP) within 6 months of the grant of this consent for certification. The SMP, shall include, but not be limited to:
- Housekeeping measures and frequency(e.g. sweeping, waste management);
 - Maintenance requirements and procedures (related to the stormwater catchment and treatment system);
 - Chemical management;
 - Emergency Response Procedures (e.g. Spill response).
- 11.2 The consent holder shall maintain records of:
- The date and description of any maintenance work carried out on the stormwater system.
 - The date of any spill greater than twenty litres and spill response works carried out.
 - Disposal documentation (condition 9.5).
 - All water analysis results.
 - Housekeeping log (e.g. sweeping)
- 11.3 The consent holder shall keep all records required by condition 11.2 for the duration of the consent.
- 11.4 The consent holder shall make documents and records required by conditions of this consent available to the Chief Executive of the Regional Council or delegate on request.

12 Review of Consent Conditions

- 12.1 The Bay of Plenty Regional Council may, within six months of completion of any impact, environmental investigation or compliance report carried out by the Regional Council, or within one month of receipt of monitoring results that show there is an adverse effect on the environment, serve notice on the consent holder under section 128(1) of the Resource Management Act 1991 of its intention to review the conditions of the consent. The purpose of such a review is to assess the need for additional monitoring and treatment of stormwater, to impose monitoring and discharge control conditions relating to these discharges, and to undertake further investigation and mitigation measures, if appropriate.

13 Resource Management Charges

- 13.1 The consent holder shall pay the Bay of Plenty Regional Council such administrative charges as are fixed from time to time by the Regional Council in accordance with section 36 of the Resource Management Act 1991.

14 Term of Consent

- 14.1 This consent shall expire on 30 April 2039.

15 The Consent

- 15.1 The Consent hereby authorised is granted under the Resource Management Act 1991 and does not constitute an authority under any other Act, Regulation or Bylaw.

Advice Notes

- 1 Reporting and notification required by conditions of this consent shall be directed (in writing) to the Regulatory Compliance Manager, Bay of Plenty Regional Council, PO Box 364, Whakatāne or fax 0800 884 882 or email notify@boprc.govt.nz, this notification shall include the consent number 65854.
- 2 The consent holder is responsible for ensuring that all persons operating on the boatyard are made aware of the relevant consent conditions, plans and associated documents.
- 3 The consent holder is advised that non-compliance with consent conditions may result in enforcement action against the consent holder and/or their contractors.