

## Proposed Schedule of Fees and Charges

### Scale of Charges

The following scale of charges is to be applied where indicated to activities included in this Schedule of Fees and Charges.

<b>Charge</b>	<b>CURRENT</b> To 30 June 2023	<b>PROPOSED</b> From 1 July 2023
Staff time per hour:		
- Management	\$205	\$215
- Team Leader/Principal	\$185	\$195
- Senior Technical	\$165	\$175
- Technical	\$145	\$150
- Field staff	\$145	\$150
- Administration	\$110	\$115
- Specialist Expert Services. For example: Science, Hazards or Engineering time.	\$175	\$175
Disbursements	Actual	Actual
Additional Site Notice	Actual	Actual
Advertisements	Actual	Actual
Vehicle use per kilometre	\$0.70	As per IRD Published Rates
Harbourmaster vessel per hour	\$375	\$395
Travel and accommodation	Actual	Actual
Testing charges	Actual	Actual
Consultants	Actual	Actual
Commissioners	Actual	Actual
Councillor Hearing fees per hour:		
- Chairperson	\$100	\$100
- Member	\$80	\$80
- Expenses	Actual	Actual

### Resource Management Act – Section 36 Charges

Set out below are details of the amounts payable for those activities to be funded by fees and charges, as authorised by Section 36(1) of the Resource Management Act 1991.

## Resource Consent Application Fees

Note that the fees shown below are a deposit to be paid on lodgement of a consent application and applications for exemptions in respect of water measuring devices. The deposit will not usually cover the full cost of processing the application, and further actual and reasonable costs are incurred at the rate shown in the scale of charges. GST is included in all fees and charges. Costs for applications are typically invoiced at the end of process.

### **Pre-Application Work**

We offer a pre-application service to help customers. The first 30 minutes of pre-application advice or review of application documents is free of charge. We will always advise before we start charging for application advice. For larger pre-application projects we may invoice before, during, and after the process is complete. Fees payable for pre-application work carried out before a consent application is lodged with Council will be incurred at the rates shown in the scale of charges.

<b>Deposits</b>		<b>Current</b>	<b>Proposed</b>
<b>Publicly Notified Applications Deposits:<sup>3</sup></b>	First application	\$15,000	\$15,000
<b>Non-Notified Applications and Limited Notification Applications Deposits:<sup>3</sup></b>	First application	\$1,750	\$1,750
	Multiple Applications	\$2,300	\$2,300
<b>Other Application Types</b>			
	Variation to Conditions – s127	\$1,750	\$1,750
	Administrative Variation – s127	\$1,750	\$1,750
	Multiple Bores	\$1,500	\$1,500
	Deemed Permitted Activity	\$1,750	\$1,750
<b>Fixed Fees</b>			
Single Bore		\$750	\$1,365
Exemption under regulation 7A of the Water Metering Regulations		\$150	\$150
Exemption under regulations 9 or 10 of the Water Metering Regulations		\$450	\$450
Intensive Winter Grazing Consent		NEW	\$1,600
<b>Hearings</b>		Per Note 2 below	Per Note 2 below
	Payment for Commissioner request – s100A	Per Note 4 below	Per Note 4 below
<b>Objections</b>	Payment for Commissioner request – s357AB	Per Note 4 below	Per Note 4 below
<b>Transfer of Consent Holder and Certificates Deposits:</b>			
	Transfer of permits and consents	\$200	\$200
	Priority Table	\$200	\$200
	Certificate of Compliance	\$1,750	\$1,750
	All Other Costs	As per Scale of Charges	As per Scale of Charges

**Notes:**

1. For additional permits in respect of the same site, activity, applicant, time of application, and closely related effect as the first application.
2. The deposit payable shall be 90% of the cost of a hearing as calculated by Council in accordance with information contained in the application file and using the scale of charges. The amount payable will be due at least 10 working days before the commencement of the hearing. If the amount is not paid by the due date, then the Council reserves the right under S36(7) of the Resource Management Act to stop processing the application. This may include cancellation of the hearing.
  - i. Should a hearing be cancelled or postponed due to the non-payment of the charge, the applicant will be invoiced for any costs that arise from that cancellation or postponement.
  - ii. Following completion of the hearing process, any shortfall in the recovery of hearing costs will be invoiced, or any over recovery will be refunded to the applicant
3. Where actual and reasonable costs are less than the deposit paid, a refund will be given.
4. Where an applicant requests under s100A (for a consent hearing) or under s357AB (for the hearing of an objection) an independent commissioner(s); the applicant will be required to pay any increase in cost of having the commissioner(s).

***Use of Consultants for resource consents***

If ORC uses an external consultant for the processing of a consent, or to provide technical input into the application then the full actual and reasonable costs of the consultant is charged to the applicant. This may include instances where the applicant makes a request for urgency, the application involves complex and/or technical matters or a peer review is necessary. ORC will also charge the applicant for time spent managing the consultant. ORC will advise the applicant before engaging a consultant.

If ORC uses a consultant to commission a report under section 92(2) of the RMA, the full cost of the consultant is charged to the applicant.

***Review of Consent Conditions***

Following the granting of a consent, a subsequent review of consent conditions may be carried out at either the request of the consent holder, or as authorised under Section 128, as a requirement of Council. Costs incurred in undertaking reviews requested by the consent holder will be payable by the consent holder at the rates shown in the Scale of Charges above.

Reviews initiated by Council will not be charged to consent holders.

## Compliance Monitoring

### *Performance Monitoring*

The following charges will apply to the review of performance monitoring reports for all consent holders, except those listed in 'Fees for Specific Consent Holders' section below. The charges shown are annual fixed fees per performance monitoring report or plan, and are inclusive of GST.

<b>Resource Consent Monitoring and Annual Administration Charges</b>		<b>PROPOSED</b>
One off compliance administration fee to be charged on all new applications. Covers the cost of compliance monitoring systems.	\$150	\$150
Ongoing compliance administration fee to be charged on consents with Performance Monitoring requirements.	\$50	\$50
Late performance monitoring fee to be charged as required.	\$150	\$150
<b>Annual Consent Compliance Monitoring Charges</b>		
Compliance monitoring charge for each other item due during the financial year (unless covered by one of the fees below) examples include management plans, provision of photos, bore logs, notifications, record of complaints, annual reports.	\$70	\$70
Annual charge for the receipt and processing of telemetered water take data/information (including verifications returns)	\$175	\$175
Each additional telemetered water measuring device	\$50	\$50
Annual charge for the receipt and processing of manual and data logger water take data/information (including verification returns), excludes those who hold a WEX for the installation of telemetry.	\$225	\$225
Each additional non telemetered water measuring device	\$100	\$100
Annual charge for the receipt and processing of all returns relating to small/simple discharge consents.	\$75	\$75
Annual charge for the receipt and processing of all returns relating to medium/moderately complex discharge consents.	\$300	\$300
Annual charge for the receipt and processing of all returns relating to large/complex discharge consents.	\$900	\$900
Annual charge for the receipt and processing of all returns relating to simple/small earthworks consents.	NEW	\$300
Annual charge for the receipt and processing of all returns relating to standard/medium earthworks consents.	NEW	\$1,000

Annual charge for the receipt and processing of all returns relating to complex/large earthworks consents. Very large developments may be set up as major clients.	NEW	\$2,000
Inspection reports for small dams	\$145	\$145
Inspection reports for large dams	\$280	\$280
Structural integrity report	\$100	\$100
<b>Low flow monitoring charges</b>		
Kakanui at McCones	\$350	\$350
Unnamed Stream at Gemmels	\$1,550	\$1,550

### ***Fees for Specific Consent Holders***

Performance monitoring will be charged as 75% of actual costs where applying the fixed charges listed above do not represent a fair and reasonable charge. This includes major consent holders who hold a large number of individual consents and/or consents which contain complex monitoring requirements. It also includes consents where data or information is consistently submitted in a way which generates significant extra costs for Council.

Additional charges may be incurred for new consents granted during the year.

## **Resource consent monitoring**

### ***Resource consent audits***

Monitoring compliance with consents and audit of resource consents will be charged at the actual and reasonable cost incurred using the Scale of Charges. This includes, but is not limited to:

- Staff time to carry out an inspection (if required), audit any monitoring information provided by consent holders, follow up any non-compliance and report back to consent holders (if required).
- Any disbursements related to the monitoring, including sampling and testing costs and any specialist or technical advice needed

### ***Resource consent non-compliance***

Where non-compliance with resource consent conditions is identified, all follow-up work and enforcement action related to the consent non-compliance will be charged at the Scale of Charges.

This includes, but is not limited to:

- Staff time to consider the non-compliance, prepare reports and correspondence, and any disbursements (eg sampling services, technical advice) related to consent non-compliance.
- Costs for generating and issuing enforcement notices.
- Inspections to determine compliance with an enforcement order or abatement notice to confirm that the required action has been taken and full compliance with the notice is achieved.
- Reactive site visits as a result of an incident notification (eg a complaint about water pollution or odour discharge), the consent holder is only charged if the consent is breached and non-compliance is observed
- Costs for external consultants/contractors (actual charges)

## **Other Compliance Activities**

The following activities will be charged at the actual and reasonable cost incurred, using the Scale of Charges:

- Performance and compliance monitoring of permitted activities under a National Environmental Standard, including but not limited to Freshwater, Plantation Forestry and Storing Tyres Outdoors.
- Monitoring compliance of farm operators with freshwater farm plan regulations and receiving notifications and audit reports of freshwater farm plans
- Monitoring Compliance Certificates

## **Non-Compliance, Incidents and Complaints**

### ***Pollution incidents and non-compliance with permitted activity rules***

Where non-compliance with the RMA or permitted activity rules in Regional Plans or National Environment Standards is identified, the actual and reasonable costs and expenses incurred may be charged at the Scale of Charges. This includes, but is not limited to:

- Dealing with initial response to the pollution incident such as initial enquiries and site visit.
- Enforcement work including staff time for investigating, monitoring and reporting and any disbursements (eg , sampling services and technical advice) related to the non-compliance.
- Costs of any actions required to avoid, remedy, or mitigate the adverse environmental effect, including the remediation and clean-up

## Gravel Inspection and Management

Gravel extraction fee – \$0.66 per cubic metre (incl. GST). Where more than 10,000 cubic metres of gravel is extracted within a prior notified continuous two-month period, the actual inspection and management costs will be charged, as approved by the General Manager Corporate Services and CFO.

## Resource Monitoring

Water or air monitoring work carried out for external parties – Scale of Charges.

## Private Plan Changes

Work carried out on privately initiated plan changes – Scale of Charges.

## **Building Act 2004 – Section 243 Charges [NEW PROPOSED SECTION]**

### **Dam Safety and Building Control**

The following table of charges and deposits will apply to the Dam Safety and Building Control activity.

<b>Activity</b>	<b>Description</b>	<b>Deposit</b>	<b>2023/24 Fees</b>
Issue of Certification of Acceptance (CoA)	Receive, process and grant or refuse applications for CoA	\$2,000	Scale of Charges plus MBIE/BRANZ levies where applicable*
Project Information Memorandum (PIM) for a Dam	Receive, process and issue PIM applications	-	Scale of Charges
Dam Safety	Dangerous dams, earthquake - prone dams, and flood-prone dams – inspections and enforcement	-	Scale of Charges
	Consider and approve (or refuse) dam classifications	-	Scale of Charges
	Approve or refuse dam safety assurance programmes	-	Scale of Charges
	Receive annual dam safety assurance programme compliance certificates	-	Scale of Charges
Notices to Fix (NTF)	Issue of NTF	-	Scale of Charges
	Inspection(s) of building work under NTF	-	Scale of Charges
Any other activity under the Building Act		-	Scale of Charges

\*Ministry of Business, Innovation and Employment (MBIE) and Building Research Association of New Zealand (BRANZ) levies apply to COA applications where the estimated value of building work is greater than \$20,000. The Otago Regional Council is required to collect these levies from the applicant on behalf of MBIE and BRANZ. The levies quoted are as required by regulation and may change in accordance with amendments made to regulations.



## **Biosecurity Act – Section 135 Charges**

### **Pest Management Strategy Implementation**

Work carried out resulting from inaction of landowners not complying with Council's Pest Management Strategy for Otago. The 'Scale of Charges' applies.

Review of Rabbit Control Programmes from non-compliant farms, and work associated with ensuring implementation of those programmes – Scale of Charges.

## **Local Government Act – Section 150 Charges**

### **Transport Licensing Exempt Services**

Apply to register or vary an existing registration - Scale of Charges; deposit payable of \$575.

### **Bylaw Application Processing**

Processing bylaw applications with the 'Scale of Charges' applying and deposit payable of \$300.

## **Local Government Official Information and Meetings Act – Section 13 and Resource Management Act Section 36(1)**

### **Information Requests**

Information requests that require more than half an hour to respond to, and multiple copies of Council reports. The 'Scale of Charges' applies.

## **Local Government (Rating) Act 2002 – Section 88 Charges**

### **Postponement**

A postponement fee to cover administration and financial costs may be charged on postponed rates – scale of charges.