

**BEFORE INDEPENDENT HEARING COMMISSIONERS  
APPOINTED BY THE HAMILTON CITY COUNCIL**

**IN THE MATTER** of the Resource Management Act 1991 (**Act**)  
**AND**

**IN THE MATTER** of an application for subdivision and land use  
consent for the Amberfield development  
pursuant to the Act.

**APPLICANT** Weston Lea Limited

**CONSENT AUTHORITY** Hamilton City Council

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**SUPPLEMENTARY EVIDENCE OF BEN MAXWELL INGER  
FOR WESTON LEA LIMITED**

**Dated: 30 April 2019**

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Solicitors on Record

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## **INTRODUCTION**

1. My name is Ben Maxwell Inger. My qualifications and experience are set out in my evidence in chief (**EIC**) dated 12 April 2019.
2. I repeat the confirmation given in my EIC that I have read the Environment Court Code of Conduct for expert witnesses and agree to comply with it.

## **UPDATE ON STATUS OF WRC CONSENT APPLICATIONS**

3. In this statement, I provide an update on the status of the resource consent applications lodged with Waikato Regional Council (**WRC**) for the Amberfield development.
4. WRC granted the following resource consents for the Amberfield development on 30 April 2019:
  - a) Land disturbance – to undertake earthworks in a high risk erosion area associated with the Amberfield residential subdivision (AUTH139498.01.01);
  - b) Discharge – to divert and discharge stormwater to the Waikato River from the Amberfield residential subdivision (AUTH139498.02.01);
  - c) Structure – to construct a bridge over a tributary of the Waikato River associated with the Amberfield residential subdivision (AUTH139498.03.01).
  - d) Bed disturbance – to disturb and fill in stream beds associated with the Amberfield residential subdivision (AUTH139498.04.01);
5. Copies of the resource consent decisions are included in Annexure 1 of my evidence.

**Dated this 30<sup>th</sup> day of April 2019**



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**Ben Maxwell Inger**

**Annexure 1: WRC Resource Consent Decisions**

# RESOURCE CONSENT CERTIFICATE

**Resource Consent:** AUTH139498.01.01

**File Number:** 61 71 28A

*Pursuant to the Resource Management Act 1991, the Regional Council hereby grants consent to:*

Weston Lea Limited  
C/- Deloitte  
24 Anzac Parade  
Hamilton East  
Hamilton 3216

**Consent Type:** Land Use Consent

**Consent Subtype:** Land - disturbance

**Activity authorised:** To undertake earthworks in a high risk erosion area associated with the Amberfield residential subdivision, Peacockes

**Location:** 337 – 461 Peacockes Road, Hamilton

**Map reference:** NZTM 1804308E and 5812494N

**Consent duration:** This consent will commence on the date of decision notification and expire on 15 April 2029.

**Subject to the conditions overleaf:**

## CONDITIONS

### General

1. The activities authorised by this resource consent shall be undertaken in general accordance with the application for these resource consents received by the Waikato Regional Council on 23 May, 2018 and all supporting information including further information responses received during the consent process except where otherwise required in the resource consent conditions below. Where there is any discrepancy between the application documents and the resource consent conditions then the conditions below shall prevail.
2. The consent holder shall appoint a representative(s) prior to commencement of any works authorised by this resource consent, who shall be the Waikato Regional Council's principal contact person in regard to matters relating to this consent. The consent holder shall inform the Waikato Regional Council of the representative's name and how they can be contacted prior to this consent being exercised. Should that person(s) change during the term of this resource consent, the consent holder shall immediately inform the Waikato Regional Council and shall also give written notice to the Waikato Regional Council of the new representatives name and how they can be contacted.
3. The consent holder shall be responsible for all contracted operations relating to the exercise of this resource consent, and shall ensure contractors are made aware of the conditions of this consent and ensure compliance with those conditions.
4. A copy of this resource consent shall be kept onsite at all times that the works authorised by this consent are being undertaken, and shall be produced without unreasonable delay upon request from a servant or agent of the Waikato Regional Council.

### Pre-works Requirements

5. The consent holder shall inform the Waikato Regional Council in writing, at least 10 working days prior to commencement of any works, of the start date of the works authorised by this resource consent.
6. The consent holder shall arrange and conduct a pre-construction site meeting and invite with a minimum of 10 working days notice, the Waikato Regional Council, the site representative nominated under condition 2 of this consent, the contractor, and any other party representing the consent holder prior to any works authorised by this consent commencing on the site.

**Advice Note:** *In the case that any of the invited parties, other than the site representative does not attend this meeting, the consent holder will have complied with this conditions, provided the invitation requirements is met.*

### Winter Works

7. The earthworks/soil disturbance activities authorised by this resource consent shall not be carried out during the winter period 1<sup>st</sup> May to 30<sup>th</sup> September inclusive in any year that this consent is current unless authorised by the Waikato Regional Council as per condition 9.
8. The consent holder shall ensure that the site is appropriately stabilised by 30 April of each year unless otherwise approved in writing by the Waikato Regional Council. Stabilisation shall be undertaken by providing adequate measures (vegetative and/or structural and including, pavement, metalling, hydroseeding, revegetating and mulching) that will minimise erosion of exposed soil to the extent practicable.
9. Requests to undertake earthworks during the period 1<sup>st</sup> May to 30<sup>th</sup> September inclusive shall be submitted in writing to the Waikato Regional Council by 1<sup>st</sup> April, and shall be in the form of amendments to the approved Erosion and Sediment Control Plan.

**Advice Note:** In considering a request for the continuation of winter works, the Waikato Regional Council will consider a number of factors; including:

- the nature of the site and the winter soil disturbance works proposed;
- the quality of the existing/proposed erosion and sediment controls;
- the compliance history of the site/operator;
- seasonal/local soil and weather conditions;
- sensitivity of the receiving environment; and
- any other relevant factor.

#### **Maximum Exposed Area**

10. At all times, soil disturbance activities shall be managed within the site to ensure that the exposed earthworks surfaces do not exceed the following maximum extents unless otherwise agreed with the Waikato Regional Council:
  - a) During the Stage 1/2019-20 summer construction season works -15ha;
  - b) During all other earthworks areas within the site – 10ha.
11. If so requested in writing by the Waikato Regional Council at any time over the duration of the earthworks, the consent holder shall undertake a survey of the extent of exposed surfaces on site to confirm compliance with the maximum exposed area restrictions outlined in condition 10.

#### **Erosion and Sediment Control**

12. At least 20 working days prior to the commencement of earthworks on site, the consent holder shall provide the Waikato Regional Council with a finalised **Erosion and Sediment Control Plan** (E&SCP). The objective of the E&SCP shall be to minimise sediment discharge from the site to the extent practicable over the earthworks period.
13. The E&SCP shall as a minimum be based upon and incorporate those specific principles and practices which are appropriate for the activity authorised by this consent and contained within the Waikato Regional Council document titled "*Erosion and Sediment Control – Guidelines for Soil Disturbing Activities*" (Technical Report No. 2009/02 – dated January 2009), and shall include at least the following;
  - a) Details of all principles, procedures and practices that will be implemented to undertake erosion and sediment control to minimise the potential for sediment discharge from the site;
  - b) The design criteria and dimensions of all key erosion and sediment control structures;
  - c) A site plan of a suitable scale to identify;
    - i) The locations of waterways;
    - ii) The extent of soil disturbance and vegetation removal;
    - iii) Any "no go" and/or buffer areas to be maintained undisturbed adjacent to watercourses;
    - iv) Areas of cut and fill;
    - v) Locations of topsoil stockpiles;
    - vi) All key erosion and sediment control structures;
    - vii) The boundaries and area of catchments contributing to all stormwater impoundment structures;
    - viii) Details of specific measures that will be implemented to maximise the use of infiltration within the works catchment to minimise loading on sediment control devices
    - ix) The locations of all specific points of discharge to the environment; and
    - x) Any other relevant site information.
  - d) Construction timetable for the erosion and sediment control works and the bulk earthworks proposed;

- e) A detailed staging plan and methodology for the works including details of staging of the works within the sediment pond catchment areas and of how the extent of exposed works will be minimised on site;
- f) Timetable and nature of progressive site rehabilitation and re-vegetation proposed;
- g) Maintenance, monitoring and reporting procedures;
- h) Rainfall response and contingency measures including procedures to minimise adverse effects in the event of extreme rainfall events and/or the failure of any key erosion and sediment control structures;
- i) Procedures and timing for review and/or amendment to the E&SCP; and
- j) Identification and contact details of personnel responsible for the operation and maintenance of all key erosion and sediment control structures.

The E&SCP shall be approved in writing by the Waikato Regional Council acting in a technical certification capacity prior to any works authorised by this consent commencing and the consent holder shall undertake all earthworks authorised by this consent in accordance with the approved E&SCP.

- 14. Any changes proposed to the E&SCP shall be confirmed in writing by the consent holder and approved in writing by the Waikato Regional Council acting in a technical certification capacity, prior to the implementation of any changes proposed.
- 15. The consent holder shall ensure that a copy of the approved E&SCP, including any approved amendments, is kept onsite and this copy is updated within 5 working days of any amendments being approved.
- 16. Prior to bulk earthworks commencing on any area, the consent holder shall submit to the Waikato Regional Council a certificate signed by an appropriately qualified and experienced engineer to certify that the erosion and sediment controls have been constructed in accordance with the approved erosion and sediment control plans and in accordance with the document titled "*Erosion and Sediment Control Guidelines for Soil Disturbing Activities January 2009*". Certified controls shall include any sediment retention pond, decanting earth bunds, silt fences and diversion channels/bunds. The certification for these measures shall be supplied within five working days of completion of construction of those measures.

Information supplied if applicable shall include:

- a) Contributing catchment area; and
- b) Retention volume of structure (dead storage and live storage measured to the top of the primary spillway); and
- c) Shape and dimensions of structure; and
- d) Position of inlets/outlets; and
- e) Stabilisation of the structure; and
- f) Compliance with the Waikato Regional Council document titled "*Erosion and Sediment Control Guidelines for Soil Disturbing Activities January 2009*" (Technical Report No. 2009/02); and
- g) Compliance with any relevant conditions of this consent.

**Advice Note:** An example template and the information required for the As Built Certification Statements can be found on the Waikato Regional Council website [www.waikatoregion.govt.nz/earthworks](http://www.waikatoregion.govt.nz/earthworks).

17. The consent holder shall ensure that all sediment laden run-off from the site is treated by sediment retention structures. These structures are to be fully operational before bulk earthworks commence and shall be maintained to perform at least at 80% of their full operational capacity.
18. The consent holder shall ensure that all clean water run-off from stabilised surfaces including catchment areas above and around the site shall be diverted away from the earthworks area via a stabilised diversion system.
19. The consent holder shall ensure that all runoff diversion systems are designed and installed to convey flows from contributing catchment areas in accordance with the following design requirements without overtopping and shall also ensure that these systems incorporate adequate protection against erosion. To this end temporary diversion bunds/channels shall be designed up to the 20% AEP rainfall event plus 300mm of freeboard.
20. The consent holder shall ensure that the site earthworks and associated erosion and sediment control management systems include measures to make use of the sites high permeability soils to maximise infiltration of earthworks runoff and minimise loading of runoff to sediment control devices to the greatest extent practicable throughout the duration of the earthworks activities.
21. The consent holder shall ensure that all erosion and sediment controls are inspected and in good working order prior to, and immediately after rain events. The consent holder shall further ensure that all erosion and sediment controls are maintained such that optimal sediment capture efficiency is achieved at all times.
22. The consent holder shall construct a stabilised construction entrance at the site entrance point and shall manage all traffic leaving the site to prevent the tracking of sediment onto the public road surface.
23. The erosion and sediment controls specified in the Erosion and Sediment Control Plan, shall not be disestablished without the prior written approval of the Waikato Regional Council, acting in a technical certification capacity.

#### **Flocculation**

24. All decanting earth bunds and sediment retention ponds established on site in accordance with the approved E&SCP shall incorporate a suitable rain activated flocculant dosing system unless otherwise approved by the Waikato Regional Council
25. Prior to the commencement of any works authorised through this consent, the consent holder shall provide the Waikato Regional Council with a **Flocculation Management Plan (FMP)**, for the written approval of the Waikato Regional Council. The FMP shall include as a minimum:
  - a) Results of any initial flocculation trial to confirm whether there is any benefit of the addition of chemical flocculants to enhance sediment treatment efficiencies within sediment control devices;
  - b) Specific design details for the flocculation system;
  - c) Monitoring, maintenance (including post-storm) and including a record system;
  - d) Details of optimum dosage (including assumptions);
  - e) A spill contingency plan; and
  - f) Contact details of the persons responsible for the operation and maintenance of the flocculation treatment system and the organisational structure to which this person shall report.

The FMP shall be approved in writing by the Waikato Regional Council acting in a technical certification capacity prior to any works authorised by these consents commencing. Any changes proposed to the approved FMP shall be confirmed in writing by the consent holder and approved in writing by the Waikato Regional Council acting in a technical certification capacity, prior to the implementation of any changes proposed.

### **Monitoring and Maintenance**

26. The consent holder shall ensure that the erosion and sediment controls at the site are inspected a minimum of once per week and within 24 hours of each rainstorm event that is likely to impair the function or performance of the controls.
27. The consent holder shall carry out monitoring and maintenance of erosion and sediment controls in accordance with the conditions of this consent and shall maintain records detailing;
  - a) The date, time and results of the monitoring undertaken; and
  - b) The erosion and sediment controls that required maintenance; and
  - c) The time when the maintenance was undertaken; and
  - d) The type of maintenance carried out.

These records shall be provided to the Waikato Regional Council on request.

### **Sampling**

28. If requested in writing by the Waikato Regional Council the consent holder shall take samples of the discharges from all sediment retention ponds on the site a minimum of once per month and after all rainfall events greater than 20 millimetres in the preceding 24 hours, excepting times when there are no discharges. The consent holder shall take the samples within four hours of becoming aware of a rainfall event greater than 20 millimetres in the preceding 24 hours.

***Advice Note:** The purpose of this condition is to provide an opportunity for pond discharge sampling to be required if either flocculants are being used due to potential overdosing pH/Al issues, or where the discharge from a pond is not acceptable and actions are required (potentially including the use of flocculants) to resolve that situation.*

29. Within one working day of taking any samples required, the consent holder shall have those samples analysed for suspended solids and turbidity and (if flocculants are being used to treat any sediment retention pond) pH, and soluble aluminium. The results of the analysis shall be forwarded to the Waikato Regional Council within 7 days of analysis.
30. The consent holder shall ensure that the soluble aluminium concentration of any discharge from a sediment retention pond flocculated in accordance with a Flocculation Management Plan approved in accordance with condition 25, shall not exceed 0.2 grams per cubic metre.
31. The consent holder shall ensure that the pH of any discharge from a sediment retention pond flocculated in accordance with a Flocculation Management Plan approved in accordance with condition 25, shall not be less than 5.5 or greater than 8.5 pH units.
32. Any sampling required by this resource consent, the frequency of sampling, analyses and reporting may be altered or reduced with the written agreement of the Waikato Regional Council.

### **Dust**

33. All earthworks activities carried out on site shall be conducted and managed in such a manner as to ensure that all dust and particulate emissions are kept to a practical minimum to the extent that there are no dust discharges beyond the boundary of the site that cause an objectionable effect.

34. The consent holder shall ensure that, at all times, the soil moisture of exposed areas is maintained at sufficient levels, under prevailing wind conditions, to prevent dust generated by normal earthmoving operations from remaining airborne beyond the boundary of the work site.
35. The consent holder shall ensure that, outside of normal working hours, staff are available on-call at all times to operate the water application systems for dust suppression in accordance with the Dust management Plan approved through condition 37.
36. If so required by the Waikato Regional Council, the consent holder carry out immediate sealing of any problematic dust generating surfaces within the site using hydro-seed/hydro-mulch, polymer soil stabilisers or a similar dust control product to provide instant remediation of dust effects to the satisfaction of the Waikato Regional Council.
37. The consent holder shall provide the Waikato Regional Council with a detailed **Dust Management Plan (DMP)**, at least 20 working days prior to the commencement of activities authorised by this consent. The objective of the DMP shall be to outline the site management methods to ensure that compliance with conditions 33 to 36 is achieved throughout the earthworks and as a minimum shall address the following items:
  - a) Confirmation of the parties responsible for dust management throughout the works;
  - b) Detailed monitoring methods for weather/soil conditions to ensure that any periods of elevated dust risk are appropriately anticipated and managed;
  - c) Detailed staging plan for each season of earthworks to ensure that exposed surfaces at any one time are minimised in accordance with the requirements of this consent;
  - d) Proposed dust control methods to ensure damp ground conditions can be maintained within the site during high dust risk periods;
  - e) Confirmation of the required water supply volumes for dust control purposes for each stage of works and the provision of an appropriate supply source for the site;
  - f) Methods for managing dust risk outside of standard working hours e.g weekends;
  - g) Contingency methods for controlling any identified dust effects e.g cease works/site stabilisation; and
  - h) Protocols for responding to and addressing any complaints received from neighbours.

The DMP shall be approved in writing by the Waikato Regional Council acting in a technical certification capacity prior to any works authorised by this consent commencing and the consent holder shall undertake all earthworks authorised by this consent in accordance with the approved DMP.

### **Machinery**

38. All earthmoving machinery, pumps and generators shall be operated in a manner which ensures that spillages of fuel, oil and similar contaminants are prevented, particularly during refuelling and machinery servicing and maintenance. Refuelling and lubrication activities shall be carried out away from any surface water such that any spillage can be contained and does not enter any surface water.
39. Prior to entering the site all machinery shall be appropriately cleaned and inspected to minimise any 'containment and/or 'eradication' plant pest species being introduced to the site.

**Advice Note:** For the purposes of this condition, 'containment' and 'eradication' plant pest species are those species that are listed as such in the Waikato Regional Pest Management Strategy 2014-2024, or any subsequent version of that publication that is published after the granting of this resource consent.

### **Stabilisation/Rehabilitation**

40. The site shall be stabilised against erosion as soon as practicable and in a progressive manner as earthworks are finished over various areas of the site. The consent holder shall monitor and

maintain the site until vegetation is established to such an extent that it prevents erosion and prevents sediment from entering any watercourse.

41. The discharge of untreated surface runoff from any area where soil has been disturbed as a result of the exercise of this resource consent shall only occur after consultation and the prior written approval of the Waikato Regional Council acting in a technical certification capacity. In this regard, the main issues that will be considered by the Waikato Regional Council include:
  - a) The quality of the stabilisation and/or covering vegetation;
  - b) The quality of the water discharged from the rehabilitated land; and
  - c) The quality of the receiving water.
42. If so required by the Waikato Regional Council to address any identified areas of adverse erosion and sedimentation effects, the consent holder shall carry out immediate stabilisation of any required area of exposed earthworks surfaces on site using straw mulching, pinned geotextile or similar instant stabilisation techniques to the satisfaction of the Waikato Regional Council.

### **Archaeological/Cultural**

43. Earthworks shall be carried out in accordance with the Archaeological Site Management Plan prepared by W Gumbley Ltd dated 2 July 2018, or any updated Archaeological Site Management Plan which has been approved by Heritage New Zealand Pouhere Taonga. A copy of any updated Archaeological Site Management Plan shall be provided to Waikato Regional Council within 10 working days of its approval by Heritage New Zealand Pouhere Taonga.

**Advice Note:** *The consent holder is reminded of the requirement to undertake all works in accordance with the conditions of the Heritage NZ Archaeological Authority 2019/069 including the requirement that the works implement the 'Amberfield Site Management Plan dated 2 July, 2018 and the 'Amberfield Mitigation and Research Strategy' dated July 2018 throughout all works authorised by this consent.*

### **Review**

44. The Waikato Regional Council may at any time within the first 6 months of this consent being exercised, and every two years thereafter for the duration of these consents, serve notice on the consent holder under section 128(1) of the Resource Management Amendment Act (1991), of its intention to review the conditions of this resource consent for the following purposes:
  - a) Require the consent holder to adopt the best practical option to remove or reduce any adverse effect on the environment, or
  - b) To deal with any other adverse effect on the environment that the exercise of this consent may have an influence, or
  - c) To review monitoring requirements to determine any actual or potential adverse effect on the environment.

**Advice Note:** *Costs associated with any review of the conditions of this resource consent will be recovered from the consent holder in accordance with the provisions of section 36 of the Resource Management Act 1991.*

*In terms of s116 of the Resource Management Act 1991, this consent commences on 30 April, 2019*

### **Advice notes**

- This resource consent does not give any right of access over private or public property. Arrangements for access must be made between the consent holder and the property owner.

- This resource consent is transferable to another owner or occupier of the land concerned, upon application, on the same conditions and for the same use as originally granted (s.134-137 RMA). The transfer of water, including changes of location, may occur as provided for in Chapter 3.4 of the Waikato Regional Plan, subject to the requirements of those rules.
- The consent holder may apply to change the conditions of the resource consent under s.127 RMA.
- The reasonable costs incurred by Waikato Regional Council arising from supervision and monitoring of this/these consents will be charged to the consent holder. This may include but not be limited to routine inspection of the site by Waikato Regional Council officers or agents, liaison with the consent holder, responding to complaints or enquiries relating to the site, and review and assessment of compliance with the conditions of consents.
- Note that pursuant to s332 of the RMA 1991, enforcement officers may at all reasonable times go onto the property that is the subject of this consent, for the purpose of carrying out inspections, surveys, investigations, tests, measurements or taking samples.
- If you intend to replace this consent upon its expiry, please note that an application for a new consent made at least 6 months prior to this consent's expiry gives you the right to continue exercising this consent after it expires in the event that your application is not processed prior to this consent's expiry.

# RESOURCE CONSENT CERTIFICATE

**Resource Consent:** AUTH139498.02.01

**File Number:** 61 71 28A

*Pursuant to the Resource Management Act 1991, the Regional Council  
hereby grants consent to:*

Weston Lea Limited  
C/- Deloittes  
24 Anzac Parade  
Hamilton East  
Hamilton 3216

**Consent Type:** Water permit

**Consent Subtype:** Discharge

**Activity authorised:** To divert and discharge stormwater to the  
Waikato River from the Amberfield residential  
subdivision, Peacockes Road, Hamilton

**Location:** 337 – 461 Peacockes Road, Hamilton

**Map reference:** NZTM 1804308E and 5812494N

**Consent duration:** This consent will commence on the date of  
decision notification and expire on 15 April,  
2054.

**Subject to the conditions overleaf:**

## CONDITIONS

### General

1. The activities authorised by this resource consent shall be undertaken in general accordance with the application for these resource consents received by the Waikato Regional Council on 23 May, 2018 and all supporting information including further information responses received during the consent process except where otherwise required in the resource consent conditions below. Where there is any discrepancy between the application documents and the resource consent conditions then the conditions below shall prevail.
2. The consent holder shall appoint a representative prior to commencement of any works authorised by this resource consent, who shall be the Waikato Regional Council's principal contact person in regard to matters relating to this resource consent. The consent holder shall inform the Waikato Regional Council of the representative's name and how they can be contacted prior to this resource consent being exercised and any time after when this representative changes.
3. The consent holder shall be responsible for all contracted operations related to the exercise of this resource consent, and must ensure contractors are made aware of the conditions of this resource consent and ensure compliance with those conditions.
4. The consent holder shall be responsible for the design, structural integrity and maintenance of the stormwater system including piped reticulation network, bioretention and soakage devices and inlet and outlet structures (excluding stormwater devices on private lots) and shall operate and maintain the stormwater system to avoid and/or mitigate any adverse effects of stormwater discharges to the downstream receiving environment.

### **Advice Notes: On-lot Stormwater Management Measures**

**Advice Note 1:** *In accordance with the application design proposal, this resource consent does not authorise stormwater diversion and discharge activities from private lots generally below the 1 in 10 year ARI storm event.*

**Advice Note 2:** *The consent holder has proposed that these discharges are to be managed at source via on-lot water efficiency measures (soakage or re-use systems) which are to be confirmed as part of the detailed design package as required through condition 6 below and as required through conditions of the Hamilton City Council subdivision consent for the site. This includes a requirement that these on-lot source controls will be mandated via consent notice to be registered against the Computer Freehold Register of all residential lots pursuant to s221 of the RMA 1991.*

**Advice Note 3:** *The consent holder is responsible for ensuring that the approved on-lot source control measures are established and maintained over the duration of this resource consent*

5. The consent holder shall not undertake any changes to the stormwater system which would fundamentally alter the stormwater quality or quantity characteristics of the stormwater discharge activities authorised by this resource consent.

### **Detailed Engineering Design**

6. The consent holder shall retain an appropriately qualified and experienced person to complete the finalised/detailed stormwater design for each stage of development within the site. More specifically, the consent holder shall submit a detailed stormwater design report and plans for each of the development stages which confirms provision of the following stormwater

management functions for the various components of the stormwater management system in accordance with the Waikato Regional Councils Stormwater Management Guideline, 2018:

- a) Stormwater reticulation network including all catchpits, pipelines and overland flowpaths;
- b) Stormwater Bioretention Devices including all raingardens and basin devices;
- c) Stormwater soakage basins/trenches; and
- d) Discharge outlet structures.

The detailed stormwater design report and plan for each development stage shall be to a standard acceptable to the Waikato Regional Council and shall be submitted to the Waikato Regional Council for written approval in a technical certification capacity, prior to construction of the permanent stormwater network within each development stage.

#### **As-builts**

7. The consent holder shall submit final "as built" details and drawings of the public stormwater management system for each development stage including the stormwater reticulation system and the stormwater treatment, soakage and discharge systems associated with the stormwater discharge activities authorised by this resource consent. The "as built" details and drawings shall be submitted to the Waikato Regional Council within 1 month of final completion of construction works associated with the stormwater management devices for each development stage. The as built plans shall be certified by an appropriately qualified engineer as a true record of the completed stormwater management system and that the completed stormwater management system is in accordance with the detailed design plans approved in accordance with condition 6 above.

#### **Erosion Protection**

8. All stormwater discharge outlet structures shall include provision of appropriate outlet erosion protection to prevent any adverse erosion or scouring effects at these discharge points. Design details of these provisions shall be in accordance with the Waikato Stormwater Management Guidelines, 2018.
9. The consent holder shall be held responsible for maintaining the discharge outlet structures from the stormwater network and the site outlet clear of debris and other obstructions.
10. The discharge outlet structures from any part of the stormwater system shall not cause any conspicuous scouring or erosion effects at the point of discharge. In the event that effects do occur they shall be remedied without undue delay.
11. The consent holder shall be responsible for monitoring the discharge outlet structures and any future protection and/or erosion control works or associated maintenance that becomes necessary as a result of the exercise of this consent shall be the responsibility of the consent holder and shall be carried out to the satisfaction of the Waikato Regional Council.

**Advice Note:** *A separate resource consent may be required as a result of the need to undertake installation of or erosion control works for any outlet structure that may be required to satisfy condition 11. Any such consent shall be obtained by the consent holder at their sole expense prior to any works being undertaken.*

#### **Stormwater Quality**

12. The consent holder shall manage the stormwater network to avoid as far as practicable and otherwise minimise, the discharge of any substance that is likely to cause the production of

conspicuous oil, or grease films, scums or foams, or floatable suspended materials in stormwater receiving water bodies after reasonable mixing.

13. The consent holder shall manage the stormwater network to avoid as far as practicable and otherwise minimise, the discharge of suspended solids and any other substances that are likely to cause the following effects in stormwater receiving water bodies after reasonable mixing:
  - a) Conspicuous changes in colour or visual clarity;
  - b) Increases in suspended solids concentrations by more than 10 percent;
  - c) 100 grams per cubic metre suspended solids concentrations or greater.

**Advice Note:** For the purposes of this condition, the suspended solids discharge parameters referenced above shall only apply to the post development stormwater discharges authorised by this resource consent and do not apply to the earthworks activities which are authorised under a separate land disturbance resource consent.

14. The consent holder shall manage the stormwater network to avoid as far as practicable and otherwise minimise, the discharge of hazardous substances in concentrations that are likely to adversely affect aquatic life, or the suitability of water for human consumption after treatment. Where a question arises as to whether the concentration of any particular hazardous substance is causing these effects, it shall be determined through the application of the United States Environmental Protection Agency National Recommended Water Quality Criteria (USEPA, 2009) – Criteria Maximum Concentration, or any other technical publication approved in advance by the Waikato Regional Council in a technical certification capacity.
15. All stormwater treatment devices including bioretention treatment devices and soakage facilities which form part of the stormwater network and are designed to treat contaminated stormwater shall be operated and maintained by the consent holder to provide best practicable stormwater treatment efficiency at all times.

#### **Stormwater Quantity**

16. The consent holder shall manage the stormwater network to avoid as far as practicable and otherwise minimise, the following stormwater quantity effects:
  - a) Adverse scour, erosion and sediment deposition on land, property and within the beds of stormwater receiving water bodies;
  - b) Adverse flooding of land and property;
  - c) Adverse effects on aquatic ecosystems.

**Advice Note:** Stormwater diversion and discharge activities in conjunction with urban land-use, can adversely affect flood potential by either limiting the rate at which stormwater drains from a catchment, or by increasing the rate and volume of discharge to downstream catchments. Whilst such effects are the subject of this consent, it is also recognised that 'levels of service' for flood alleviation in urban catchments are established by territorial authorities through separate statutory procedures and community consultation. The 'levels of service' that are established between the territorial authority and the community are not the subject of this resource consent.

17. As soon as practicable after becoming aware of any of the adverse effects of the nature specified in Condition 16 that are more than minor, the consent holder shall submit a report to the Waikato Regional Council in relation to the adverse effects. As a minimum, the report shall include:
  - a) A description of the adverse effects;
  - b) A description of the cause of the adverse effects;

- c) An explanation of any measures taken to remedy or mitigate the adverse effects, the outcome of those measures, and whether further measures are necessary and reasonably practicable;
- d) If no measures have been taken in accordance with (c), a description of any reasonably practicable measures that could be taken to remedy or mitigate the adverse effects and a recommendation as to whether those measures are necessary.

The consent holder shall liaise with the Waikato Regional Council with a view to determining any reasonably practicable measures which should be taken to remedy or mitigate the adverse effects.

**Advice Note:** *Separate resource consents may be required to undertake remedial or mitigation works. The consent holder is advised to obtain all such consents at its sole expense, prior to any works being undertaken.*

### **Bioretention Device Planting**

18. A detailed **Bioretention Device Planting Management Plan** shall be prepared for the design and implementation of the plantings within the bioretention/raingarden treatment devices which form part of the stormwater management system. This plan shall include but not be limited to:

- a) Device planting details including species to be planted, size of plants, density of planting, sourcing of plants and fertilising;
- b) Ongoing weed and pest control;
- c) Supplementary/replacement planting plans specifications; and
- d) Timing of monitoring maintenance inspections;

The Bioretention Device Planting Management Plan shall be to a standard acceptable to the Waikato Regional Council and shall be submitted to the Waikato Regional Council for written approval in a technical certification capacity, prior to construction of the permanent stormwater network for each development stage.

### **Operation and Maintenance**

19. The Consent Holder shall provide the Waikato Regional Council with a **Stormwater Operation and Maintenance Plan (SOMP)** for the stormwater management systems to be implemented within the site. The objective of the SOMP shall be to outline specific operation and maintenance procedures to be implemented to ensure the long term effectiveness of the stormwater system in achieving the design stormwater management functions as outlined within the application for this consent and in accordance with the Waikato Stormwater Management Guidelines 2018. The SOMP shall be prepared in consultation with the Hamilton City Council Water Assets Team and shall provide for all operational, maintenance, planting and monitoring measures associated with the stormwater discharge activity authorised by this resource consent and may include but not be limited to:

- a) A programme for regular monitoring and inspection of the stormwater management system including details of monitoring and inspection frequency;
- b) A programme for the regular collection and disposal of debris and sediment collected by the stormwater management devices to ensure that storage/soakage are not compromised and that appropriate contaminant removal procedures are established;
- c) A programme for the monitoring of bioretention and soakage device performance including infiltration efficiencies;
- d) A programme for the replacement of bioretention device media as required to maintain treatment efficiencies in accordance with the approved design documents;
- e) Details of management methods to prevent clogging of bioretention/soakage devices during the individual lot development phase within each development stage;

- f) Inspection checklists for all aspects of the stormwater management system including monitoring and maintenance of water quality and vegetation and all inlet/outlet structures;
- g) Details of who will be responsible for the operation and maintenance works;
- h) Details of recording and reporting of operation and maintenance activities to the WRC.

The SOMP shall be submitted to the Waikato Regional Council for approval prior to the commencement of the stormwater discharge activities within the site and shall be implemented on site for the duration of the stormwater diversion and discharge activities.

20. Any changes to the approved SOMP shall be confirmed in writing by the consent holder and approved in writing by the Waikato Regional Council prior to the implementation of any changes proposed.

#### **Review**

21. The Waikato Regional Council may at any time within the first 6 months of this consent being exercised, and every 2 years thereafter for the duration of this consent, serve notice on the consent holder under section 128(1) of the Resource Management Amendment Act (1991), of its intention to review the conditions of this resource consent for the following purposes:
  - a) Require the consent holder to adopt the best practical option to remove or reduce any adverse effect on the environment, or
  - b) To deal with any other adverse effect on the environment that the exercise of this consent may have an influence, or
  - c) To review monitoring requirements to determine any actual or potential adverse effect on the environment.

***Advice Note:** Costs associated with any review of the conditions of this resource consent will be recovered from the consent.*

#### **Administrative**

22. The consent holder shall pay the Waikato Regional Council any administrative charge fixed in accordance with section 36 of the Resource Management Act (1991), or any charge prescribed in accordance with regulations made under section 360 of the Resource Management Act (1991).

*In terms of s116 of the Resource Management Act 1991, this consent commences on 30 April, 2019*

#### **Advice notes**

- This resource consent does not give any right of access over private or public property. Arrangements for access must be made between the consent holder and the property owner.
- This resource consent is transferable to another owner or occupier of the land concerned, upon application, on the same conditions and for the same use as originally granted (s.134-137 RMA). The transfer of water, including changes of location, may occur as provided for in Chapter 3.4 of the Waikato Regional Plan, subject to the requirements of those rules.
- The consent holder may apply to change the conditions of the resource consent under s.127 RMA.
- The reasonable costs incurred by Waikato Regional Council arising from supervision and monitoring of this/these consents will be charged to the consent holder. This may include but not be limited to routine inspection of the site by Waikato Regional Council officers or agents,

liaison with the consent holder, responding to complaints or enquiries relating to the site, and review and assessment of compliance with the conditions of consents.

- Note that pursuant to s332 of the RMA 1991, enforcement officers may at all reasonable times go onto the property that is the subject of this consent, for the purpose of carrying out inspections, surveys, investigations, tests, measurements or taking samples.
- If you intend to replace this consent upon its expiry, please note that an application for a new consent made at least 6 months prior to this consent's expiry gives you the right to continue exercising this consent after it expires in the event that your application is not processed prior to this consent's expiry.

# RESOURCE CONSENT CERTIFICATE

**Resource Consent:** AUTH139498.03.01

**File Number:** 61 71 28A

*Pursuant to the Resource Management Act 1991, the Regional Council  
hereby grants consent to:*

Weston Lea Limited  
C/- Deloittes  
24 Anzac Parade  
Hamilton East  
Hamilton 3216

**Consent Type:** Bed

**Consent Subtype:** Structure

**Activity authorised:** To construct a bridge over a tributary of the  
Waikato River associated with the Amberfield  
residential subdivision, Peacockes

**Location:** 337 – 461 Peacockes Road, Hamilton

**Map reference:** NZTM 1804308E and 5812494N

**Consent duration:** This consent will commence on the date of  
decision notification and expire on 15 April,  
2054.

**Subject to the conditions overleaf:**

## General

1. The activities authorised by this resource consent shall be undertaken in general accordance with the application for these resource consents received by the Waikato Regional Council on 23 May, 2018 and all supporting information including further information responses received during the consent process except where otherwise required in the resource consent conditions below. Where there is any discrepancy between the application documents and the resource consent conditions then the conditions below shall prevail.
2. The consent holder shall appoint a representative(s) prior to commencement of any works authorised by this resource consent, who shall be the Waikato Regional Council's principal contact person in regard to matters relating to this consent. The consent holder shall inform the Waikato Regional Council of the representative's name and how they can be contacted prior to this consent being exercised. Should that person(s) change during the term of this resource consent, the consent holder shall immediately inform the Waikato Regional Council and shall also give written notice to the Waikato Regional Council of the new representatives name and how they can be contacted.
3. The consent holder shall be responsible for all contracted operations relating to the exercise of this resource consent, and shall ensure contractors are made aware of the conditions of this consent and ensure compliance with those conditions.
4. A copy of this resource consent shall be kept onsite at all times that the works authorised by this consent are being undertaken, and shall be produced without unreasonable delay upon request from a servant or agent of the Waikato Regional Council.

## Pre-works Requirements

5. The consent holder shall inform the Waikato Regional Council in writing, at least 10 working days prior to commencement of the bridge construction activities, of the start date of the works authorised by this resource consent.
6. The consent holder shall arrange and conduct a pre-construction site meeting and invite with a minimum of 10 working days notice, the Waikato Regional Council, the site representative nominated under condition 2 of this consent, the contractor, and any other party representing the consent holder prior to any works authorised by this consent commencing on the site.

***Advice Note:** In the case that any of the invited parties, other than the site representative does not attend this meeting, the consent holder will have complied with this conditions, provided the invitation requirements is met.*

## Bridge Design & Construction Management

7. At least 20 working days prior to the commencement of any bridge construction activities on site, the consent holder shall provide the Waikato Regional Council with a finalised **Bridge Design and Construction Management Plan (BD&CMP)** with the key objective of confirming compliance with the conditions of this consent and outlining proposed methods to ensure that adverse water quality effects do not occur over the duration of the proposed streamworks. The SMP shall be prepared in general accordance with the Waikato Regional Council document titled "*Erosion and Sediment Control – Guidelines for Soil Disturbing Activities*" (Technical Report No. 2009/02 – dated January 2009) and the information requirements outlined in condition 13 of consent number 139498.01.01 and shall include but not be limited to:
  - a) The finalised detailed design plans for the proposed bridge structure;

- b) The proposed construction methodology and construction timeframes for the bridge structure;
- c) Details of proposed erosion and sediment control measures to be implemented over the duration of the bridge construction activities;
- d) Details of proposed management measures to prevent the discharge of other construction contaminants, namely concrete, drill slurries and hydrocarbons to the receiving environment;
- e) Methods for stabilisation of all completed construction surfaces within the bridge site; and
- f) Identification and contact details of personnel responsible for the bridge construction activities.

The BD&CMP shall be approved in writing by the Waikato Regional Council acting in a technical certification capacity prior to any works authorised by this consent commencing and the consent holder shall undertake all earthworks authorised by this consent in accordance with the approved BD&CMP.

### **Bridge Design**

- 8. The final bridge design shall be configured to ensure that all parts of the structure are located outside of the stream channel and the 1 in 100 year ARI floodplain extent.

### **Erosion**

- 9. The final bridge design shall be configured to avoid or prevent any adverse erosion effects within the stream channel area surrounding the structure. Any future protection and/or erosion control works or associated maintenance that becomes necessary as a result of the exercise of this consent shall be the responsibility of the consent holder and shall be carried out to the satisfaction of the Waikato Regional Council.

### **Archaeological/Cultural**

- 10. Works authorised by this consent shall be carried out in accordance with the Archaeological Site Management Plan prepared by W Gumbley Ltd dated 2 July 2018, or any updated Archaeological Site Management Plan which has been approved by Heritage New Zealand Pouhere Taonga. A copy of any updated Archaeological Site Management Plan shall be provided to Waikato Regional Council within 10 working days of its approval by Heritage New Zealand Pouhere Taonga.

***Advice Note:** The consent holder is reminded of the requirement to undertake all works in accordance with the conditions of the Heritage NZ Archaeological Authority 2019/069 including the requirement that the works implement the 'Amberfield Site Management Plan dated 2 July, 2018 and the 'Amberfield Mitigation and Research Strategy' dated July 2018 throughout all works authorised by this consent.*

### **Review**

- 11. The Waikato Regional Council may at any time within the first 6 months of this consent being exercised, and every two years thereafter for the duration of this consent, serve notice on the consent holder under section 128(1) of the Resource Management Amendment Act (1991), of its intention to review the conditions of this resource consent for the following purposes:
  - a) Require the consent holder to adopt the best practical option to remove or reduce any adverse effect on the environment, or
  - b) To deal with any other adverse effect on the environment that the exercise of this consent may have an influence, or

- c) To review monitoring requirements to determine any actual or potential adverse effect on the environment.

**Note:** *Costs associated with any review of the conditions of this resource consent will be recovered from the consent holder in accordance with the provisions of section 36 of the Resource Management Act 1991.*

#### **Administrative**

12. The consent holder shall pay to the Waikato Regional Council any administrative charge fixed in accordance with section 36 of the Resource Management Act 1991, or any charge prescribed in accordance with regulations made under section 360 of the Resource Management Act.

In terms of s116 of the Resource Management Act 1991, this consent commences on 30 April, 2019

#### **Advice notes**

- This resource consent does not give any right of access over private or public property. Arrangements for access must be made between the consent holder and the property owner.
- This resource consent is transferable to another owner or occupier of the land concerned, upon application, on the same conditions and for the same use as originally granted (s.134-137 RMA). The transfer of water, including changes of location, may occur as provided for in Chapter 3.4 of the Waikato Regional Plan, subject to the requirements of those rules.
- The consent holder may apply to change the conditions of the resource consent under s.127 RMA.
- The reasonable costs incurred by Waikato Regional Council arising from supervision and monitoring of this/these consents will be charged to the consent holder. This may include but not be limited to routine inspection of the site by Waikato Regional Council officers or agents, liaison with the consent holder, responding to complaints or enquiries relating to the site, and review and assessment of compliance with the conditions of consents.
- Note that pursuant to s332 of the RMA 1991, enforcement officers may at all reasonable times go onto the property that is the subject of this consent, for the purpose of carrying out inspections, surveys, investigations, tests, measurements or taking samples.
- If you intend to replace this consent upon its expiry, please note that an application for a new consent made at least 6 months prior to this consent's expiry gives you the right to continue exercising this consent after it expires in the event that your application is not processed prior to this consent's expiry.

# RESOURCE CONSENT CERTIFICATE

**Resource Consent:** AUTH139498.04.01

**File Number:** 61 71 28A

*Pursuant to the Resource Management Act 1991, the Regional Council  
hereby grants consent to:*

Weston Lea Limited  
C/- Deloitte  
24 Anzac Parade  
Hamilton East  
Hamilton 3216

**Consent Type:** Bed

**Consent Subtype:** Disturbance

**Activity authorised:** To disturb and fill in stream beds associated with the Amberfield residential subdivision, Peacockes

**Location:** 337 – 461 Peacockes Road, Hamilton

**Map reference:** NZTM 1804308E and 5812494N

**Consent duration:** This consent will commence on the date of decision notification and expire on 15 April, 2029.

**Subject to the conditions overleaf:**

## General

1. The activities authorised by this resource consent shall be undertaken in general accordance with the application for these resource consents received by the Waikato Regional Council on 23 May, 2018 and all supporting information including further information responses received during the consent process except where otherwise required in the resource consent conditions below. Where there is any discrepancy between the application documents and the resource consent conditions then the conditions below shall prevail.
2. The consent holder shall appoint a representative(s) prior to commencement of any works authorised by this resource consent, who shall be the Waikato Regional Council's principal contact person in regard to matters relating to this consent. The consent holder shall inform the Waikato Regional Council of the representative's name and how they can be contacted prior to this consent being exercised. Should that person(s) change during the term of this resource consent, the consent holder shall immediately inform the Waikato Regional Council and shall also give written notice to the Waikato Regional Council of the new representatives name and how they can be contacted.
3. The consent holder shall be responsible for all contracted operations relating to the exercise of this resource consent, and shall ensure contractors are made aware of the conditions of this consent and ensure compliance with those conditions.
4. A copy of this resource consent shall be kept onsite at all times that the works authorised by this consent are being undertaken, and shall be produced without unreasonable delay upon request from a servant or agent of the Waikato Regional Council.

## Pre-works Requirements

5. The consent holder shall inform the Waikato Regional Council in writing, at least 10 working days prior to commencement of any streamworks, of the start date of the works authorised by this resource consent.
6. The consent holder shall arrange and conduct a pre-construction site meeting and invite with a minimum of 10 working days notice, the Waikato Regional Council, the site representative nominated under condition 2 of this consent, the contractor, and any other party representing the consent holder prior to any works authorised by this consent commencing on the site.

***Advice Note:** In the case that any of the invited parties, other than the site representative does not attend this meeting, the consent holder will have complied with this conditions, provided the invitation requirements is met.*

## Streamworks Management

7. At least 10 working days prior to the commencement of any streamworks activities on site, the consent holder shall provide the Waikato Regional Council with a finalised **Streamworks Management Plan (SMP)** with the key objective of outlining proposed methods to ensure that adverse water quality effects do not occur over the duration of the proposed streamworks activities. The SMP shall be prepared in accordance with the Waikato Regional Council document titled "*Erosion and Sediment Control – Guidelines for Soil Disturbing Activities*" (Technical Report No. 2009/02 – dated January 2009) and the information requirements outlined in condition 13 of consent number 139498.01.01

The SMP shall be approved in writing by the Waikato Regional Council acting in a technical certification capacity prior to any works authorised by this consent commencing and the consent holder shall undertake all earthworks authorised by this consent in accordance with the approved SMP.

## Fish Management

8. The consent holder shall prepare a **Fish Management Plan** which outlines proposed methods for capture and transfer of any fish from any areas of flowing or standing water, prior to and during the stream channel disturbance activities.

The Fish Management Plan shall be submitted to the Waikato Regional Council for approval at least 10 working days prior to the commencement of the activities authorised by this consent and shall be implemented prior to and during the streamworks activities.

#### **Erosion**

9. Any future protection and/or erosion control works or associated maintenance that becomes necessary as a result of the exercise of this consent shall be the responsibility of the consent holder and shall be carried out to the satisfaction of the Waikato Regional Council.

#### **Aquatic Habitat Enhancement Plan**

10. An **Aquatic Habitat Enhancement Plan (AHEP)** shall be prepared for the design and implementation of the aquatic habitat enhancement measures including physical channel enhancement works and gully/riparian plantings as outlined in the document titled 'Freshwater Ecological Impact Assessment' prepared by Boffa Miskell Limited dated 16 May, 2018, the revised Open Space Framework prepared by Boffa Miskell Limited dated 28 February, 2019 and as outlined on the following drawings:

- Gully and Esplanade Reserve Vegetation Strategy, Drawing number A17134\_054, Boffa Miskell, February, 2019;
- Cross Sections, Drawing numbers AA7134\_061 to 063, Boffa Miskell, February, 2019; and
- Gully and Esplanade Reserve Vegetation Palette, Drawing numbers A17134\_064 and 065, Boffa Miskell, February, 2019;

The AHEP plan shall include details for the proposed enhancement works to be undertaken as a minimum for a length of 543m of intermittent stream habitat and 154m of permanent stream habitat within the main site gully watercourse and shall include but not be limited to:

- a) Detailed design plans and methodologies for physical stream channel enhancement works including:
  - i) Removal or replacement of any existing stream channel structures to provide for fish passage throughout the gully watercourse;
  - ii) Creation of areas of enhanced stream channel habitat diversity through design/implementation of measures such as pools/riffles/runs, lateral ponding/wetland areas and the addition of woody debris.
- b) Detailed planting management plans including:
  - i) Site planting plans including species to be planted, size of plants, and where they are to be planted, density of planting, sourcing of plants and fertilising;
  - ii) Site preparation for planting including weed and pest control;
  - iii) Timeline for planting;
  - iv) Ongoing weed and pest control;
  - v) Supplementary/replacement planting plans specifications; and
  - vi) Timing of monitoring maintenance inspections; and
  - vii) Methods to ensure that the plantings are protected and maintained in perpetuity.

The AHEP shall be submitted to the Waikato Regional Council for approval at least one month prior to the commencement of any works within the identified permanently flowing tributary stream channel section and shall be implemented on site within the first planting season following

completion of the works within the permanently flowing tributary stream unless otherwise agreed with the Waikato Regional Council.

### **Archaeological/Cultural**

11. Works authorised by this consent shall be carried out in accordance with the Archaeological Site Management Plan prepared by W Gumbley Ltd dated 2 July 2018, or any updated Archaeological Site Management Plan which has been approved by Heritage New Zealand Pouhere Taonga. A copy of any updated Archaeological Site Management Plan shall be provided to Waikato Regional Council within 10 working days of its approval by Heritage New Zealand Pouhere Taonga

**Advice Note:** *The consent holder is reminded of the requirement to undertake all works in accordance with the conditions of the Heritage NZ Archaeological Authority 2019/069 including the requirement that the works implement the 'Amberfield Site Management Plan dated 2 July, 2018 and the 'Amberfield Mitigation and Research Strategy' dated July 2018 throughout all works authorised by this consent.*

### **Review**

12. The Waikato Regional Council may at any time within the first 6 months of this consent being exercised, and every two years thereafter for the duration of this consent, serve notice on the consent holder under section 128(1) of the Resource Management Amendment Act (1991), of its intention to review the conditions of this resource consent for the following purposes:
  - d) Require the consent holder to adopt the best practical option to remove or reduce any adverse effect on the environment, or
  - e) To deal with any other adverse effect on the environment that the exercise of this consent may have an influence, or
  - f) To review monitoring requirements to determine any actual or potential adverse effect on the environment.

**Advice Note:** *Costs associated with any review of the conditions of this resource consent will be recovered from the consent holder in accordance with the provisions of section 36 of the Resource Management Act 1991.*

### **Administrative**

13. The consent holder shall pay to the Waikato Regional Council any administrative charge fixed in accordance with section 36 of the Resource Management Act 1991, or any charge prescribed in accordance with regulations made under section 360 of the Resource Management Act.

*In terms of s116 of the Resource Management Act 1991, this consent commences on 30 April, 2019*

### **Advice notes**

- This resource consent does not give any right of access over private or public property. Arrangements for access must be made between the consent holder and the property owner.
- This resource consent is transferable to another owner or occupier of the land concerned, upon application, on the same conditions and for the same use as originally granted (s.134-137 RMA). The transfer of water, including changes of location, may occur as provided for in Chapter 3.4 of the Waikato Regional Plan, subject to the requirements of those rules.
- The consent holder may apply to change the conditions of the resource consent under s.127 RMA.
- The reasonable costs incurred by Waikato Regional Council arising from supervision and monitoring of this/these consents will be charged to the consent holder. This may include but not be limited to routine inspection of the site by Waikato Regional Council officers or agents, liaison with the consent holder, responding to complaints or enquiries relating to the site, and review and assessment of compliance with the conditions of consents.

- Note that pursuant to s332 of the RMA 1991, enforcement officers may at all reasonable times go onto the property that is the subject of this consent, for the purpose of carrying out inspections, surveys, investigations, tests, measurements or taking samples.
- If you intend to replace this consent upon its expiry, please note that an application for a new consent made at least 6 months prior to this consent's expiry gives you the right to continue exercising this consent after it expires in the event that your application is not processed prior to this consent's expiry.