

## Consents Decisions and Applications in Process

ID: A174124

Report from Acting Consents Senior Programme Manager Allan Richards dated 1 January 2012.

The following Resource Consent Decisions have been made since 1 December 2011.

### Delegated Authority

**CON20110507601 Non Notified Replacement**

**GARRY THOMAS STANNERS, 1091 OROMAHOE ROAD, RD 2, KAIKOHE 0472**

To take water from the Okariri Stream adjacent to Pt Lot 4 8625 Blk VII Kawakawa SD (Oromahoe), at or about location co-ordinates 1692784E 6090604N, for the purpose of pasture irrigation on Pt Lot 4 8625 and Sec 22 DP 8625 Blk VII Kawakawa SD.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 The rate of taking shall not exceed the following:
  - (a) 52 litres per second; nor
  - (b) 1,470 cubic metres per day, being any 24 consecutive hours; nor
  - (c) 120,000 cubic metres per year, being 1 July to 30 June inclusive.
  
- 2 Water shall be taken in accordance with the following table:

Flow in Okariri Stream as Measured Upstream of the Take Point – Litres Per Second	Maximum Abstraction Rate – Litres Per Second
50	0
> 50 to 60	5
> 60 to 75	10
> 75 to 85	25
> 85 to 100	35
> 100	52

**Advice Note:** A Council monitoring officer may undertake a monitoring visit to confirm compliance with this condition during low flow periods.

- 3 When this consent is being exercised, the Consent Holder shall measure the flow upstream of the take point with a weir at least once every seven days. The weir shall be removed after each flow measurement. The location and weir used to measure the stream flow shall be to the satisfaction of the Council's Monitoring Manager.

- 4 A record of flows measured in accordance with Condition 3 that are less than 100 litres per second shall be kept. A copy of these records for the period 1 July to 30 June (inclusive) shall be forwarded each year to the Council's Monitoring Manager by the following 31 July. In addition, a copy of this record shall be forwarded immediately to the Council's Monitoring Manager on written request by that Manager. The records shall be in an electronic format that has been agreed to by the Council's Monitoring Manager.
- 5 The Consent Holder shall install a meter that measures the volume of water taken in cubic metres. This meter shall:
- (a) Be able to provide data in a form suitable for electronic storage;
  - (b) Be suited to the qualities of the water it is measuring (such as temperature, algae content, and sediment content);
  - (c) Be sealed and as tamper-proof as practicable;
  - (d) Be installed at the location from which water is taken; and
  - (e) Have an accuracy within  $\pm 5\%$ .

At all times safe and easy access shall be provided to the meter for the purposes of undertaking visual inspections and water take measurements.

- 6 The Consent Holder shall, using the meter required by Condition 5, keep a record of the daily volume of water taken in cubic metres, including all nil abstractions. A copy of these records for the period 1 July to 30 June (inclusive) shall be forwarded each year to the Council's Monitoring Manager by the following 31 July. In addition, a copy of this record shall be forwarded immediately to the Council's Monitoring Manager on written request by that Manager. The records shall be in an electronic format that has been agreed to by the Council's Monitoring Manager.

**Advice Note:** *If no water is taken during the period 1 July to 30 June (inclusive) then the Consent Holder is still required to notify the Council's Monitoring Manager in writing of the nil abstraction. Water use record sheets in an electronic format are available from the Regional Council's website at [www.nrc.govt.nz/wur](http://www.nrc.govt.nz/wur).*

- 7 The Consent Holder shall verify that the meter installed to measure the volume of water taken is accurate. This verification shall be undertaken prior to 30 June:
- (a) Following the first taking of water; and
  - (b) At least once in every five years thereafter.

Each verification shall be undertaken by a person, who, in the opinion of the Council's Monitoring Manager, is suitably qualified. Written verification of the accuracy of the meter shall be provided to the Council's Monitoring Manager by 31 July following the date of each verification.

- 8 The Consent Holder shall advise the Council's Monitoring Manager when irrigation is intended to commence for the first time for each season, at least five days beforehand.

- 9 A screening device shall be installed and maintained that shall limit the intake velocity across the screen to less than 0.3 metres per second and the screen shall have no holes or slots with a diameter or width greater than 5 millimetres.
- 10 The reticulation system and components shall be maintained in good working order to avoid or minimise leakage and wastage.
- 11 To ensure efficient use of the irrigated water, there shall be no significant ponding within, or runoff via surface or subsurface drainage from, the irrigation area, as a result of the exercise of this consent.
- 12 The Council may, in accordance with Section 128 of the Act, serve notice on the Consent Holder of its intention to review the conditions annually during the month of April for any one or more of the following purposes:
  - (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
  - (b) To review the allocation of the resource.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to water abstraction maximum or minimum levels or flows or rates of use of water in any regional plan that has been made operative since the commencement of the consent; or*
  - (b) *To provide for compliance with any relevant national environmental standards that have been made; or*
  - (c) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*
- 13 For the purposes of the lapsing provisions of Section 125 of the Act, this consent shall not lapse until its expiry date.

**EXPIRY DATE: 30 APRIL 2022**

**CON20110944401 Non Notified Replacement**

**MARTIN PATRICK DOODY, 4 NORTHWOOD AVENUE, RD 4, KAITAIA 0484**

To occupy and use space in the coastal marine area with a seawall and associated berthing piles in the Ariawa Creek in the Houhora Harbour at or about location co-ordinates 1612045E 6145450N.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 This consent applies only to the seawall shown on the attached NRC Plan **No. 3294A**.
- 2 The Consent Holder shall mark the seawall with the number **9444** in black lettering on a white background clearly displayed and in such a manner as to be clearly visible from land.
- 3 Boat maintenance that is likely to cause contaminants to enter the coastal marine area shall not be carried out adjacent to the seawall and its associated berthing piles (eg. removal or application of paint or antifouling, activities involving grease or oil).
- 4 No discharge of wastes (eg. sewage, oil, contaminated bilge water) shall occur from any vessel using the seawall and berthing piles nor from any other activity carried out by the Consent Holder.
- 5 The Consent Holder shall keep the coastal marine area free of debris resulting from the Consent Holder's activities.
- 6 The Consent Holder shall maintain the structures covered by this consent in good order and repair.
- 7 The Consent Holder shall, for the purposes of adequately monitoring the consent as required under Section 35 of the Act, on becoming aware of any contaminant associated with the Consent Holder's operations escaping otherwise than in conformity with this consent:
  - (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
  - (b) Immediately notify the Council's Monitoring Manager by telephone of an escape of contaminant; and
  - (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
  - (d) Report to the Council's Monitoring Manager in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape.
- 8 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of February for the following purpose:
  - (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to minimum standards of water quality in any regional plan that has been made operative since the commencement of the consent; or*
- (b) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

9 This consent shall not lapse until its expiry.

10 Prior to the expiry, cancellation, or lapsing of this consent the Consent Holder shall remove all structures and other materials and refuse associated with this consent from the consent area and shall restore the consent area to the satisfaction of the Council, unless an application for a replacement consent has been properly made beforehand.

**EXPIRY DATE: 31 AUGUST 2035**

**CON201109409(08-12) Non Notified New**

**RUSSELL TRUST & M J & F J WYBORN, C/O TRAMCO GROUP MATTHEW WHITE,  
PO BOX 90534, VICTORIA STREET WEST, AUCKLAND 1142**

To undertake the following activities in the coastal marine area adjacent to Orokawa 3C2A Block and the associated jetty facility, Te Huruhi Bay, Bay of Islands at or about location co-ordinates 1710080E 6096970N.

#### **Coastal Permits**

- (08) To carry out capital dredging of an area of approximately 800 square metres of seabed within the coastal marine area of Te Huruhi Bay;
- (09) To carry out maintenance dredging of an area of approximately 800 square metres of seabed within the coastal marine area of Te Huruhi Bay;
- (10) To place, use and occupy space in the coastal marine area with an additional berthing pile;
- (11) To use heavy machinery in the coastal marine area associated with maintenance of existing structures, the temporary removal of a pontoon and part of a jetty and their subsequent replacement including any re-piling;

#### **Discharge Permit to the Coastal Marine Area**

- (12) Incidental discharges to Te Huruhi Bay associated with disturbance of the seabed due to capital and maintenance dredging.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

**The following are General Conditions that apply to all Resource Consents CON201109409(08-12)**

- 1 These consents apply to the dredged area, pontoon, walkway, and the existing and new pile locations indicated on the attached Williams and King plan, entitled “*Proposed final contours*” Sheet No. 2/3, Job no. 20876, File 20876 Topo Sheet 2, Drawn 14-09-11.
- 2 The Consent Holder shall notify the Council’s Monitoring Manager in writing of the date that works are intended to commence on each occasion, at least two weeks beforehand, and as soon as the work is completed. The Consent Holder shall arrange for a site meeting between the principal contractor and the Council’s assigned monitoring officer, which shall be held on site prior to any works commencing.  
  
*Advice Note: Notification of the commencement of works may be made by email to mailroom@nrc.govt.nz.*
- 3 Dredging, maintenance and construction works associated with these consents shall be carried out only during the hours between 7.00 a.m. and sunset or 8.00 p.m. on that day, whichever is the earlier and only on days other than Sunday.
- 4 The Consent Holder shall ensure that a copy of these consents is provided to the person who is to carry out the work, prior to commencement of works hereby authorised. A copy of the consents shall be held on site, and be available for inspection by the public, during the works on each occasion.
- 5 The Consent Holder shall keep the coastal marine area free of debris resulting from the consented activities.
- 6 The Consent Holder shall keep an oil spill kit on site for the duration of the dredging, and construction works.
- 7 The Consent Holder shall, for the purposes of adequately monitoring the consents as required under Section 35 of the Act, on becoming aware of any contaminant associated with the Consent Holder’s operations escaping otherwise than in conformity with this consent:
  - (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
  - (b) Immediately notify the Council by telephone of an escape of contaminant; and
  - (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
  - (d) Report to the Council’s Monitoring Manager in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape.

With regard to telephone notification, during Council opening hours the Council’s assigned monitoring officer for these consents shall be contacted. If that person cannot be spoken to directly, or it is outside of Council opening hours, then the Environmental Emergency Hotline shall be contacted.

**Advice Note:** *The Environmental Emergency Hotline is a 24 hour, 7 day a week, service that is free to call on 0800 0504 639.*

- 8 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of June for any one or more of the following purposes:
- (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
  - (b) To require the adoption of the best practicable option to remove or reduce any adverse effect on the environment.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to minimum standards of water quality in any regional plan that has been made operative since the commencement of the consent; or*
  - (b) *To provide for compliance with any relevant national environmental standards that have been made; or*
  - (c) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*
- 9 These consents shall not lapse until their expiry.

**The Following Conditions Only Apply to the Capital and Maintenance Dredging Authorised by Consents CON201109409(08) and (09)**

- 10 Dredging shall not exceed the depth or area shown on the attached Williams and King plan, entitled "*Proposed final contours*", Sheet No. 2/3, Job no. 20876, File 20876 Topo Sheet 2, Drawn 14-09-11.
- 11 Notwithstanding the generality of Condition 10, the volume of dredged material shall not exceed the following approximate volumes:
- (a) 460 cubic metres for capital dredging works; or
  - (b) 150 cubic metres for maintenance dredging on each occasion undertaken not more frequently than biennially, within the area bounded by the -1 metre bathymetric contour (ie. 1 metre below chart datum) indicated on the plan referred to in Condition 10.
- 12 The Consent Holder shall notify the Council's Monitoring Manager in writing of the date maintenance dredging is intended to commence, at least two weeks beforehand and as soon as the work is completed.

- 13 All dredged spoil shall be fully contained upon being excavated and whilst being transported.
- 14 All dredged spoil shall be disposed of at an authorised disposal site on land.
- 15 In the event of archaeological sites or koiwi being uncovered, activities in the vicinity of the discovery shall cease and the Consent Holder shall contact the New Zealand Historic Places Trust and consult with the Ngati Kuta Hapu. Work shall not recommence in the area of the discovery until the relevant New Zealand Historic Places Trust approval has been obtained.

**Advice Note:** The Historic Places Act 1993 makes it unlawful for any person to destroy, damage or modify the whole or any part of an archaeological site without the prior authority of the New Zealand Historic Places Trust. It is noted that the applicant has obtained authority under the Historic Places Act 1993, in relation to likelihood of encountering archaeological features whilst undertaking proposed works.

- 16 The Consent Holder shall exercise these consents in a manner which ensures that the quality of the receiving waters 50 metres down-stream from the area of the works meets the following standard during dredging operations and other activities authorised by these consents.

Standard	Contact Recreation Standard CB
Natural visual clarity	Not reduced more than 20%.
Turbidity	The turbidity of the water (Nephelometric Turbidity Units (NTU)) shall not be increased by more than 20% of the background visual clarity at the time of measurement.
Total Suspended Solids	The Total Suspended Solids shall not exceed 40g/m <sup>3</sup> above the background measurement.
Natural hue	Not changed more than 10 Munsell units.
Oil/grease film, scum, foam, odour	No conspicuous oil or grease film, scums or foams, floatable or suspended materials, or emissions of objectionable odour.
Concentration of dissolved oxygen	Not reduced below 80% saturation.
Natural temperature	Not changed by more than 3°C.

- 17 No discharge of wastes (eg. sewage, oil) shall occur from any activity carried out by the Consent Holder during the dredging, construction of structures or in their ongoing operation.

**Conditions Relating to the New Berth Pile Authorised by Consent CON201109409(10)**

- 18 The Consent Holder shall maintain the new pile covered by this consent in good order and repair.
- 19 Upon the expiry, cancellation, or lapsing of these consents the Consent Holder shall remove the pile and other materials and refuse associated with this consent from the coastal marine area, and shall restore the pile location to the satisfaction of the Council’s Monitoring Manager.

**EXPIRY DATE: 30 JUNE 2037**

**CON20112933801**

**Non Notified New**

**TOP ENERGY LIMITED, PO BOX 43, KERIKERI 0245**

To place, use and occupy space in the coastal marine area with a directionally drilled duct containing power cables beneath Kaipatiki Creek alongside Puketona Road Bridge (State Highway 11) between approximate location co-ordinates 1696750E 6095020N and 1696970E 6094930N.

Notes: (1) *All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

(2) *The term 'duct' used in this consent shall mean a duct accommodating power cabling.*

Subject to the following conditions:

- 1 This consent applies only to the proposed 22kV underground power cable and its duct identified on Environmental Challenge Ltd plan entitled: "*Receiving Environment*", dated June 2011, attached.
- 2 The Consent Holder shall ensure that the crown of the duct is located no less than 2 metres below seabed level, as indicated on the attached Top Energy Limited drawing entitled "*Surveyed Long Section at Kaipatiki Bridge*", Job No reference 11kV-UGFDR-HAR-2012, Version 1, dated 19.05.11.
- 3 The Consent Holder shall ensure that any fluids used during drilling operations are prevented from escaping to the coastal marine area away from the duct location.

**Advice Note:** *This consent does not authorise the discharge of any contaminants to land or water associated with the directional drilling operation.*

- 4 The Consent Holder shall mark the position of the duct with Standard Submarine Power Cable Marker Beacons as illustrated in Maritime New Zealand System of Buoys and Beacons, one at each end of the submarine section of the power cable. The marker beacons shall accurately show the position of the duct route. The top marks of these marker beacons shall conform to the dimensions and details shown on the diagram attached. The reference number **29338** shall also be displayed on the beacons. The words "Power Cable" shall appear on the Marker Beacon.
- 5 The Consent Holder shall ensure that a copy of this consent is provided to the person(s) who is to carry out the duct installation work, prior to works commencing. A copy of the consent shall be held on site and be available for inspection at all times during the installation period.
- 6 The Consent Holder shall notify the Council's Monitoring Manager in writing of the date that drilling works are intended to commence, at least two weeks beforehand, and as soon as the work is completed.
- 7 The Consent Holder shall request a site meeting between the principal contractor conducting the works and the Council's assigned monitoring officer, no less than two weeks prior to the intended date for works commencing.

**Advice Note:** *Notification of the commencement of works may be made by email to [mailroom@nrc.govt.nz](mailto:mailroom@nrc.govt.nz).*

- 8 The Consent Holder shall, within two weeks of the duct being installed, submit to the Council's Monitoring Manager:
- (a) Certification from a suitably qualified and experienced person that verifies compliance with Conditions 1 to 3; and
  - (b) Final "as built" plans for the duct crossing. For the purpose of this Condition, the Consent Holder shall ensure that the "as built" plans are drawn to scale and provide sufficient detail for the Council to confirm compliance with Conditions 1 and 2.

**Advice Note:** *The position of the duct in both the vertical and horizontal planes is an important feature for future reference.*

- 9 The Consent Holder shall, within two weeks of the duct being installed, notify in writing:

Nautical Information Advisor  
Land Information New Zealand  
PO Box 5501  
Lambton Quay  
Wellington 6145

Maritime Safety Authority  
P O Box 27006  
Marion Square  
Wellington 6141

Far North District Council  
Private Bag 752  
Kaikohe 0440

Northland Regional Council  
Private Bag 9021  
Whangarei Mail Centre  
Whangarei 0148

The Consent Holder shall include with the notification letter, a scale plan of the completed submarine power cable works which shall accurately show the as-built position of the duct.

- 10 The Consent Holder shall maintain the duct so that its structural integrity and public safety is ensured at all times.
- 11 The Consent Holder shall notify Te Runanga o Ngati Rehia of initial topsoil stripping operations at least two weeks prior to the intended work commencement date.
- 12 In the event of archaeological sites or koiwi being uncovered, activities in the vicinity of the discovery shall cease. The Consent Holder shall then contact the New Zealand Historic Places Trust and consult with the relevant local iwi, including Te Runanga o Ngati Rehia. Work shall not recommence in the area of the discovery until the relevant New Zealand Historic Places Trust approval has been obtained.

A copy of the written approval of the New Zealand Historic Places Trust shall be forwarded to the Council's Monitoring Manager prior to recommencing the works in the area of the discovery.

**Advice Note:** *The Historic Places Act 1993 makes it unlawful for any person to destroy, damage or modify the whole or any part of an archaeological site without the prior authority of the New Zealand Historic Places Trust.*

*It is noted that the applicant has obtained authority under the Historic Places Act 1993, in relation to likelihood of encountering archaeological features whilst undertaking proposed works.*

- 13 This consent shall lapse five years after the date of commencement unless, before the consent lapses, the consent has been given effect to.

**Advice Note:** *An application can be made to the Council to extend the period after which the consent lapses pursuant to section 125(1)(b) of the Act. Such an application must be made before the consent lapses. The Council will take into account whether substantial progress or effort has been, and continues to be, made towards giving effect to the consent when considering such an application.*

- 14 The Consent Holder shall, for the purposes of adequately monitoring the consent as required under Section 35 of the Act, on becoming aware of any contaminant associated with the Consent Holder's operations escaping otherwise than in conformity with this consent:

- (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
- (b) Immediately notify the Council by telephone of an escape of contaminant; and
- (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
- (d) Report to the Council in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape.

- 15 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of November to deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage, and the Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

- 16 Prior to the expiry or cancellation of this consent the Consent Holder shall remove all structures and other materials and refuse associated with this consent from the consent area and shall reinstate the consent area to ensure that such is left in as near as possible to the same condition as it was at the time of the commencement of the works, unless an application for replacement consent has been properly made beforehand.

**EXPIRY DATE: 28 FEBRUARY 2046**

**CON20100706701 Non Notified Replacement**

**DOWNER NEW ZEALAND LIMITED, C/O BAY OF ISLANDS PLANNING LTD - JEFF KEMP, PO BOX 795, KERIKERI 0245**

To discharge contaminants into the air from the manufacture of hot mix asphalt and associated processes on Lot 1 DP 43210 Blks IX and XIII Whangarei SD (116 -118 Port Road, Whangarei), at or about location co-ordinates 1721323E 6043704N.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 The Consent Holder shall inform the Council's Monitoring Manager in writing of any proposed alteration to the operation as detailed in the attached Downer EDI Works Ltd drawing entitled "Downer *Whangarei Asphalt Plant Site Plan*", Revision 2, dated 14/09/2011 that may change the type and/or concentration of contaminants in, or the volume of, the discharges authorised by this consent, at least one month prior to undertaking any alteration.

**Advice Note:** *If the proposed alteration may result in adverse effects that are greater than those authorised by this consent, or the change is outside the scope of what was applied for, then either a change to the conditions of this consent under Section 127 of the Resource Management Act, or a new consent would need to be obtained.*

- 2 The Consent Holder's operations shall not give rise to any discharge of contaminants, including dust, which in the opinion of an Enforcement Officer of the Council is noxious, dangerous, offensive or objectionable at or beyond the boundary of the property.
- 3 The stack used to discharge the emissions to air from the asphalt plant shall be at least 17 metres in height above ground level. The stack shall allow for the unimpeded discharge and dispersion of contaminants into the air.
- 4 All equipment used to avoid or mitigate any effect on the environment from the discharge of emissions into the air, including the venturi wet scrubber, shall at all times be maintained in good working condition and be operated within the manufacturer's design parameters to ensure that the discharge of contaminants to air is minimised. A record of all inspections and maintenance shall be kept and forwarded immediately to the Council's Monitoring Manager upon written request by that manager.
- 5 The discharge from the stack shall not be visible, excluding water vapour emissions and for a maximum period of 30 minutes after starting the fuel burning equipment from cold provided that the visual nature of the discharge is reduced as far as practicable.
- 6 The Consent Holder shall record the water pressure and water flow rate into the venturi wet scrubber at least every half an hour when the process is in operation. A copy of each record shall be kept for a period of a year and shall be forwarded immediately to the Council's Monitoring Manager upon written request by that manager.

- 7 The Consent Holder shall monitor and record the temperature in the mixing drum during each batch run at the start of each run. A temperature indicator shall be placed in an appropriate location in the process to give an early indication that fire is likely in the mixing drum. An audible alarm shall be attached to this indicator and the process operators must immediately shutdown procedures if the alarm is activated. The level at which the alarm is activated shall be set at 190<sup>0</sup>C. In the event of fire in the mixing drum, the bitumen feed and the diesel burner shall be shut off until the fire is extinguished. All incidences of alarm activation and fire shall be recorded. A copy of this record shall be forwarded immediately to the Council's Monitoring Manager upon written request by that manager.
- 8 The concentration of total suspended particulates (TSP) from the stack shall not exceed 250 milligrams per cubic metre corrected to 1 atmosphere of pressure, 0 degrees Celsius and a dry gas basis.
- 9 Emissions from the Consent Holder's premises shall not significantly contribute to, nor cause, the monitored ground level concentrations of particulate material less than 10 microns in aerodynamic diameter (PM<sub>10</sub>) at the closest residential dwelling or any other location where persons may be present for a continuous 24 hour period, to exceed 50 micrograms per cubic metre of air expressed as a 24 hour average.
- 10 The Consent Holder shall undertake monitoring to demonstrate compliance with Conditions 8 and/or 9 if requested by the Council's Monitoring Manager. Sampling shall be done in accordance with USEPA method 5, ASTM method D 3685-78/90 or any other method that is approved or directed by the Council's Monitoring Manager. The Consent Holder shall notify the Council's Monitoring Manager at least 24 hours prior to testing being carried out.
- 11 The Consent Holder shall ensure that a stack sampling port is provided that complies with the Australian Standard AS4323.1-1995 "Stationary Source Emissions - Selection of Sampling Positions", or equivalent, for the provision and location of sampling ports, services, platforms and access. In addition, a single phase 230V electrical supply shall be available at the stack sampling port. These requirements are also subject to compliance with all relevant health and safety regulations.
- 12 The Consent Holder shall, for the purposes of adequately monitoring the consent as required under Section 35 of the Act, on becoming aware of any contaminant associated with the Consent Holder's operations escaping otherwise than in conformity with this consent:
  - (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
  - (b) Immediately notify the Council by telephone of an escape of contaminant; and
  - (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
  - (d) Report to the Council's Monitoring Manager in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape.

With regard to telephone notification, during Council opening hours the Council's assigned monitoring officer for these consents shall be contacted. If that person cannot be spoken to directly, or it is outside of Council opening hours, then the Environmental Hotline shall be contacted.

- 13 The Consent Holder shall, for the purposes of adequately monitoring the consent as required under Section 35 of the Act, maintain records of any complaints relating to the discharge of contaminants to air received by the Consent Holder, as detailed below:
- (a) A description of the complaint;
  - (b) The name and address of the complainant;
  - (c) The date and time the complaint is received;
  - (d) The duration of the event that gave rise to the complaint;
  - (e) The location from which the complaint arose;
  - (f) The weather conditions prevailing at that time;
  - (g) Any events in the management and operation of any processes that may have resulted in the increased discharge of contaminants to air; and
  - (h) Any actions taken by the Consent Holder, where possible, to minimise the contaminant emissions.

The Consent Holder shall notify the Council's Monitoring Manager as soon as is practicable of any complaint received. Records of the above shall be sent to the Council's Monitoring Manager upon request by that manager.

- 14 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of May for any one or more of the following purposes:
- (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
  - (b) To require the adoption of the best practicable option to remove or reduce any adverse effect on the environment; or
  - (c) Reviewing the adequacy of the monitoring programme.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to minimum standards of air quality that has been made operative since the commencement of the consent; or*
- (b) *To provide for compliance with any relevant national environmental standards that have been made; or*

- (c) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

**EXPIRY DATE: 31 MAY 2026**

**CON20110209401 Non Notified Replacement**

**ZELA ELIZABETH CHARLTON, 241 NGUNGURU ROAD, RD 3, WHANGAREI 0173**

To take water from a bore on Lot 2 DP 68185 Blk V Whangarei SD (241 Ngunguru Road, Glenbervie), at or about location co-ordinates 1722326E 6051739N, for horticultural irrigation purposes on that property and stock and domestic water supply.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 The rate of taking shall not exceed:
  - (a) 30 cubic metres per day, being any 24 consecutive hours, nor
  - (b) 6,000 cubic metres per year, being 1 July to 30 June.
- 2 The Consent Holder shall keep a record of the volume of water taken in cubic metres, including nil abstractions:
  - (a) Daily between 1 November and 30 April; and
  - (b) Weekly, being every 7 consecutive days, between 1 May and 31 October.

A copy of this record for the period 1 July to 30 June (inclusive) shall be forwarded each year to the Council's Monitoring Manager by the following 31 July. In addition, a copy of this record shall be forwarded immediately to the Council's Monitoring Manager on written request by that Manager. The records shall be in an electronic format that has been agreed to by the Council's Monitoring Manager.

**Advice Note:** *If no water is taken during the period 1 July to 30 June (inclusive) then the Consent Holder is still required to notify the Council's Monitoring Manager in writing of the nil abstraction. Water use record sheets in an electronic format are available from the Regional Council's website at [www.nrc.govt.nz/wur](http://www.nrc.govt.nz/wur).*

- 3 The reticulation system and components shall be maintained in good working order to avoid or minimise leakage and wastage.
- 4 There shall be no runoff via surface and subsurface drainage from areas irrigated under this consent.

- 5 This consent shall not be exercised until 1 June 2012 unless consent 20020209401 has first been surrendered, in which case this consent may exercised from the date of the Council's notice of acceptance of the surrender.

**Advice Note:** *This is a new consent for the same activity authorised by consent 20020209401, which expires on 31 May 2012, so it is in effect a replacement consent. This condition prevents both consents being exercised at the same time between the date of issue of the new consent and the expiry of the existing consent. The new consent may be exercised before the date specified but only after the existing consent has been surrendered.*

- 6 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of May for any one or more of the following purposes:

- (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
- (b) To review the allocation of the resource.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to maximum or minimum levels or flows or rates of use of water in any regional plan that has been made operative since the commencement of the consent; or*
- (b) *To provide for compliance with any relevant national environmental standards that have been made; or*
- (c) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

- 7 This consent shall not lapse until its expiry.

**EXPIRY DATE: 31 MAY 2026**

**CON20110890901 Non Notified Replacement**

**CHRISTOPHER DAVID & JACQUELINE FENNEY, 44 HARDIE ROAD, RD 3, WHANGAREI 0173**

To take water from a bore on Lot 2 DP 105928 Blk V Whangarei SD (44 Hardie Road, Glenbervie), at or about location co-ordinates 1722172E 6051923N, for horticultural irrigation purposes on that property.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 The rate of taking shall not exceed:
  - (a) 12 cubic metres per day, being any 24 consecutive hours, nor
  - (b) 48 cubic metres per week, being any consecutive 7 day period, nor
  - (c) 900 cubic metres per year, being 1 July to 30 June.
- 2 The Consent Holder shall keep a record of the daily volume of water taken in cubic metres, including nil abstractions. A copy of this record for the period 1 July to 30 June (inclusive) shall be forwarded each year to the Council's Monitoring Manager by the following 31 July. In addition, a copy of this record shall be forwarded immediately to the Council's Monitoring Manager on written request by that Manager. The records shall be in an electronic format that has been agreed to by the Council's Monitoring Manager.

**Advice Note:** *If no water is taken during the period 1 July to 30 June (inclusive) then the Consent Holder is still required to notify the Council's Monitoring Manager in writing of the nil abstraction. Water use record sheets in an electronic format are available from the Regional Council's website at [www.nrc.govt.nz/wur](http://www.nrc.govt.nz/wur).*
- 3 The reticulation system and components shall be maintained in good working order to avoid or minimise leakage and wastage.
- 4 There shall be no runoff via surface and subsurface drainage from areas irrigated under this consent.
- 5 This consent shall not be exercised until 1 June 2012 unless consent 20000890901 has first been surrendered, in which case this consent may exercised from the date of the Council's notice of acceptance of the surrender.

**Advice Note:** *This is a new consent for the same activity authorised by consent 20000890901, which expires on 31 May 2012, so it is in effect a replacement consent. This condition prevents both consents being exercised at the same time between the date of issue of the new consent and the expiry of the existing consent. The new consent may be exercised before the date specified but only after the existing consent has been surrendered.*
- 6 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of May for any one or more of the following purposes:
  - (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
  - (b) To review the allocation of the resource.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to maximum or minimum levels or flows or rates of use of water in any regional plan that has been made operative since the commencement of the consent; or*
- (b) *To provide for compliance with any relevant national environmental standards that have been made; or*
- (c) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

**EXPIRY DATE: 31 MAY 2026**

**CON20110485301 Non Notified Replacement**

**CALVIN WAYNE GREEN, PO BOX 7030, WHANGAREI 0140**

To take water from a bore on Lot 2 DP 396488 Blk V Whangarei SD (225 Ngunguru Road, Glenbervie), at or about location co-ordinates 1722245E 6051689N, for horticulture irrigation purposes on that property and the domestic supply of three dwellings

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 The rate of taking shall not exceed:
  - (a) 50 cubic metres per day, being any 24 consecutive hours, nor
  - (b) 10,000 cubic metres per year, being 1 July to 30 June.
- 2 The Consent Holder shall keep a record of the volume of water taken in cubic metres, including nil abstractions:
  - (a) Daily between 1 November and 30 April; and
  - (b) Weekly, being every 7 consecutive days, between 1 May and 31 October.

A copy of this record for the period 1 July to 30 June (inclusive) shall be forwarded each year to the Council's Monitoring Manager by the following 31 July. In addition, a copy of this record shall be forwarded immediately to the Council's Monitoring Manager on written request by that Manager. The records shall be in an electronic format that has been agreed to by the Council's Monitoring Manager.

**Advice Note:** *If no water is taken during the period 1 July to 30 June (inclusive) then the Consent Holder is still required to notify the Council's Monitoring Manager in writing of the nil abstraction. Water use record sheets in an electronic format are available from the Regional Council's website at [www.nrc.govt.nz/wur](http://www.nrc.govt.nz/wur).*

- 3 The reticulation system and components shall be maintained in good working order to avoid or minimise leakage and wastage.
- 4 There shall be no runoff via surface and subsurface drainage from areas irrigated under this consent.
- 5 This consent shall not be exercised until 1 June 2012 unless consent 20020485301 has first been surrendered, in which case this consent may exercised from the date of the Council's notice of acceptance of the surrender.

**Advice Note:** *This is a new consent for the same activity authorised by consent 20020485301, which expires on 31 May 2012, so it is in effect a replacement consent. This condition prevents both consents being exercised at the same time between the date of issue of the new consent and the expiry of the existing consent. The new consent may be exercised before the date specified but only after the existing consent has been surrendered.*

- 6 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of May for any one or more of the following purposes:
  - (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
  - (b) To review the allocation of the resource.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to maximum or minimum levels or flows or rates of use of water in any regional plan that has been made operative since the commencement of the consent; or*
- (b) *To provide for compliance with any relevant national environmental standards that have been made; or*
- (c) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

**EXPIRY DATE: 31 MAY 2026**

**CON20110792614      Non Notified New**

**RIVERSIDE DRIVE MARINA LIMITED, PO BOX 1709, WHANGAREI 0140**

To place and occupy space in the coastal marine area of the Hatea River with a pontoon facility, including two locating piles, adjacent to a jetty, adjacent to Pt Lot 1 DP 59229 Blk IX Whangarei SD, 52 Riverside Drive, Whangarei at or about location co-ordinates 1720545E 6045476N

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 This consent applies only to the facility identified on the attached Northland Regional Council Plan No: 4408.
- 2 The Consent Holder shall mark the pontoon with the number **7926-14** in black lettering on a white background clearly displayed and in such a manner as to be clearly visible from the river.
- 3 The materials of the facility shall be finished in non-reflective natural recessive colours or materials similar to natural colours found in the immediate environment.
- 4 Boat maintenance that is likely to cause contaminants to enter the coastal marine area shall not be carried out on or adjacent to the facility (eg. removal or application of paint or antifouling, or activities involving grease or oil).
- 5 No person shall stay overnight on a vessel while berthed at the facility unless:
  - (a) The vessel is equipped with a sewage treatment system which is specified in Schedule 5 and 7, or is compliant with Schedule 6, of the Resource Management (Marine Pollution) Regulations and which is installed, maintained, and operated in accordance with manufacturer's instructions; or
  - (b) The vessel is equipped with a sewage holding tank that has an effective outlet sealing device installed to prevent sewage discharges, this device remaining activated in the sealed state or position at all times while the vessel is berthed; or
  - (c) The vessel has a portable toilet on board. For the purposes of this condition a portable toilet is defined as a sewage containment device constructed of impermeable materials which is fully self contained and removable and consists of two independently sealed chambers comprising a water holding tank and a sewage holding tank separated by a slide valve.
- 6 The beam of any vessel moored at the facility shall be no wider than 9 metres.
- 7 The Consent Holder shall keep the coastal marine area free of debris resulting from the Consent Holder's activities.
- 8 The Consent Holder shall maintain the facility covered by this consent in good order and repair.

- 9 The Consent Holder shall, for the purposes of adequately monitoring this consent as required under Section 35 of the Act, on becoming aware of any contaminant associated with the Consent Holder's operations escaping otherwise than in conformity with this consent:
- (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
  - (b) Immediately notify the Council by telephone of an escape of contaminant; and
  - (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
  - (d) Report to the Council in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape; and

With regard to telephone notification, during Council opening hours the Council's assigned monitoring officer for this consent shall be contacted. If that person cannot be spoken to directly, or it is outside of Council's opening hours, then the Environmental Emergency Hotline shall be contacted.

**Advice Note:** *The Environmental Emergency Hotline is a 24 hour, 7 day a week, service that is free to call on 0800 0504 639.*

- 10 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of June for any of the following purposes:
- (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
  - (b) To require the adoption of the best practicable option to remove or reduce any adverse effect on the environment

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with any relevant national environmental standards that have been made; or*
  - (b) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*
- 11 Prior to the expiry, cancellation, or lapsing of this consent the Consent Holder shall remove all structures and other materials and refuse associated with this consent from the coastal marine area and shall restore the coastal marine area to its original condition to the satisfaction of the Council, unless an application for replacement consent has been properly made beforehand.

**EXPIRY DATE: 31 JULY 2026**

**CON20112935701 Non Notified New**

**NORTHLAND REGIONAL COUNCIL, LAND/RIVERS SENIOR PROGRAMME MANAGER,  
PRIVATE BAG 9021, WHANGAREI MAIL CENTRE, WHANGAREI 0148**

To undertake the following activities for the purpose of flood alleviation and stream bank stabilisation at Tauranga Bay within the bed of Tauranga Stream and on Lot 10 DP66947, between about location co-ordinates 1671885E 6125999N and 1671981E 6125717N.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

- (01) Coastal Permit:** To extract gravel from the bed of Tauranga Stream to maintain channel capacity.
- (02) Coastal Permit:** To construct a 120 metre long rock and gravel bank structure to provide stream bank protection.

Subject to the following conditions:

- 1 The Consent Holder shall carry out the initial gravel extraction and rock protection works generally in accordance with the attached Northland Regional Council plan entitled: "*Tauranga Bay Gravel Extraction*"; Job No: RIV\_TAURBY\_0911; Dated Sept 11. For the avoidance of doubt no excavation (undercutting) of gravel shall occur below the bed level of the stream bed.
- 2 The Consent Holder shall notify the Northland Regional Council's Monitoring Manager and Whangaroa Maori Trust Board in writing of the date that the consents will be exercised on each occasion at least two weeks beforehand.
- 3 Works on the bed of the stream shall only be carried out during periods of low flows, and up to three hours either side of low tide.
- 4 Gravel extraction activities shall only be undertaken during the months of January and February, except where the prior written approval of the Northland Regional Council's Monitoring Manager is obtained, following consultation with the Department of Conservation.

**Advice Note:** *The purpose of this condition is to avoid adverse effects on inanga movement.*

- 5 All machinery access to and egress from the bed of the Tauranga Stream shall be at existing access points, or shall be undertaken in a manner that avoids damage to stream banks.
- 6 The Consent Holder shall not place vegetation, soil, debris and detritus associated with the exercise of these consents, in a position where it may be washed into the downstream water body. All excavated material shall be removed from the stream channel before the conclusion of each day's activity.

**Advice Note:** *The purpose of this condition is to minimise contamination of surface water*

- 7 The Consent Holder shall ensure that all works are supervised by a suitably experienced person and undertaken in a manner that avoids increasing any instability of the stream banks.
- 8 The Consent Holder shall maintain the works covered by these consents in good order and repair.
- 9 The Consent Holder shall notify the Northland Regional Council's Monitoring Manager in writing as soon as the works are completed.
- 10 Notwithstanding any other conditions of these consents, at any time from 24 hours following the completion of each day's excavation activities, the discharges from work areas shall not cause the following effects to the water quality of the Tauranga Stream at a point 50 metres down-current of the work area, compared to a site 50 metres up-current of the most upstream work area:
  - (a) The production of any conspicuous oil or grease films, scums or foams, floatable or suspended materials, or emissions of objectionable odour;
  - (b) A reduction in visual clarity of more than 20%, as measured using black disc method or a Northland Regional Council approved alternative method;
  - (c) A reduction in natural hue by more than 10 Munsell units.
- 11 Refuelling and servicing of machinery shall not be carried out on the bed of the Tauranga Stream or in such a way that soil or water at any work area is contaminated. Where an accidental spillage to land occurs all contaminated soil shall be collected and removed to a disposal site that is authorised to accept such material. Where an accidental spillage to water occurs, the Consent Holder shall:
  - (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
  - (b) Immediately notify the Northland Regional Council by telephone of an escape of contaminant; and
  - (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
  - (d) Report to the Northland Regional Council's Monitoring Manager in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape.

In regard to telephone notification during the Northland Regional Council's opening hours, the Northland Regional Council's assigned monitoring officer for these consents shall be contacted. If that person cannot be spoken to directly, or it is outside of the Northland Regional Council's opening hours, then the Environmental Emergency Hotline shall be contacted.

**Advice Note:** *The Environmental Hotline is a 24 hour, 7 day a week, service that is free to call on 0800 0504 639.*

- 12 The Northland Regional Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of November for any one or more of the following purposes:
- (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
  - (b) To require the adoption of the best practicable option to remove or reduce any adverse effect on the environment.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Northland Regional Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- *To provide for compliance with rules relating to minimum standards of water quality in any regional plan that has been made operative since the commencement of the consent; or*
- *To provide for compliance with any relevant national environmental standards that have been made; or*
- *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

**EXPIRY DATE: 30 NOVEMBER 2031**

**CON20110625001 Non Notified Replacement**

**CRIS CASOLASCO & HAPPY ELKE CASOLASCO, 68 RARERE TERRACE, KERIKERI 0230**

To carry out the following activities in the Kerikeri River, Bay of Islands at or about location co-ordinates 1688544E 6102587N:

- (01)** To, use and occupy space in the coastal marine area with a pile mooring; and
- (02)** To place, use and occupy space in the coastal marine area with a floating pontoon and walkway

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 These consents apply only to the facility comprising the pile mooring, pontoon and walkway shown on the attached NRC Plan **No. 3339A**.

- 2 The Consent Holder shall mark one of the mooring piles with the number **6250** in black lettering on a white background clearly displayed and in such a manner as to be visible at all times.
- 3 The length of vessel using the mooring shall be no greater than **15** metres. Any increase in the length of vessel to be used at the mooring shall require the written consent of the Regional Harbour Master. The Regional Harbour Master may require that the mooring be upgraded for a longer vessel in accordance with the Council's minimum requirement guidelines.
- 4 The Consent Holder shall notify the Council's Monitoring Manager in writing of the date construction work is intended to commence at least two weeks beforehand, and as soon as the work is completed.
- 5 The Consent Holder shall ensure that a copy of this consent document is provided to the person who is to carry out the construction work. A copy of the consent document shall be held on site, and available for inspection by the public, during construction.
- 6 The Consent Holder shall exercise this consent in a manner which ensures that the quality of the receiving waters, at any point 10 metres from the pontoon and walkway, always meets the following standard as a result of the exercise of these consents:

Standard	Contact Recreation Standard CB
Natural visual clarity	Not reduced more than 20%.
Natural hue	Not changed more than 10 Munsell units.
Oil/grease film, scum, foam, odour	No conspicuous oil or grease film, scums or foams, floatable or suspended materials, or emissions of objectionable odour.
Concentration of dissolved oxygen	Not reduced below 80% saturation.
Faecal Coliforms	Based on not fewer than 5 samples within any 30 day period: Median <150/100ml. 80%ile < 600/100ml.

- 7 The materials of the pontoon and walkway shall be finished in a non-reflective natural, recessive colour similar to natural colours found in the immediate environment.
- 8 Boat maintenance or construction that is likely to cause contaminants to enter the coastal marine area shall not be carried out at or on any of the structures (eg. removal or application of paint or antifouling, activities involving grease or oil, sanding of fiberglass).
- 9 The Consent Holder shall ensure that no person stays overnight on a vessel while berthed at the pile mooring unless:
  - (a) The vessel is equipped with a sewage treatment system which is specified in Schedule 5 and 7, or is compliant with Schedule 6, of the Resource Management (Marine Pollution) Regulations and which is installed, maintained, and operated in accordance with manufacturer's instructions; or
  - (b) The vessel is equipped with a sewage holding tank that has an effective outlet sealing device installed to prevent sewage discharges, this device remaining activated in the sealed state or position at all times while the vessel is berthed; or

- (c) The vessel has a portable toilet on board. For the purposes of this condition a portable toilet is defined as a sewage containment device constructed of impermeable materials which is fully self contained and removable and consists of two independently sealed chambers comprising a water holding tank and a sewage holding tank separated by a slide valve.
- 10 The Consent Holder shall keep the coastal marine area free of debris resulting from the Consent Holder's activities
- 11 The Consent Holder shall maintain the structures covered by these consents in good order and repair.
- 12 The Consent Holder shall, for the purposes of adequately monitoring the consents as required under Section 35 of the Act, on becoming aware of any contaminant associated with the Consent Holder's operations escaping otherwise than in conformity with these consents:
- (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
- (b) Immediately notify the Council's Monitoring Manager by telephone of an escape of contaminant; and
- (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
- (d) Report to the Council's Monitoring Manager in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape.
- 13 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of June for the following purpose:
- (a) To deal with any adverse effects on the environment that may arise from the exercise of these consents and which it is appropriate to deal with at a later stage.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to minimum standards of water quality in any regional plan that has been made operative since the commencement of the consent; or*
- (b) *To provide for compliance with any relevant national environmental standards that have been made; or*
- (c) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

- 14 These consents shall not lapse until their expiry.
- 15 Prior to the expiry, cancellation, or lapsing of these consents the Consent Holder shall remove all structures and other materials and refuse associated with these consents from the consent area and shall restore the consent area to the satisfaction of the Council, unless an application for replacement consents has been properly made beforehand.

**EXPIRY DATE: 30 JUNE 2028**

**CON20110754901 Non Notified Replacement**

**NGAWINI TOKA PURU, PO BOX 72956, PAPA KURA 2244**

To place, use and occupy 3.582 hectares of space in the coastal marine area with structures associated with marine (oyster) farming activities, including the disturbance of the foreshore and seabed and the deposition or discharge of material from marine (oyster) farming activities within an Approved Area in the Kaiwha Creek, Kaipara Harbour at or around location 1713090E 5995295N.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 This consent applies only to the areas identified as “Proposed Lease 7549(A)” and “Proposed Lease 7549(B)” on the Birt and Currie Surveyors Plan entitled “*Site Plan of Oyster Lease 7549, Kaiwha Creek, Kaipara Harbour*” dated July 2004, attached. These areas shall be known as the “Approved Area”.
- 2 The Consent Holder shall ensure that marine farming structures, including notice boards, marker posts and all other equipment, facilities and navigational aids within the Approved Area are situated and secured so as to remain within the boundaries of the Approved Area. The Consent Holder shall maintain these in good order and repair.
- 3 The Consent Holder shall ensure that all non-biodegradable waste requiring disposal shall be collected and disposed of to land at an approved disposal facility, and shall take whatever steps are reasonably necessary to retrieve from the coastal marine area any non-biodegradable material that has escaped from the Approved Area.
- 4 The coastal marine area shall not be used for the storage of marine farming waste or materials.
- 5 The Consent Holder shall, at the request of the Council’s Monitoring Manager, remove accumulated debris, including shell, and other material from the Approved Area.

## Survey Conditions

- 6 The Consent Holder shall, if requested by the Council in writing, provide a Land Information New Zealand (LINZ) certified survey office plan that defines the boundaries of the marine farm. The survey plan, which is to be undertaken by a licensed cadastral surveyor, shall be submitted to LINZ for certification no later than two months from the date of receipt of that request by the Council.

The survey plan shall be made in accordance with the Surveyor General's Rules for Cadastral Survey 2002/2 or any regulations made in substitution thereof. Location co-ordinates are to be in terms of Geodetic Datum 2000, New Zealand Transverse Mercator Projection, and shall be recorded on the plan.

**Advice Note:** *This condition only applies to those marine farms that have not already provided certified survey office plans of the Approved Area.*

## Extent of Occupation

- 7 The right to occupy part of the coastal marine area, as interpreted in Section 2 of the Resource Management Act 1991, shall be limited to the Approved Area. This right is not an exclusive right. Without restricting the Consent Holder from reasonably undertaking the activities authorised by this coastal permit, the Consent Holder shall not undertake the activities in such a way that would effectively exclude the public from the Approved Area for the purposes of public access to and along the coastal marine area.

## Marine Farming Mooring

- 8 The Consent Holder is entitled to locate a swing mooring within the Approved Area. Other than this mooring, the Consent Holder shall not erect, place, moor or keep any ancillary structures without first holding a coastal permit. This includes swing, pile or other mooring structures, which are partially or completely outside the Approved Area.

## Navigational and Safety

- 9 The Consent Holder shall mark the Approved Area with permanent white marker posts, in accordance with Northland Regional Council Plan **3928A** attached. The marker posts shall extend at least two metres above mean high water spring tide level, and shall be maintained to a standard to maintain the navigational purposes of the markers.
- 10 A clear and legible sign shall be fixed to each corner of the Approved Area with the number **7549** shown in black lettering, in such a manner as to be clearly visible at all times from a distance of five metres.
- 11 The Consent Holder shall not allow notice boards, marker posts or any other equipment, facilities and navigational aids in the Approved Area to be, become, or cause, in the opinion of a Council Monitoring Officer, a hazard or potential hazard to the environment or to navigation.

- 12 Should any part of the marine farming structures that are of a size that could constitute a navigation and safety hazard, be lost into the marine environment, the Consent Holder shall immediately inform the Regional Harbourmaster for Northland and Maritime New Zealand of this occurrence. The Consent Holder shall also undertake all necessary steps to find and retrieve the lost structure/s, as promptly as is reasonable in the circumstances.

### **Marine Farm Removal**

- 13 The Consent Holder shall inform the Council should it cease to farm the Approved Area. The structures authorised by this coastal permit shall be removed within one month or as otherwise agreed in writing with the Council of the date of cessation of farming in the Approved Area and the site shall be rehabilitated to the satisfaction of a Council Monitoring Officer.
- 14 Prior to the expiry, cancellation, or lapsing of this coastal permit the Consent Holder shall remove all structures and other materials and refuse associated with this coastal permit from the Approved Area and shall restore the Approved Area to the satisfaction of the Council, unless an application for a replacement coastal permit has been accepted by the Council in accordance with Section 88 of the Resource Management Act beforehand.

**Advice Note:** *The Council may remove structures, debris and/or other material associated with the marine farm where:*

- (a) *the structures, debris and/or other material associated with the marine farm are the subject of an abatement notice (or other similar formal action), and the abatement notice has not been complied with within stipulated timeframes;*
- (b) *After the coastal permit has expired and an application for a coastal permit for the same space has not been received by Council; or*
- (c) *In any other circumstance where the Consent Holder agrees.*

### **Financial Security for Clean-up**

#### **Bond**

- 15 Within six months of the date of commencement of this reviewed condition, the Consent Holder shall enter into and thereafter maintain a bond with the Council. Subject to Conditions 19 and 22 the bond shall be in the amount of:
- (a) \$6.95 per horizontal lineal metre of racks within the area approved by this coastal permit; or alternatively,
  - (b) \$9,000 per developed hectare within the area approved by this coastal permit.

Alternative (a) or (b) shall be the choice of the Consent Holder.

The form of the bond shall be a bank or other surety acceptable to the Council.

If a bond is provided by a bank or other surety, then it will be prepared by the Council's solicitor, and shall be signed and sealed by both parties. All costs associated with the preparation and registration of the bond shall be met by the Consent Holder.

- 15A Notwithstanding Condition 15, the Council's Monitoring Manager may, at any time upon request of the Consent Holder, reduce the amount of the bond specified in Condition 15 if he/she is satisfied that the actual costs of removing structures, debris and/or other material associated with the marine farm will be less than the amounts specified in Condition 15.

**Advice Note:** *Condition 15 specifies the amount of the bond by reference to an industry based average. Condition 15A enables this amount to be reduced if the Consent Holder can demonstrate to the Regional Council that the costs to the Regional Council of removing structures, debris and/or other material associated with that marine farm in the event of abandonment will be less than the amount specified in Condition 15. The information to be supplied by the Consent Holder in order to establish that the costs of cleanup will be less than those contained in Condition 15 would need to comprise, as a minimum:*

- (a) *A detailed description of the particular circumstances relating to that marine farm that justifies a reduction in the amount written; and*
- (b) *Written estimates from reputable independent contractors specifying the likely cost removing structures, debris and/or other material associated with that marine farm.*

*Nothing in this condition affects the ability of the Consent Holder to apply for a change to Condition 15 pursuant to section 127 of the Resource Management Act 1991.*

- 16 If the coastal permit is transferred in part or in whole to another party or person, the transferor Consent Holder shall not be entitled to the release, if sought, of any part of its bond until the transferee Consent Holder has a replacement bond of the same value and which is fully compliant with this coastal permit, in place with the Council.
- 17 The bond, inclusive of any accrued amount, will be released to the Consent Holder upon the expiry of this coastal permit, provided that, prior to the expiry date of this coastal permit, the Consent Holder has removed the marine farm in compliance with the conditions of this coastal permit.
- 18 In the event that the marine farm has not been removed by either the expiry date of the coastal permit or the expiry of the period specified in an earlier abatement notice requiring the removal of the marine farm structures, then, in the absence of any other coastal permit authorising the removal where it is appropriate to release the bond, the bond will be retained by the Council to be utilised for the removal of the structures. In the event of the cost to Council of removal being less than the amount of the bond, the balance shall be released to the Consent Holder.

### **Alternative to Bond**

- 19 The requirement for a bond pursuant to Condition 15 -18 (inclusive) hereof may be waived by the Council if the Consent Holder is able to satisfy the Council, either within six months of the date of commencement of this reviewed condition or at any time during the term of a bond or other surety already established under Condition 15 hereof, that the Consent Holder has secured the risk of marine farm removal costs pursuant to an alternative arrangement on terms acceptable to the Council.

### **Monitoring Conditions**

- 20 The Consent Holder shall provide a report, annually during the month of April, on:
- (a) The degree of development within the Approved Area, including the proportion of the marine farm that is utilised;
  - (b) The number of racks present on the farm; and
  - (c) Whether and the extent to which the horizontal lineal metre of racks within the area approved by this coastal permit is increased or decreased; and
  - (d) Whether and the extent to which the developed hectares within the area approved by this coastal permit is increased or decreased; and
  - (e) All maintenance in relation to any non-compliance of structures or seabed during the past year.
- 21 Where from any cause, contaminant or other material associated with the Consent Holder's operation escapes, otherwise than in conformity with this coastal permit, the Consent Holder shall:
- (a) Immediately take such action, or execute such work as may be necessary, to stop such escapes; and,
  - (b) Immediately notify the Council of the escape of contaminant or material; and,
  - (c) Within 24 hours report to the Council in writing of the manner and cause of the escape, and the steps taken or being taken to effectively control and prevent such escape.
  - (d) Remedy any adverse effect on the environment caused by the escape.

### **Coastal Permit Review**

- 22 The Council may in December 2014 and December 2019, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions of this coastal permit annually during the month of April. The review may be initiated for any one or more of the following purposes:
- (a) To deal with any adverse effects on the environment that may arise from the exercise of the coastal permit and which it is appropriate to deal with at a later stage, or to deal with any such effects following assessment of the results of the monitoring of the coastal permit and/or as a result of the Council's monitoring of the state of the environment in the area;
  - (b) To require the adoption of the best practicable option to remove or reduce any adverse effect on the environment;

- (c) To provide for compliance with rules in any regional plan that has been made operative since the commencement of the coastal permit;
- (d) To review the amount of any bond imposed pursuant to Condition 15 or surety pursuant to Condition 19 hereof when the horizontal lineal metres of racks or the developed hectares (whichever is applicable to the bond assessment of this coastal permit) within the area approved by this coastal permit is increased.

The Consent Holder shall meet all reasonable costs of any such review.

**EXPIRY DATE: 30 NOVEMBER 2036**

**CON20110916001 Non Notified Replacement**

**TAIHOA TRUST, GRAEME MORGAN DONALD & DENISE HELEN DONALD, 18 TAIHOA ROAD, RD 4, WHANGAREI 0174**

To occupy and use space in the coastal marine area of Parua Bay with a boat ramp adjacent to Lot 3 DP 212238 Blk XV Whangarei SD at 18 Taihoa Road, Parua Bay at or about location co-ordinates 1733774E 6039663N.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 This consent applies only to the boat ramp identified on Northland Regional Council Plan No. **3239A** attached.
- 2 The Consent Holder shall mark the boat ramp with number **9160** in black lettering on a white background clearly displayed and in such a manner as to be clearly visible from the sea.
- 3 Boat maintenance that is likely to cause contaminants to enter the coastal marine area shall not be carried out on or adjacent to the boat ramp (eg. removal or application of paint or antifouling, or activities involving grease or oil).
- 4 The Consent Holder shall keep the coastal marine area free of debris resulting from the Consent Holder's activities.
- 5 The Consent Holder shall maintain the boat ramp authorised by this consent in good order and repair.
- 6 The Consent Holder shall, for the purposes of adequately monitoring the consent as required under Section 35 of the Act, on becoming aware of any contaminant associated with the Consent Holder's operations escaping otherwise than in conformity with this consent:
  - (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
  - (b) Immediately notify the Council by telephone of an escape of contaminant; and

- (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
- (d) Report to the Council's Monitoring Manager in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape.

With regard to telephone notification, during Council opening hours the Council's assigned monitoring officer for these consents shall be contacted. If that person cannot be spoken to directly, or it is outside of Council opening hours, then the Environmental Emergency Hotline shall be contacted.

**Advice Note:** *The Environmental Emergency Hotline is a 24 hour, 7 day a week, service that is free to call on 0800 0504 639.*

7 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of March for the following purpose:

- (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with any relevant national environmental standards that have been made; or*
- (b) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

8 Prior to the expiry or cancellation of this consent the Consent Holder shall remove all structures and other materials and refuse associated with this consent from the consent area and shall restore the consent area to the satisfaction of the Council, unless an application for a replacement consent has been properly made beforehand.

**EXPIRY DATE: 30 NOVEMBER 2043**

**CON20110800903 Non Notified New**

**OTUMUTU TRUST, (MARK & KAREN WITHERS) PO BOX 47145, AUCKLAND 1144**

To place, use and occupy space in the coastal marine area of Pickmere Channel with a pontoon facility, comprising a pontoon, a gangway and a cantilevered deck, adjacent to a jetty, 28 Rangitane Loop Road, Kerikeri at or about location co-ordinates 1690858E 6104634N.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 This consent applies only to the pontoon facility identified in the attached Anchorage Pontoons Ltd, drawing No: Q-M-W-001 entitled "Proposed Pontoon", dated 18/10/2011.
- 2 The Consent Holder shall mark the pontoon facility with the number **8009-03** in black lettering on a white background clearly displayed and in such a manner as to be clearly visible from the river.
- 3 The materials of the new pontoon facility shall be finished in non-reflective natural recessive colours or materials similar to natural colours found in the immediate environment.
- 4 The Consent Holder shall notify the Council's Monitoring Manager in writing as soon as installation of the pontoon has been completed.
- 5 Boat maintenance that is likely to cause contaminants to enter the coastal marine area shall not be carried out on or adjacent to the pontoon facility (eg. removal or application of paint or antifouling, or activities involving grease or oil).
- 6 No person shall stay overnight on a vessel while berthed at the pontoon facility unless:
  - (a) The vessel is equipped with a sewage treatment system which is specified in Schedule 5 and 7, or is compliant with Schedule 6, of the Resource Management (Marine Pollution) Regulations and which is installed, maintained, and operated in accordance with manufacturer's instructions; or
  - (b) The vessel is equipped with a sewage holding tank that has an effective outlet sealing device installed to prevent sewage discharges, this device remaining activated in the sealed state or position at all times while the vessel is berthed; or
  - (c) The vessel has a portable toilet on board. For the purposes of this condition a portable toilet is defined as a sewage containment device constructed of impermeable materials which is fully self contained and removable and consists of two independently sealed chambers comprising a water holding tank and a sewage holding tank separated by a slide valve.
- 7 The Consent Holder shall keep the coastal marine area free of debris resulting from the Consent Holder's activities.
- 8 The Consent Holder shall maintain the structures covered by this consent in good order and repair.
- 9 The Consent Holder shall, for the purposes of adequately monitoring this consent as required under Section 35 of the Act, on becoming aware of any contaminant associated with the Consent Holder's operations escaping otherwise than in conformity with this consent:

- (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
- (b) Immediately notify the Council by telephone of an escape of contaminant; and
- (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
- (d) Report to the Council in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape; and

With regard to telephone notification, during Council opening hours the Council's assigned monitoring officer for this consent shall be contacted. If that person cannot be spoken to directly, or it is outside of Council's opening hours, then the Environmental Emergency Hotline shall be contacted.

**Advice Note:** *The Environmental Emergency Hotline is a 24 hour, 7 day a week, service that is free to call on 0800 0504 639.*

- 10 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of October for the following purpose:

- (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with any relevant national environmental standards that have been made; or*
- (b) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

- 11 This consent shall lapse 5 years after the date of commencement unless, before the consent lapses, it has been given effect to.

**Advice Note:** *An application can be made to the Council to extend the period after which the consent lapses pursuant to section 125(1)(b) of the Act. Such an application must be made before the consent lapses. The Council will take into account whether substantial progress or effort has been, and continues to be, made towards giving effect to the consent when considering such an application.*

- 12 Prior to the expiry, cancellation, or lapsing of this consent the Consent Holder shall remove all structures and other materials and refuse associated with this consent from the coastal marine area and shall restore the coastal marine area to its original condition to the satisfaction of the Council, unless an application for replacement consent has been properly made beforehand.

**EXPIRY DATE: 31 OCTOBER 2022**

**CON20111509301 Non Notified Replacement**

**L V & I PEARSON FAMILY TRUST & LARS WALTER PEARSON, NORTHGATE LODGE,  
88 PETER SNELL ROAD, RUAKAKA 0116**

To undertake the following activities within the catchment of Racecourse Lake at 88 Peter Snell Road, Ruakaka on Lots 1 and 2 DP 154366, Lot 1 DP 210980 BLK XI Ruakaka SD at or about location co-ordinates 1731708E 6027855N.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

- (01) Land Use Consent:** To reclaim the bed of an unnamed tributary (drain) of Racecourse Lake.
- (02) Land Use Consent:** To deposit fill within a Riparian Management Zone.
- (03) Discharge Permit:** To discharge stormwater from land disturbance activities to an unnamed tributary of Racecourse Lake.
- (04) Water Permit:** To divert stormwater and floodwaters

Subject to the following conditions:

- 1 The Consent Holder shall at all times maintain the drain free of obstructions and no less than 3 metres wide.
- 2 All fill material immediately adjacent to the drain, except for topsoil, shall comprise cleanfill material.

**Advice Note:** *The purpose of this condition is to minimise the potential for downstream contamination.*

- 3 All bare areas of land created by the exercise of these consents shall be topsoiled and oversown with a suitable vegetative groundcover, to achieve an 80% ground cover within three months following each period of earthworks activity.
- 4 The banks of the drain shall be constructed and maintained in a manner that minimises erosion.
- 5 Any discharge of sediment associated with this activity, at the downstream property boundary at any time from 24 hours after each reclamation event, shall neither cause:
  - (a) Any conspicuous change in colour; nor
  - (b) A reduction in visual clarity by more than 40%.

- 6 Refuelling and servicing of machinery shall not be carried out in such a way that soil or water at the site is contaminated. Where an accidental spillage to land occurs, all contaminated soil shall be collected and removed to a site authorised to accept such material.
- 7 In the event of any archaeological sites or koiwi being uncovered, activities in the vicinity of the discovery shall cease. The Consent Holder shall then notify the Council and the New Zealand Historic Places Trust, and shall not recommence works in the area of the discovery until the relevant Historic Places Trust approvals have been obtained.
- 8 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of May for any one or more of the following purposes:
  - (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
  - (b) To require the adoption of the best practicable option to remove or reduce any adverse effect on the environment.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to minimum standards of water quality in any regional plan that has been made operative since the commencement of the consent; or*
- (b) *To provide for compliance with any relevant national environmental standards that have been made; or*
- (c) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

**EXPIRY DATE: 31 MAY 2017**

**THE FOLLOWING NON-NOTIFIED DECISIONS ON FARM DAIRY EFFLUENT WERE ISSUED DURING THIS TIME:**

<b>Consent No.</b>	<b>Name</b>	<b>Address</b>	<b>Description</b>
20091065801	G W & A M Flood	RD 2 Ruawai	To discharge treated farm dairy wastewater from a dairy shed to a Drainage Board Canal on Section 17 Blk XV Tokatoka SD.
20110959401	G W Hickey & Sons Ltd	RD 3 Kaitaia	To discharge treated farm dairy wastewater from a dairy shed to an unnamed tributary of the Oruru River on Allotment 23 Blk VIII Mangonui SD.
20110958601	Garton Oruru Ltd	RD 3 Kaitaia	To discharge treated farm dairy wastewater from a dairy shed to an unnamed tributary of the Oruru River on Pt Allotment 22 Blks VIII and IX Mangonui SD.
20111278001	Oruaiti Farms Ltd	RD 1 Mangonui	To discharge treated farm dairy wastewater from a dairy shed to an unnamed tributary of the Mangatete River on Pt Section 10 Blk XI Rangaunu SD.
20111729101	Double Two Dairies Ltd	RD 2 Ruawai	To discharge treated farm dairy wastewater from a dairy shed and feed pad to an unnamed tributary of the Drainage Board Canal on Section 50 and 51 Blk XI Tokatoka SD.
20110958401	Phillip Jecentho Farms Ltd	RD 2 Kaitaia	To discharge treated farm dairy wastewater from a dairy shed and feed pad to an unnamed tributary of the Oruru River on Pt Allotment 19 Blk IX Mangonui SD.
20111047701	Mills Twin Valley Farms Ltd	RD 3 Kaitaia	To discharge treated farm dairy wastewater from a dairy shed to an unnamed tributary of the Parapara Stream on Allotment 56 Blk IX Rangaunu SD.

**THE FOLLOWING NON-NOTIFIED DECISIONS ON ON-SITE TREATED DOMESTIC WASTEWATER DISCHARGES WERE ISSUED DURING THIS TIME**

Consent No.	Name	Address	Description
20110980401	A J & L G Duncan	RD 2 Waipu	To discharge secondary treated wastewater to land from a dwelling and sleep out on Lot 4 DP 193993 Blk III Waipu SD.
20112958001	R J Hodgson	30 Paritai Drive Auckland	To discharge secondary treated wastewater to land from a dwelling on Pt Kiripaka 1B3B1 Blk II Whangarei SD, in the catchment of the Ngunguru River.
20111066201	Cherry Dale Family Trust	RD 8 Whangarei	To discharge secondary treated wastewater to land from a dwelling on Lot 2 DP 200025 Blk IV Tangihua SD.
20110980601	M J Dobbs & T L Halvorson	RD 1 Whangarei	To discharge primary treated wastewater to land from a dwelling on Lot 1 DP 20629201 Blk VIII Purua SD.
20112719601	L M Aubrey	39 Parkland Crescent Kamo	To discharge primary treated wastewater to land on Lot 8 DP 57631 Blk XII Whangarei SD, in the catchment of the Pataua River.

**THE FOLLOWING NON-NOTIFIED DECISIONS ON BORES WERE ISSUED DURING THIS TIME**

Consent No.	Name	Address	Description
20112965101	R Wallace	80 Whareora Road Whangarei 0112	To install and maintain a bore on Lot 38 DP 36772, Blk III Whangaruru SD at 209 Oakura Road, Oakura, to access water for domestic requirements on that property.
20112962601	Northland Regional Council	Land/Rivers Senior Programme Manager Private Bag 9021 Whangarei Mail Centre Whangarei 0148	To install and maintain five geotechnical investigation bores for the purpose of piezometer monitoring at Kotoku Street, Whangarei on Legal Road, Lot 36 DP 59265, Pt Lot 1 DP 86583 to access water for requirements on that property.

<b>Consent No.</b>	<b>Name</b>	<b>Address</b>	<b>Description</b>
20112971701	Pouto Topu A Trust	W G K Andrewes 807 Puketona Road RD 3 Kerikeri 0293	To install and maintain a bore on Pouto Topu A Blk IX Hukatere SD, Opuna Road, Pouto to access water for stock requirements on that property.
20112972001	B K & S D Shine	231 Kaimaumau Road RD 1 Awanui 0486	To install and maintain a bore on Section 231 Blk V Opoe SD, 231 Kaimaumau Road, Waiharara, to access water domestic requirements on that property.
20112971901	K J & J M Williams	40B Stanners Road RD 2 Kerikeri 0295	To install and maintain a bore on Lot 16 DP 156354 Blk VI Kerikeri SD – Certificate Of Title: NA93B/886, 40B Stanners Road, Kerikeri to access water for domestic requirements on that property.
20112969701	G J & C M Ferguson	6 Opau Road Oakura 0184	To install and maintain a bore on Lot 1 DP 356444, BLK III, Whangaruru SD, 6 Opau Road, Oakura to access water for domestic requirements on that property.
20112970201	Vaughan Potter Family Trust	49 Perth Street Christchurch 8013	To install and maintain a bore at 9 Motutara Road, Oakura, on Lot 49 DP 356444, to access water for domestic requirements on that property.
20112972101	E A Lindesay	847 Kerikeri Inlet Road RD 3 Kerikeri 0293	To install and maintain a bore at 847 Kerikeri Inlet Road on Lot 1 DP 395466, CT 381425 to access water for domestic requirements on that property.
20112965201	R & L Kelsall	185 Oakura Road RD 4 Hikurangi 0184	To install and maintain a bore on Lot 49 DP 36772 Blk III Whangaruru SD, 185 Oakura Road, Oakura to access water for domestic requirements on that property.

**THE FOLLOWING NON-NOTIFIED DECISIONS ON SWING MOORINGS WERE ISSUED DURING THIS TIME**

Mooring No.	Name	Location	Expiry Date
2368	R J, A E & A C Greenhalgh	Waitata Bay, Russell, BOI	31.10.2025

**THE FOLLOWING NON-NOTIFIED DECISIONS ON SWING MOORINGS IN HIGH PRIORITY CONTROLLED AREAS WERE ISSUED DURING THIS TIME**

Mooring No.	Name	Location	Expiry Date
244	D J M & A N Edmonds	Apple Tree Bay, Kerikeri	30/06/2015

To occupy space in the coastal marine area with a swing mooring, and its use, at XXXX, at or about location co-ordinates XXXXX.

*Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.*

Subject to the following conditions:

- 1 The mooring shall be located as identified on the attached NRC Plan No. **XX**
- 2 The mooring shall be constructed in accordance with Mooring Inspection Certificate No. **XX** issued on XXX attached.
- 3 The mooring shall be marked with a mooring registration tag with the number **XXX**, as supplied by the Council.
- 4 The overall length of vessel using the mooring shall be no greater than **XX** metres.

**Advice Note:** *Before any vessel greater than this length can use this mooring the Consent Holder will need to apply for, and be granted, a change to this condition under Section 127 of the Resource Management Act 1991.*

- 5 Vessels using the mooring shall not be used for permanent accommodation. For the purposes of this condition “permanent accommodation” means the use of the vessel on the mooring as the primary abode of the mooring owner, vessel owner, or person accommodated in the vessel.
- 6 No person may stay overnight on a vessel while moored at this mooring unless:
  - (a) The vessel is equipped with a sewage treatment system which is specified in Schedule 5 and 7, or is compliant with Schedule 6, of the Resource Management (Marine Pollution) Regulations and which is installed, maintained, and operated in accordance with manufacturer’s instructions; or
  - (b) The vessel is equipped with a sewage holding tank that has an effective outlet sealing device installed to prevent sewage discharges, this device remaining activated in the sealed state or position at all times while the vessel is moored; or

- (c) The vessel has a portable toilet on board. For the purposes of this condition a portable toilet is defined as a sewage containment device constructed of impermeable materials which is fully self contained and removable and consists of two independently sealed chambers comprising a water holding tank and a sewage holding tank separated by a slide valve.
- 7 The Consent Holder shall not allow any oil, noxious liquid substance, sewage or garbage to be discharged from the vessel whilst on the mooring unless such discharge is authorised.
- 8 The Consent Holder shall keep the coastal marine area free of debris resulting from the Consent Holder's activities.
- 9 Where, from any cause, contaminant associated with the Consent Holder's operations escapes, the Consent Holder shall:
- (a) Immediately take such action, or execute such work as may be necessary, to stop such escapes;
  - (b) Immediately notify the Council by telephone of an escape of contaminant;
  - (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
  - (d) Report to the Council in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape.
- 10 Upon the expiry, cancellation, or lapsing of this consent, the Consent Holder shall remove the mooring and other materials and refuse associated with this consent from the coastal marine area and shall restore the coastal marine area to its original condition to the satisfaction of the Council unless an application for a replacement consent has been properly made beforehand.
- 11 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of August for the following purpose:
- (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage.

The Consent Holder shall meet all reasonable costs of any such review.

**Advice Note:** *The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:*

- (a) *To provide for compliance with rules relating to minimum standards of water quality in any regional plan that has been made operative since the commencement of the consent; or*
- (b) *To provide for compliance with any relevant national environmental standards that have been made; or*

- (c) *Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

**EXPIRY DATE: 30 JUNE 2015**