

15

Information Requirements



15.1 Introduction

The Act requires that applications for a resource consent be made in accordance with Section 88 of the Act. The Act further requires that where an assessment of the effects of the proposed activity is required, that that assessment be prepared in accordance with the Fourth Schedule of the Act.

In general, applications for resource consent for activities within Otago's coastal marine area will be required to demonstrate that:

- (a) The effects of the proposed activity comply with the relevant objectives, policies and rules of this Regional Coastal Plan; and
- (b) Information has been included, in accordance with the Fourth Schedule of the Act, to enable the consent authority to make an assessment of the effects of the proposed activity; and
- (c) Where practicable, consultation has occurred with parties likely to be affected by the proposed activity.

Without limiting the requirements of Section 88 of the Act, or of the Fourth Schedule to that Act, any application for the following activities will be required to supply information as specified in this chapter of the Regional Coastal Plan:

- (a) Any activity which this Regional Coastal Plan specifies as being a discretionary activity, a restricted discretionary activity, or a controlled activity; and
- (b) An activity that would otherwise not comply with this Regional Coastal Plan (a non-complying activity).

Pursuant to Section 88(2) of the Act, no application shall be made for an activity that a plan specifies as a prohibited activity or for any activity described as a prohibited activity by a proposed plan once the time for making or lodging submissions or appeals against the proposed rule has expired and:

- (a) No such appeals or submissions have been lodged; or
- (b) All such submissions or appeals have been withdrawn or dismissed.

Applications for resource consents shall be made on the prescribed forms available from the Otago Regional Council. The size of the assessment of the effects of the proposed activity on the environment should be in context with the size of the proposed activity.

15.2 General information required

The following information must be supplied with all resource consent applications:

1. The name of the applicant, and the name of the owner or occupier if different.
2. The address of the applicant, owner or occupier.
3. A description of the proposed activity and its purpose.
4. The location of the proposed activity together with a site plan, legal description, construction plan (if applicable), and relevant map references.

5. An identification of whether the proposed location is:
 - (a) Within a coastal protection area, coastal recreation area, coastal development area or coastal harbourside area, as specified in Schedule 2 of this Plan; or
 - (b) Within or adjacent to any area identified as having outstanding natural features and landscapes, as specified in Schedule 3.2 of this Plan; or
 - (c) Adjacent to any area identified as having marine mammal or bird conservation values as specified in Schedule 3.1 of this Plan; or
 - (d) Within or adjacent to any area that is managed under the Conservation Act 1987 or is administered by the Department of Conservation as shown in Schedule 6 of this Plan; or
 - (e) Within or adjacent to any area that has been proposed for protection by the Department of Conservation.
6. The size of the area required by the proposed activity, in hectares or square metres.
7. The expected construction period (if applicable).
8. The intended duration of the proposed activity.
9. A description of possible alternative locations or methods and the reasons for making the proposed choice.
10. An assessment of the effects of the proposed activity on the environment including an assessment of the effects on:
 - (a) The foreshore and seabed; and
 - (b) The movement of water and sediment; and
 - (c) Water quality; and
 - (d) Any biological community; and
 - (e) Amenity value, including any recreational, community, commercial, heritage and cultural uses of the area; and
 - (f) Adjacent land; and
 - (g) Any archaeological site.
11. A description of the measures to be undertaken to help prevent or reduce any actual or potential effects.
12. A description of the public benefit to be derived.
13. An identification of those persons interested in or affected by the proposal, any consultation undertaken, and any response to the views of those consulted. Depending on the type of activity proposed, or its scale or location, these people may include:
 - (a) Neighbouring landowners;
 - (b) Local runanga;
 - (c) Department of Conservation;
 - (d) District or City Councils;
 - (e) Ministry of Fisheries;

- (f) Maritime Safety Authority;
 - (g) Recreational user groups;
 - (h) The community generally;
 - (i) New Zealand Historic Places Trust; and
 - (j) Commercial user groups.
14. A statement of whether any other resource consent is required from any other consent authority to undertake the proposed activity and whether any such consent has been applied for, or obtained.
 15. A description of the anticipated effect of the proposed activity on public access along and to the coastal marine area including a description of:
 - (a) The degree to which occupation of the coastal marine area is required for the proposed activity and the extent to which members of the public would be excluded or restricted from the area; and
 - (b) Where existing public access would be excluded or restricted as a result of the proposed activity, a description of the methods, if any, proposed to bring about improved access elsewhere.
 16. Where the scale or significance of the activity's effect are such that monitoring is required, a description of how these effects will be monitored and by whom.
 17. A description of the extent to which the proposed activity is located within, or adjacent, to any area containing a natural hazard.
 18. A description of the extent to which the proposed activity will involve any use or alteration of any structure, including any:
 - (a) Erection or placement; or
 - (b) Extension, alteration, replacement or reconstruction; or
 - (c) Demolition or removal.

Note: Where the proposed activity involves structures, see Section 15.3 below for additional information requirements.
 19. A description of the extent to which the proposed activity will result in the alteration of the foreshore or seabed including any:
 - (a) Reclamation; or
 - (b) Removal of sand, shingle, shell or other natural material; or
 - (c) Disturbance of the foreshore and seabed including dredging, drilling, excavating and tunnelling; or
 - (d) Deposition or burial of natural material.

Note: Where the proposed activity involves any alteration of the foreshore or seabed, see Section 15.4 below for additional information requirements.
 20. A description of the extent to which there are any discharges associated with the proposed activity.

Note: Where the proposed activity involves any discharge, see Section 15.5.1 below for additional information requirements.
 21. A description of the extent to which the activity involves the storage or use of

any hazardous substance or hazardous waste.

Note: Where the proposed activity involves any such storage or use, Section 15.5.2 below for additional information requirements.

22. A description of the extent to which the proposed activity involves the taking, use, damming or diversion of coastal water.

Note: Where the proposed activity involves any taking, use, damming or diversion of coastal water, see section 15.6 below for additional information requirements.

23. A description of the extent to which noise is likely to be generated by the proposed activity within the coastal marine area.

Note: Where the proposed activity involves the generation of noise, see Section 15.7 below for additional information requirements.

24. A description of the extent to which the proposed activity involves the introduction of any exotic plants into the coastal marine area.

Note: Where the proposed activity involves the introduction of any exotic plant, see Section 15.8 below for additional information requirements.

15.3 Structures

15.3.1 Placement or modification

In addition to the general information required by Section 15.2 above, where the proposed activity involves the:

- (a) Erection or placement; or
- (b) Extension, alteration, replacement or reconstruction of a structure, the following information will be required:
 1. A description of the structures dimensions.
 2. A description of the proposed method of construction including:
 - (a) The material to be used to erect or place, or extend, alter, replace or reconstruct the structure; and
 - (b) The equipment to be used.
 3. An assessment of the visual effect of the erection or placement, or extension, alteration, replacement or reconstruction of the structure on the existing character of the area.
 4. An assessment of the likely effect of the erection or placement, or extension, alteration, replacement or reconstruction of the structure on any natural physical coastal processes operating in the area.

15.3.2 Demolition or removal

In addition to the general information required by Section 15.2 above, where the proposed activity involves the demolition or removal of a structure, the following information will be required:

1. A description of the structure to be removed including a description of its former purpose and use.

2. Evidence that the existing authorised owner of the structure, if known, has given their approval to the demolition and removal.
3. A description of the extent to which all or part of the structure is to be demolished or removed.
4. A description of the methods to be used to remove the structure and the anticipated disturbance of the foreshore or seabed resulting from that removal.
5. An assessment of the likely effect of the removal of the structure on any natural physical coastal processes operating in the area.

15.4 Alteration of the foreshore and seabed

15.4.1 Reclamation

In addition to the general information required by Section 15.2 above, where the proposed activity involves the reclamation of the foreshore or seabed, the following information will be required:

1. A description of the purpose of the reclamation and the uses to which it will be put.
2. An assessment of alternatives that have been considered to the proposed reclamation of the foreshore or seabed and the reasons why a reclamation is required in the location chosen.
3. A description of the proposed method of construction including:
 - (a) The material to be used in the reclamation; and
 - (b) The equipment to be used.
4. A description of the existing environment, including:
 - (a) A physical description; and
 - (b) The hydrology and sediment regime; and
 - (c) The water quality; and
 - (d) The ecology.
5. Without limiting Section 15.2(4) and (6) above, a site plan to show the area proposed to be reclaimed, including its size and location, and the portion of that area (if any) to be set apart as an esplanade reserve under Section 246(3) of the Act.

15.4.2 Removal

In addition to the general information required by Section 15.2 above, where the proposed activity involves the removal of sand, shingle, shell or other natural material, the following information will be required:

1. A description of the composition of the material to be removed.
2. A description of the proposed use of the sand, shingle, shell or other natural material.
3. The volume of material proposed to be removed, in terms of a total annual volume, and in terms of daily amounts (where applicable).

4. A description of the period over which the removal will occur, and the frequency of removal in any 12 month period.
5. A description of the methods to be used to remove the material.
6. An assessment of alternatives that have been considered to the proposed removal and the reasons why the removal is required from the location chosen.
7. An assessment of the overall sediment budget for the area including an assessment of the rate of any accretion or erosion that may be occurring (if applicable), and the effect of the proposed removal on the sediment budget for the area.
8. A description of any previous removal of any sand, shingle, shell or other natural material from the area, including the period of removal and volumes removed (if known).

15.4.3 Disturbance

In addition to the general information required by Section 15.2 above, where the proposed activity involves the disturbance of the foreshore or seabed, the following information will be required:

1. The reasons for the proposed disturbance
2. The scale, timing and scope of the proposed disturbance.

15.4.4 Deposition

In addition to the general information required by Section 15.2 above, where the proposed activity involves the deposition of any sand, shingle, shell or other natural material into the coastal marine area, the following information will be required:

1. An assessment of alternatives that have been considered to the proposed deposition and the reasons why the deposition is required in the location chosen.
2. A description of the receiving environment including:
 - (a) Hydrology and sediment movement; and
 - (b) Composition of the material; and
 - (c) The ecology of the area.
3. A description of:
 - (a) The material proposed to be deposited; and
 - (b) The volume and frequency of material to be deposited; and
 - (c) The methods to be used to deposit the material.
4. An analysis of the material to be deposited including:
 - (a) The chemical composition of the material proposed to be deposited and, in particular, the level of contamination, if any, of that material; and

- (b) The grain size and other physical characteristics of the material proposed to be deposited, and the similarity, or otherwise of that material to the area where the material is proposed to be deposited.

15.5 Discharges

15.5.1 Discharge of contaminant or water

In addition to the general information required by Section 15.2 above, where the proposed activity involves the discharge of contaminant or water into the coastal marine area, the following information will be required:

1. A description of the nature, volume, contents and frequency of the proposed discharge.
2. A description of the treatment, if any, of the contaminant or water prior to the proposed discharge.
3. A description of the receiving area where the proposed discharge is to occur.
4. An assessment of the ability of the receiving area to assimilate the discharge.
5. An assessment of the current uses of the proposed area of discharge and the anticipated effect of the discharge on those uses.
6. An assessment of alternatives to the proposed discharge, including alternative receiving environments outside of the coastal marine area, and the reasons why the discharge is required in the location chosen.

15.5.2 Storage and use of hazardous substances

In addition to the general information required by Section 15.2 above, where the proposed activity involves the storage or use of any hazardous substance within the coastal marine area, the following information will be required:

1. A description of the hazardous substance proposed to be stored or used.
2. An assessment of alternatives that have been considered to the proposed storage or use of the hazardous substance and the reasons why the storage or use is required in the coastal marine area.

15.6 Taking, use, damming or diversion

In addition to the general information required by Section 15.2 above, where the proposed activity involves the taking, use, damming or diversion of coastal water within the coastal marine area, the following information will be required:

1. In the case of taking, a description of the volume of the proposed take and an assessment of the need for the take from the coastal marine area.
2. In the case of damming or diversion, a description of the proposed damming or diversion and an assessment of the need for the damming or diversion within the coastal marine area.

3. An assessment of the nature and extent of any natural inflows into the area of the proposed take, damming or diversion and the degree of tidal flushing with the open coast.

15.7 Noise

In addition to the general information required by Section 15.2 above, where the proposed activity involves the generation or emission of noise within the coastal marine area, the following information will be required:

1. An analysis of the anticipated level of noise.
2. An analysis of background noise levels.
3. A description of the timing and duration of any noise emission.

15.8 Exotic plants

In addition to the general information required by Section 15.2 above, where the proposed activity involves the introduction of any exotic plant into the coastal marine area, the following information will be required:

1. The name of the plant, or plants proposed to be introduced and the proposed methods to be used to introduce the plant.
2. The purpose for introducing the plant or plants.
3. A description of whether the plant or plants is already resident in the area of the proposed introduction.
4. A description of the existing vegetation in the proposed area and an assessment of the likely impact of the introduction of the plant or plants on the existing vegetation.

15.9 Provision of further information

Pursuant to Section 92 of the Act, a consent authority may, at any reasonable time before the hearing of a resource consent application, by written notice to an applicant for a resource consent, require the applicant to provide further information relating to the application. Due to the variable nature and site specific aspects of activities within the coastal marine area, it is difficult to define all of the required information until closer investigation of a specific application has been conducted. The applicant may be required to supply further information, pursuant to Section 92, in cases where additional information is necessary to enable the Otago Regional Council to better understand the nature of the activity in respect of which the application for a resource consent is made, the effect it will have on the environment, or the ways in which any adverse effects may be mitigated.

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