

# Form 1 – Application for Resource Consent

This application is made under Section 88 of the Resource Management Act 1991 (RMA).

The purpose of this Form 1 and the relevant activity form(s) is to provide applications with guidance on information that is required under the Resource Management Act 1991. Please note that these forms are to act as a guide only, and Otago Regional Council reserves the right to request additional information or to reject the application as incomplete under Section 88 of the RMA if the provisions of the fourth schedule of the RMA are not provided (refer to page 6 of this form, which details these requirements).

**PLEASE NOTE: You must have Adobe Acrobat Reader installed onto your computer to use this editable version, which you can download for free from the Adobe website. This form cannot be filled in on your internet browser. REMEMBER to save the form to your computer after completing then attach and send via email along with the other relevant application forms/information to [consents.applications@orc.govt.nz](mailto:consents.applications@orc.govt.nz). The form can also be printed and completed manually.**

## 1(a). Applicant's details:

- The full names or Company name or Trust (including full names of all Trustees) of the consent holder who will be responsible for the consent and any associated costs.
- A resource consent can only be held by a legal organisation or fully named individual(s). A legal organisation includes a registered limited company, incorporated group or registered trust. If the application is for a Trust, the full names of all Trustees are required. If the application is not for a limited company, incorporated group or trust, then you must use fully named individual(s).
- All invoices will be made out to and sent to the applicant.

Full name(s): Queenstown Lakes District Council  
Attn: Simon Mason, Infrastructure Operations Manager

**OR**

Registered company: \_\_\_\_\_  
\_\_\_\_\_

**OR**

Trust (include all  
Trustees full names) \_\_\_\_\_  
\_\_\_\_\_

Postal address: Private Bag 50072  
Queenstown Post code: 9348

**and**

Physical address:  
(not a PO Box number) \_\_\_\_\_  
\_\_\_\_\_ Post code: \_\_\_\_\_

Phone number: Business: \_\_\_\_\_ Private: \_\_\_\_\_  
Mobile: 027 643 1913

Email address: simon.mason@qldc.govt.nz

**Please provide a valid and clear email address. Otago Regional Council has adopted a paperless consenting process – therefore any correspondence including decision documents and consent (if granted) will be sent via email, unless you request a paper copy.**

Please tick if you do not prefer contact by electronic means ☐

**1(b). Key contact for applicant details (if applicable):**

Only complete if the applicant consists of multiple parties (e.g. multiple consent holders, Trust etc). Please outline who the key contact for the consent will be, if granted:

Full name: Simon Mason (as above)

Phone number: Business: \_\_\_\_\_ Private: \_\_\_\_\_

Mobile: \_\_\_\_\_

Email address: \_\_\_\_\_

**2. Consultant details (if applicable):**

Contact person: Claire Perkins

Company: Landpro Ltd

Phone number: Mobile: 027 445 6897 Business: \_\_\_\_\_

Email address: claire@landpro.co.nz

**3. Consents required in relation to this proposal:**

**Water**

☐ Take surface water      ☐ Take groundwater      ☐ Divert

☐ Dam

**Discharge onto or into:**

☐ Land      ☒ Water      ☐ Air

**Land use:**

☐ Bore construction      ☐ Bore alteration      ☐ Disturbance of contaminated

☒ Activities in or on beds of lakes or rivers or floodbanks

**Coastal**

☐ Activities in the coastal marine area (i.e. below mean high water spring tide)

Where you have indicated the type of consent that is required, you must complete the appropriate application form before your application can be processed. Application forms can be found on the Council's website: [www.orc.govt.nz/consents/ready-to-apply-for-a-consent](http://www.orc.govt.nz/consents/ready-to-apply-for-a-consent)

**4. For what purpose is/are the consent(s) required (e.g. gravel extraction, water for irrigation etc):**

Discharge treated wastewater to the Shotover River and construct a rip-rap  
outfall structure in the bed of the Shotover River

\_\_\_\_\_

**5. Location of proposed activity:**

Address: Shotover River delta

Legal description(s): Sec 4 SO 409393

Map reference(s) (NZTM 2000): E 1266096 N 5007045

Please include location details on separate documentation if there are multiple sites or activities.

Note: Certificate(s) of Title less than three months old for the site to which this application relates are required.

**6. Are there any current or expired Resource Consents relating to this proposal:**

☒ Yes ☐ No

If yes, give consent number(s), description and expiry date(s):

RM13.215.03.V2 (expiry 31/12/2031), 2008.238.V2 (expiry 18/3/2044), RM13.215.01 (expiry 18/3/2044)

(a) Do you agree to your current consent automatically being surrendered should a replacement consent be issued?

☐ Yes ☒ No

(b) Has there been a previous application for this activity that was returned as incomplete?

☐ Yes ☒ No

(c) Have you lodged a pre-application with Council for this activity?

☐ Yes ☒ No

(d) Have you spoken to a Council staff member about this application prior to lodging this application?

☒ Yes ☐ No

If yes, please state name of staff member: Mat Bell & Alexa Harrington

**7. What is the term of consent you are seeking and reason for this term:**

Expiry of 31 December 2030 (less than 5 years)

**8. Territorial Local Authority in which activity is situated:**

☐ Dunedin City Council ☐ Clutha District Council ☐ Central Otago District Council

☒ Queenstown Lakes District Council ☐ Waitaki District Council

**9. Do you require any other resource consent from any local authority for this activity:**

☒ Yes ☐ No

If yes, please give the date applied for or issued: [Application to QLDC will be made separately](#)

**10. For the land on which the activity occurs, is the applicant (tick one):**

If the applicant does not own the land to which this application relates, unconditional written approval from the land owner/affected party will be required.

☒ The owner ☐ The lease holder ☐ The occupier

☐ Prospective purchaser

**NOTE: QLDC is not the owner or occupier at the discharge channel outfall as the land is riverbed managed by DOC**

If the applicant is not the land owner, who is the owner of the land on which the activity occurs/is to occur:

Name of land owner: Department of Conservation

Phone number: Mobile: \_\_\_\_\_ Business: 0800 275 362

Email address: info@doc.govt.nz

**11. Site visit from the Consents Team:**

Consents staff are able to meet with you, visit your site and see what you are proposing to do. We find that this is beneficial to everyone involved. The cost of the visit will be included in the total cost of processing your consent. However, we find that applications that have an on-site visit are processed with less congestion and at a similar or lesser overall cost. Please let us know below if you would like us to come and see your site.

I would like a member of the Consents Team to visit my site:

☒ Yes ☐ No

**12. Processing Officer:**

Due to high workloads or the complex nature of your application, it could be assigned to a consultant processing officer. Having your application assigned to an external officer should not greatly affect the processing costs. However, if you would like your application to be assigned to an internal officer then please advise. This may mean that your application enters a waiting line to be allocated and may not be processed straight away. If this is the case we will ask for a timeframe extension to cover the waiting time. There may be situations where we cannot accommodate this request but will let you know why this is.

I would like my application to only be processed by an internal staff member:

☒ Yes ☐ No

**13. How to pay:**

A deposit **must** accompany this application (see **page 9** for amounts and ways to pay). The applicant will be invoiced for all costs incurred in processing this application that exceed the deposit.

**If the required deposit does not accompany your application, staff will contact you on the email address provided on this form to request payment, and after 3 working days your application will be returned as incomplete if no payment is made for the required deposit.**

When paying online, please use the word '**Consent**' followed by the name of the applicant as a reference.

Method of payment: [Please send through an invoice so QLDC can arrange payment - please reference P0065647](#)

☐ Online bank transfer      ☐ In person      ☐ Credit card

Date of payment: To be paid following invoice

Amount paid: \$3,400

Payment reference: P0065647

**Please note:** Your deposit may not cover the entire cost of processing your application. At the end of the application process you will be invoiced for any costs that exceed the deposit. Interim invoices may be sent out for applications, where appropriate. We will communicate processing costs to you at key stages through the process. If you would like this, then please let us know and we can see if this is an option for you.

If your application is returned to you, you will still be charged for the cost of processing the application up to the point it was returned or withdrawn. **Therefore, it is recommended that you have your application checked before it is lodged. This is a free service.**

Information regarding costs can be found via the following link:  
[www.orc.govt.nz/consents/ready-to-apply-for-a-consent/fees-and-charges](http://www.orc.govt.nz/consents/ready-to-apply-for-a-consent/fees-and-charges)

## Checklist

Before signing the declaration below, in order to provide a complete application have you remembered to:

- ☒ Fully complete this Form 1, including signed declaration
- ☒ Completed the necessary application forms relating to the activity  
Application forms can be found on Council's website via the following link:  
[www.orc.govt.nz/consents/ready-to-apply-for-a-consent](http://www.orc.govt.nz/consents/ready-to-apply-for-a-consent)
- ☒ Payment of the required deposit (see page 8 for fees schedule)
- ☐ Written approvals from all potentially affected parties  
"Written Approval of an Affected Party" forms are available from Council's website
- ☒ An assessment of effects on the environment
- ☒ An assessment against the relevant objectives, policies and rules from Regional Council Plans, Regional Policy Statement (including proposed and partially operative versions), and relevant Regulations, National Policy Statements, National Environmental Standards and iwi management plans
- ☒ Site and location plans
- ☐ Certificate(s) of Title less than three months old for the site to which this application relates  
Certificates of Title can be obtained via the Land Information New Zealand website:  
[www.linz.govt.nz](http://www.linz.govt.nz)

## Declaration

I/we hereby certify that to the best of my/our knowledge and belief, the information given in this application is true and correct.

I/we undertake to pay all actual and reasonable application processing costs incurred by the Otago Regional Council.

Name(s): Claire Perkins

Signature(s):\* Claire Perkins

(or person authorised to sign on behalf of applicant)

Digitally signed by Claire Perkins  
DN: cn=Claire Perkins o=NZ o=Landpro Ltd e=claire@landpro.co.nz  
Reason: I am the author of this document  
Location:  
Date: 2025-03-19 08:49:13:00

\* **Ensure you use the "fill and sign" function of Adobe Acrobat when signing this form. Either draw your signature or add an image. Council cannot accept typed signatures.**

Designation: Consultant  
(e.g. owner, manager, consultant)

Date: 30/04/25

Council can accept electronic lodgement of applications if sent to [consents.applications@orc.govt.nz](mailto:consents.applications@orc.govt.nz).

Alternatively, applications can be posted or delivered to:  
Otago Regional Council  
Private Bag 1954  
70 Stafford Street  
Dunedin 9054

## Consultation

(consultation is not compulsory, but it can make a process easier and reduce costs)

Under Section 95E of the Resource Management Act 1991 (the Act), the Council will identify affected parties to an application and if the application is to be processed on a non-notified basis the unconditional written approval of affected parties will be required. Consultation with potentially affected parties and interested parties can be commenced prior to lodging the application.

Consultation may be required with the appropriate Tangata Whenua for the area. The address of the local Iwi office is: Aukaha, 258 Stuart Street, P O Box 446, Dunedin, Fax (03) 477-0072, Phone (03) 477-0071, Email [info@aukaha.co.nz](mailto:info@aukaha.co.nz). If you are in the Clutha River area you may need to talk to Te Ao Marama Inc, Phone (03) 931 1242. If you require further advice, please contact the Otago Regional Council.

Good consultation practices include:

- Giving people sufficient information to understand your proposal and the likely effects it may have on them
- Allowing sufficient time for them to assess and respond to the information
- Considering and taking into account their responses

Written approval forms are available on Council's website.

## Information Requirements

In order for any consent application to be processed efficiently in the minimum time and at minimum cost, it is critical that as much relevant information as possible is included with the application.

Resource Management Act 1991

FOURTH SCHEDULE – ASSESSMENT OF EFFECTS ON THE ENVIRONMENT

**(Below are the provisions of the fourth schedule of the Act, which describes what must be in an application for resource consent, as amended in 2015)**

### 1. Information must be specified in sufficient detail

Any information required by this schedule, including an assessment under clause 2(1)(f) or (g), must be specified in sufficient detail to satisfy the purpose for which it is required.

### 2. Information required in all applications

- (1) An application for a resource consent for an activity (the **activity**) must include the following:
  - (a) a description of the activity; and
  - (b) a description of the site at which the activity is to occur; and
  - (c) the full name and address of each owner or occupier of the site; and
  - (d) a description of any other activities that are part of the proposal to which the application relates; and
  - (e) a description of any other resource consents required for the proposal to which the application relates; and
  - (f) an assessment of the activity against the matters set out in Part 2; and
  - (g) an assessment of the activity against any relevant provisions of a document referred to in section 104(1)(b) (*"document" includes regional and district plans, regulations, national policy statements, iwi plans*).
- (2) The assessment under subclause (1)(g) must include an assessment of the activity against:
  - (a) any relevant objectives, policies, or rules in a document; and
  - (b) any relevant requirements, conditions, or permissions in any rules in a document; and
  - (c) any other relevant requirements in a document (for example, in a national environmental standard or other regulations).
- (3) An application must also include an assessment of the activity's effects on the environment that:
  - (a) includes the information required by clause 6; and
  - (b) addresses the matters specified in clause 7; and
  - (c) includes such detail as corresponds with the scale and significance of the effects that the activity may have on the environment.

### 3. Additional information required in some applications

An application must also include any of the following that apply:

- (1) if any permitted activity is part of the proposal to which the application relates, a description of the permitted activity that demonstrates that it complies with the requirements, conditions, and permissions for the permitted activity (so that a resource consent is not required for that activity under section 87A(1))

- (2) if the application is affected by section 124 or 165ZH(1)(c) (which relate to existing resource consents), an assessment of the value of the investment of the existing consent holder (for the purposes of section 104(2A))
  - (3) if the activity is to occur in an area within the scope of a planning document prepared by a customary marine title group under section 85 of the Marine and Coastal Area (Takutai Moana) Act 2011, an assessment of the activity against any resource management matters set out in that planning document (for the purposes of section 104(2B)).
4. **(relates to subdivisions – not included here as subdivisions are not within ORC's jurisdiction)**
5. **Additional information required in application for reclamation**  
 An application for a resource consent for reclamation must also include information to show the area to be reclaimed, including the following:
- (1) the location of the area; and
  - (2) if practicable, the position of all new boundaries; and
  - (3) any part of the area to be set aside as an esplanade reserve or esplanade strip.

#### **Assessment of environmental effects**

##### **6. Information required in assessment of environmental effects**

- (1) An assessment of the activity's effects on the environment must include the following information:
  - (a) if it is likely that the activity will result in any significant adverse effect on the environment, a description of any possible alternative locations or methods for undertaking the activity
  - (b) an assessment of the actual or potential effect on the environment of the activity
  - (c) if the activity includes the use of hazardous substances and installations, an assessment of any risks to the environment that are likely to arise from such use
  - (d) if the activity includes the discharge of any contaminant, a description of:
    - (i) the nature of the discharge and the sensitivity of the receiving environment to adverse effects; and
    - (ii) any possible alternative methods of discharge, including discharge into any other receiving environment.
  - (e) a description of the mitigation measures (including safeguards and contingency plans where relevant) to be undertaken to help prevent or reduce the actual or potential effect
  - (f) identification of the persons affected by the activity, any consultation undertaken, and any response to the views of any person consulted
  - (g) if the scale and significance of the activity's effects are such that monitoring is required, a description of how and by whom the effects will be monitored if the activity is approved
  - (h) if the activity will, or is likely to, have adverse effects that are more than minor on the exercise of a protected customary right, a description of possible alternative locations or methods for the exercise of the activity (unless written approval for the activity is given by the protected customary rights group).
- (2) A requirement to include information in the assessment of environmental effects is subject to the provisions of any policy statement or plan
- (3) To avoid doubt, subclause (1)(f) obliges an applicant to report as to the persons identified as being affected by the proposal, but does not:
  - (a) oblige the applicant to consult any person; or
  - (b) create any ground for expecting that the applicant will consult any person.

##### **7. Matters that must be addressed by assessment of environmental effects**

- (1) An assessment of the activity's effects on the environment must address the following matters:
  - (a) any effect on those in the neighbourhood and, where relevant, the wider community, including any social, economic, or cultural effects
  - (b) any physical effect on the locality, including any landscape and visual effects
  - (c) any effect on ecosystems, including effects on plants or animals and any physical disturbance of habitats in the vicinity
  - (d) any effect on natural and physical resources having aesthetic, recreational, scientific, historical, spiritual, or cultural value, or other special value, for present or future generations
  - (e) any discharge of contaminants into the environment, including any unreasonable emission of noise, and options for the treatment and disposal of contaminants
  - (f) any risk to the neighbourhood, the wider community, or the environment through natural hazards or the use of hazardous substances or hazardous installations.
- (2) The requirement to address a matter in the assessment of environmental effects is subject to the provisions of any policy statement or plan.



Set out below are details of the amounts payable for those activities to be funded by fees and charges, as authorised by s36(1) of the Resource Management Act 1991.

## Resource Consent Application Fees (from 1 July 2020)

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 metering devices. This deposit will not usually cover the full cost of processing the application, and further costs are incurred at the rate shown in the scale of charges. GST is included in all fees and charges.

If you wish to make a payment via internet banking, or online, the details are below. Please note the applicants name and 'consent application' should be used as reference when paying the deposit.

**For ways to pay, visit:** [www.orc.govt.nz/consents/ready-to-apply-for-a-consent](http://www.orc.govt.nz/consents/ready-to-apply-for-a-consent)

### Pre-Application Work

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>Publicly Notified Applications:</b> <sup>3</sup>	<b>\$</b>
First application	5,000.00

<b>Non-Notified Applications and Limited Notification Applications:</b> <sup>3</sup>	<b>\$</b>
First application (except those below)	1,750
Multiple Applications <sup>1</sup>	2,300
Variation to Conditions – s127	1,750
Administrative Variation – s127	1,750

<b>Fixed Fees</b>	<b>\$</b>
Exemptions from water metering regulations	400
Bores	600

<b>Hearings</b>	Per Note 2 below
Payment for Commissioner request – s100A	Per Note 4 below

<b>Objections</b>	
Payment for Commissioner request – s357AB	Per Note 4 below

<b>Transfer of Consent Holder and Certificates Deposits:</b>	<b>\$</b>
Transfer of permits and consents	200
Priority Table	200
Section 417 Certificate	500
Certificate of Compliance	1,750
All Other Costs As per Scale of Charges	

<b>Scale of Charges:</b>	<b>\$</b>
Staff time per hour:	
• Management	190
• Team Leader/Principle	170
• Senior Technical	135
• Technical	115
• Field staff	115
• Administration	85

Disbursements	Actual
Additional site notice	Actual
Advertisements	Actual
Vehicle use per kilometre	0.70
Travel and accommodation	Actual
Testing charges	Actual
Consultants	Actual
Commissioners	Actual
Photocopying and printing	Actual

Councillor Hearing fees per hour:

- Chairperson
- Member
- Expenses

\$  
\$100  
\$80  
Actual

**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.

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.

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).

Where a submitter(s) requests under s100A an independent commissioner(s) any increase in cost that is in addition to what the applicant would have paid shall be paid by the submitter. If there is more than one submitter who has made such request the costs shall be evenly shared.

**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 Charges**

Compliance charges may also be applied to any granted consent(s). These can be found via Council's website at: [https://www.orc.govt.nz/media/8679/annual-plan-2020-21\\_digital.pdf](https://www.orc.govt.nz/media/8679/annual-plan-2020-21_digital.pdf)

# Application To Discharge Water or Contaminants to Water

(For Office Use Only)

Consent No.: \_\_\_\_\_

This application form should be used for all discharges to water, e.g. to rivers, lakes, ocean, harbours, etc.

**Show the location of the discharge on your map on Form 1. Include design plans and details with this application.**

## Part A: General

1. What is the discharge: Water ☐ or contaminant ☒

(A contaminant is any substance or water which is likely to change the natural state of the water into which it is discharged in any way.)

2. What is the source of the water or contaminant (eg. Sewage treatment, industry, sewage pumping station, water treatment, rural activity)?

Discharge of treated wastewater from the Shotover WWTP

3. Describe the contaminant: Treated municipal wastewater - refer to attached AEE for further details of proposed discharge standards

including, where appropriate:

Temperature: \_\_\_\_\_ °C pH: \_\_\_\_\_ Suspended solids: \_\_\_\_\_ g/m<sup>3</sup>

BOD<sub>5</sub>: \_\_\_\_\_ g/m<sup>3</sup> Faecal coliforms: \_\_\_\_\_ cfu/100mls

The chemical content, including heavy metals or toxic substances, nitrates, ammonia and dissolved reactive phosphorous and their toxicity to the receiving water / environment.

4. Is the contaminant treated in any way before being discharged? Yes ☒ No ☐

If yes, describe treatment \_\_\_\_\_

The WWTP includes preliminary treatment with inlet screens and grit removal, secondary treatment with an MLE/secondary clarifier operating in parallel with the oxidation ponds, before the combined effluent passes through the UV channel for disinfection

5. What is the name of the water body into which the discharge is made (e.g. name of river, lake, bay, harbour, ocean, etc) and what is the map reference in NZTM 2000 at the discharge point?

Shotover River

NZTM 2000: E 1266096 N 5007045

## Part A: General (contd.)

### 6. Discharge Rate Information:

Maximum flow rate: 400 litres per second  
 Maximum flow: \_\_\_\_\_ cubic metres per day  
 or \_\_\_\_\_ cubic metres per week

For sewage discharges:

Average dry weather flow: 16,900 m3/d litres per second  
 Peak flow: 19,700 m3/d litres per second  
 Daily peak flow: \_\_\_\_\_ cubic metres per day  
 Peak wet weather flow: 29,100 m3/d litres per second

Is the discharge: continuous ☒ or intermittent ☐

What will be the maximum discharging period? 24 hours per day  
7 days per week  
 \_\_\_\_\_ weeks per month  
 \_\_\_\_\_ months per year

7. Does the discharge also involve:

Outlet structure?	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Diversion?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>
Discharge to air?	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>

If you answered "Yes" to any of 7. above, another schedule to this consent application may be required.

## Part B: Assessment of Effects on the Environment

1. Comment on the possible effects the discharge may have on the quality of the receiving water and any downstream users:

Refer AEE for full assessment

2. In the vicinity of the discharge or within a reasonable distance downstream are there any:

	Yes	No	Not Known
(i) Obvious signs of fish, eels, insect life, aquatic plants, etc?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(ii) Wetlands (e.g., swamp areas)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(iii) Waste discharges (e.g., rural, industrial sewage, etc)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(iv) Recreational activities carried out (e.g., swimming, fishing, canoeing)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(v) Areas of particular aesthetic or scientific value (e.g., scenic waterfall, rapids, archaeological sites)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(vi) Areas or aspects of significance to Iwi?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

## Part B: Assessment of Effects on the Environment (Contd.)

If you have answered yes to any of 2. above, describe what effects your discharge may have and the steps you propose to take to mitigate these.

[Refer to attached AEE](#)

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(Continue on a separate page if necessary)

3. What alternative methods of disposal or discharge locations have you considered?

[Alternatives are assessed in attached AEE](#)

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4. Why did you choose the proposed method of disposal and location point?

[Refer to attached AEE for reasons for discharge](#)

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5. How will the equipment controlling the discharge be operated and maintained to prevent equipment failure, and what measures will be implemented to ensure that the effects of any malfunction are remedied?

[Refer to attached AEE](#)

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6. What, if any, monitoring do you propose to carry out to ensure that the discharge does not have any adverse effect?

[Refer to attached AEE](#)

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# Resource Consent Application Form 10A

Land Use Consent - Structures in, on or over the bed of a waterbody



## IMPORTANT NOTES TO THE APPLICANT

You must complete this form **and** Resource Consent Application Form 1 in full.

Use this form when applying for resource consent to erect, place, extend, alter, replace, reconstruct or demolish any structure in, on or over the bed of a waterbody e.g. bridges, culverts, boardwalks, pipes, cables, steps, buildings, fords, retaining walls, gabion baskets, jetties, planting etc.

This form does not cover drainage maintenance and stream clearance activities - please refer to the ORC website for an alternative form these activities.

It is crucial that you provide as much relevant information as possible with your application and in an understandable way. This will help ORC staff process it efficiently, and at the minimum cost.

If all the necessary information is not entered on the form or supplied with the application then Otago Regional Council may return your application, request further information or publicly notify your application. This will lead to delays in the processing of your application and may increase processing costs.

This application form, when properly completed, should provide an adequate "Assessment of Effects on the Environment" (AEE) where the adverse effects of a proposal are not significant. However, this can only be determined on application.

## GENERAL

**1. Which of the following activities are you seeking to undertake? (please tick)**

- ☐ Erect or place a new structure
- ☐ Alter / extend an existing structure
- ☐ Replace / demolish an existing structure

**2. What is the purpose of the proposed works?**

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**3. What term of consent is sought to undertaken these works?**

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**4. Name the waterbody where the proposed works will take place.**

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**5. Please provide an accurate GPS location of the proposed works in NZTM2000 (New Zealand Transverse Mercator) format:**

E [1266096](#) N [5007045](#)

(Note: this should be two seven digit numbers e.g. E1415593 N4923363)

**6. Describe the property on which the proposed works will take place.**

Full name(s) of owner(s) [Department of Conservation](#)

Address

Legal Description(s) (as shown on Certificate of Title) [Section 4 SO 409393](#)

Are the proposed works located on Crown Riverbed: Yes ☐ No ☒

If Yes, give the legal description of the property adjacent to the proposed works.

**7. Please attach a map showing the location of the proposed works.**

**8. Please attach colour photographs of the site including:**

- Photos of any existing structures at the site
- Photos of the waterbody looking downstream and upstream of the site
- Photos showing a cross section of the site
- Cross sections 50 m upstream and downstream of the site

**9. Please describe the waterbody at the site of the proposed works:**

Width of waterbody [Refer to attached AEE for description of the below matters](#)

Approximate maximum depth of water

Bed material (e.g. rocky, sandy, silty etc)

Flows (for larger waterbodies see [www.orc.govt.nz/waterinfo](http://www.orc.govt.nz/waterinfo))

Does the waterbody flow all year round?

Water colour / clarity

Bank material (e.g. weathered rocky, clay etc)

Bank vegetation

Bank slope

Catchment characteristics (e.g. steep, forested, farmland etc)

What is the size of the upstream catchment? (hectares)

Is the site located in or near a Regionally Significant Wetland?

**10. Within 100 metres of the proposed works, there any of the following:**

Signs of fish / invertebrate life? Describe. \_\_\_\_\_

Areas where food is gathered from the waterbody? Describe. \_\_\_\_\_

Wetlands nearby? Describe. \_\_\_\_\_

Waste discharges (e.g. industries, sewage plants)? Describe. \_\_\_\_\_

Recreational activities? Describe. \_\_\_\_\_

Areas of significance to iwi? Describe. \_\_\_\_\_

Water takes? Describe. \_\_\_\_\_

Signs of erosion? Describe. \_\_\_\_\_

## CONSTRUCTION METHODOLOGY

**11. Describe how the proposed works will be undertaken, including (but not limited to):**

- a. What the structure is / will be made of;
- b. For culverts, the fill material to be used over the culvert;
- c. For culverts, the gradient that the culvert is / will be laid in the stream bed;
- d. Details of any secondary flow path proposed;
- e. Hours of operation;
- f. Total duration of the works and proposed commencement and completion dates;
- g. Who will be undertaking the works;
- h. Whether the work will be undertaken in stages and what the different stages involve;
- i. Machinery to be used and whether it will be operated from the bank or within the bed of the waterbody;
- j. How you will minimise the mobilisation / release of sediment.



This image shows a blank sheet of white paper with horizontal blue ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

**12. Please attach technical drawings of the structure / proposed structures, along with details showing how the structure(s) will be secured in place. These drawings must show all of the following details:**

- For crossings, the length of crossing approach and the length of the crossing itself;
- For culverts, the diameter / height / width of the culvert;
- For bridges / boardwalks, the cross sectional area beneath the structure, plus the height of the underside of the structure relative to the adjacent natural ground level;
- Width and depth of the original stream channel;
- Top width of the original stream channel;
- For culverts, the depth of fill over the culvert;
- For bridges, the number, location, dimension and material of any piles used;
- Details and location of any wingwalls / abutments / foundations;
- Secondary flow path location and dimensions (where applicable).

**13. Please attach hydrological and hydraulic design details and calculations.**

**14. Will the works be undertaken in flowing water, or will the water be dammed or diverted in any way to provide a dry working area? Please describe.**

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**15. Please comment on the extent of bank disturbance and vegetation clearance required to undertake the works, including road / track construction.**

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**16. Will public access to any part of the waterbody be restricted during or following the works? If yes, please describe to what extent and for how long.**

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**17. Are there any alternative locations of methods for undertaking the proposed works? If yes, please describe and explain why have you chosen this location and method over others.**

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### **TYPES OF CONSENT NEEDED**

**18. Please explain why the proposed works cannot meet any of the permitted activity Rules 13.2.1.1 through to 13.2.1.8, or Rules 13.3.1.1, 13.3.1.2 or 13.4.1.1 of the Regional Plan: Water.**

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**19. Does the disturbance of the bed of the waterbody associated with the proposed works comply with permitted activity Rule 13.5.1.1 of the Regional Plan: Water?**

☐ Yes

☐ No (*specify why*)

- ☐ there will be an increase in scale of an existing structure
- ☐ bed disturbance will be wider than the general area of the structure
- ☐ bed disturbance will cause flooding or erosion
- ☐ time to complete the work in the wetted bed will exceed 10 hours
- ☐ sediment discharge associated with bed disturbance will result in a conspicuous change in colour or water clarity more than 200 m downstream
- ☐ a lawful water take will be adversely affected
- ☐ site will not be left tidy upon completion
- ☐ there will be a change to the hydrological function of a Regionally Significant Wetland
- ☐ there will be damage to fauna, or New Zealand native flora, in or on a Regionally Significant Wetland

20. Will there be any discharge of concrete or any other contaminant to water as a result of the proposed works?

☐ Yes ☐ No (specify why) \_\_\_\_\_

21. If water is to be dammed or diverted as a result of the proposed works, will the damming / diversion comply with permitted activity Rule 12.3.2.1 or 12.3.2.3 of the Regional Plan: Water?

☐ Yes

☐ No (specify why)

- ☐ the size of the catchment upstream is more than 50 hectares in area
- ☐ the depth of water immediately upstream of the dam will be more than 3 metres deep or more than 20,000 cubic metres in volume
- ☐ the course of water will not remain within the bed of the waterbody
- ☐ the course of water will not be returned to its normal course
- ☐ a lawful water take will be adversely affected
- ☐ a Regionally Significant Wetland will be affected
- ☐ the damming / diversion will cause erosion, land instability, sedimentation or property damage
- ☐ the damming / diversion is prohibited by Rules 12.3.1.1 to 12.3.1.4

## ASSESSMENT OF ENVIRONMENTAL EFFECTS

Instream works have the potential to affect a number of matters listed below. Some typical solutions to avoid, remedy or mitigate these adverse effects have been provided. If you intend on using these typical solutions, check the box provided. If you are proposing an alternative solution, please provide details (and on a separate sheet if required). **Note that all actual and potential adverse effects must be addressed.**

22. Water Quality (please tick)

YES NO N/A

- |                          |                          |                          |   |
|--------------------------|--------------------------|--------------------------|---|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Fuel storage tanks and machinery working and stored in the construction area shall be maintained at all times to prevent leakage of oil and other contaminants into water, and no refuelling of machinery shall occur within the waterbody. |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All machinery shall be water-blasted prior to being brought on site, to reduce the potential for pest species being introduced to water.  |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | At no time during the proposed works shall machinery be washed within the bed of the waterbody.   |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All reasonable steps shall be taken to minimise the release of sediment to water by undertaking the following methods (please tick):  |
|                          |                          | <input type="checkbox"/> | Sediment traps  |
|                          |                          | <input type="checkbox"/> | Undertaking work when flows are low / waterbody is dry  |
|                          |                          | <input type="checkbox"/> | Diverting water from the working area   |
|                          |                          | <input type="checkbox"/> | Other (please specify)  |

- ☐ ☐ ☐ Where wet concrete may be used in the waterbody (*please tick*):
- ☐ Avoid flowing water coming into contact with the concrete until the concrete is firmly set.
  - ☐ Use boxing or other similar devices to contain wet concrete during construction.
  - ☐ Ensure that the handling of concrete is undertaken in a manner that does not result in spillage into any waterbody.
  - ☐ No equipment used in the pouring of concrete shall be washed out on site.

If you have answered "NO" to any of the above, you must explain why:

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### 23. Bed / Habitat Disturbance (*please tick*)

**YES NO N/A**

- ☐ ☐ ☐ Works will be undertaken when flows in the waterbody are low.
- ☐ ☐ ☐ Works will not be undertaken between certain months avoid disturbing spawning habitat (*please specify months*): \_\_\_\_\_
- ☐ ☐ ☐ Fish passage will be provided for.
- ☐ ☐ ☐ Bed disturbance will be limited only to the extent necessary to carry out the works.
- ☐ ☐ ☐ Machinery used to undertake the works will not be operated from the wet bed.

If you have answered "NO" to any of the above, you must explain why:

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### 24. Erosion (*please tick*)

**YES NO N/A**

- ☐ ☐ ☐ Damage to riparian vegetation will be minimised when undertaking the works.
- ☐ ☐ ☐ Any damage to the stream banks, including riparian vegetation, as a result of the works will be reinstated within one month.
- ☐ ☐ ☐ Where permanent diversions of water are undertaken:
- ☐ All reasonable measures will be undertaken to promote bank stability of any new channel as rapidly as possible.
  - ☐ There will be no reduction in the surface flow of the waterbody as a result of the diversion.

If you have answered "NO" to any of the measures above, you MUST explain why:

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## 25. Other Water Users

YES NO N/A

- |                          |                          |                          |   |
|--------------------------|--------------------------|--------------------------|---|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Lawful water takes downstream of the proposed works will not be adversely affected. |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Recreational users of the waterbody will be affected by the proposed works.         |

If lawful water takers or recreational users will be affected, please provide measures to avoid, remedy or mitigate adverse effects on them:

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## 26. Other Waterbody Values

YES NO N/A

- |                          |                          |                          |  |
|--------------------------|--------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Amenity and natural character of the waterbody will not be significantly affected by the proposed works.   |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The site will be tidied upon completion of works.  |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Public access to the waterbody will not be impeded by the proposed works.  |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Hours of work will be between 7.00 am and 7.00 pm, Monday to Friday, and will not be undertaken on Public Holidays. If hours of work to differ from that given, please state here:_____                    |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | If koiwi tangata (human skeletal remains), Maori artefact material, or archaeological material that predates 1900 is found, work will stop until an inspection by the appropriate authorities can be made. |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Effects on heritage values will be avoided.  |

If you have answered "NO" to any of the measures above, you MUST explain why:

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## STATUTORY ASSESSMENT

The Resource Management Act requires this application to include an assessment of the proposed activity against the relevant statutory documents. In this case, the Regional Plan: Water and Iwi Management Plans are the most relevant documents. For larger applications, assessment against higher order documents may also be required.

If you are unable to answer the questions below, or you believe your proposal is inconsistent with the relevant policies and documents discussed, it is recommended you seek professional planning assistance to help you with your application.

### 27. Regional Plan: Water for Otago (RPW)

The following policies from the RPW may be relevant to your application:

- Undertake the works in a manner that avoids, in preference to remedying or mitigating, adverse effects on natural values and character, ecology and habitat, water supply values, historic places or archaeological sites, values of significance to Kai Tahu, amenity values, lawful water users and causing or exacerbate flooding, erosion, land instability, sedimentation or property damage (5.4.2).
- Avoid adverse effects on existing lawful uses and priorities (5.4.3).
- Recognise Kai Tahu's interests in Otago's lakes and rivers by promoting opportunities for their involvement in resource consent processing (5.4.4).
- Recognise the Water Conservation (Kawarau) Order 1997 by preserving, as far as possible, the waters set out in Schedule 1 of the Water Conservation Order in their natural state, protecting the outstanding characteristics of waters set out in Schedule 2 of the Water Conservation Order, and sustaining the outstanding amenity and intrinsic values set out in both Schedules of this order (5.4.5).
- Only restrict legal public access to and along the margins of lakes and rivers where necessary... to protect the health or safety of people and communities, to ensure a level of security consistent with the purposes of a resource consent, or in other exceptional circumstances... (5.4.6).
- Where existing public access to or along the margins of lakes or rivers is restricted, the provision or enhancement of alternative access may be required and will be promoted (5.4.7).
- Have regard to topography, natural flow characteristics or water levels, water colour and clarity, ecology, and the extent of use or development within the catchment when considering adverse effects on natural character of lakes, rivers and their margins (5.4.8).
- Have regard to aesthetic values and recreational opportunities provided by a lake or river or its margins when considering adverse effects on amenity values (5.4.9).
- Have regard to any heritage values of any site, building, place or area for any activity involving surface water or the bed or margin of any lake or river (5.4.10).
- Encourage and support community initiatives that assist in the achievement of the maintenance or enhancement of lakes and rivers and their margins (5.4.13).
- Manage water quality in rivers and wetlands by maintaining good water quality, enhancing water quality where it does not meet Schedule 15 limits (7.B.1).
- Avoid objectionable discharges of water or contaminants that degrade the natural and human use values of lakes, rivers and wetlands (7.B.2).
- Allow discharges of water or contaminants to lakes, rivers and wetlands that have minor effects or are short term (7.B.3).
- Encourage adaptive management and innovation that reduces the level of contaminants in discharges (7.B.8).
- Give priority to avoiding changes in the nature of flow and sediment processes in water bodies, where those changes will cause adverse effects on the stability and function of existing structures, associated erosion, sedimentation or land instability, or any reduction in the flood carrying capacity of any lake or river (8.4.1).

- Discuss how your proposal meets the relevant policies above:

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and extend across the width of the page. There are no margins, text, or other markings on the paper.

The NPS-FM sets out a single objective, that natural and physical resources are managed in a way that prioritises:

- The following policies are likely to be of relevance to this application:
- Policy 1: Freshwater is managed in a way that gives effect to Te Mana o te Wai.
- Policy 2: Tangata whenua are actively involved in freshwater management (including decision-making processes), and Māori freshwater values are identified and provided for.

Policy 3: Freshwater is managed in an integrated way that considers the effects of the use and development of land on a whole-of-catchment basis, including the effects on receiving environments.

Policy 6: There is no further loss of extent of natural inland wetlands, their values are protected, and their restoration is promoted.

Policy 7: The loss of river extent and values is avoided to the extent practicable.

Policy 8: The significant values of outstanding water bodies are protected.

Policy 9: The habitats of indigenous freshwater species are protected.

Policy 10: The habitat of trout and salmon is protected, insofar as this is consistent with Policy 9.

Policy 14: Information (including monitoring data) about the state of water bodies and freshwater

Discuss how your proposal meets the relevant policies above:

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## 29. Partially Operative Regional Policy Statement and Proposed Regional Policy Statement

The following provisions apply to river and instream works:

### PO-RPS

- Provide for the economic wellbeing of Otago's people and communities by enabling the resilient and sustainable use and development of natural and physical resources (1.1.1).
- Provide for the social and cultural wellbeing and health and safety of Otago's people and communities when undertaking the subdivision, use, development and protection of natural and physical resources (1.1.2)
- Achieve integrated management of Otago's natural and physical resources (1.2.1).
- Recognising and protecting important sites and values of cultural significance to Kāi Tahu (2.2.2).
- Manage the beds of rivers, lakes, wetlands, their margins, and riparian vegetation to:
  - Safeguard the life supporting capacity of fresh water;
  - Maintain good quality water, or enhance it where it has been degraded;
  - Maintain or enhance bank stability;
  - Maintain or enhance ecosystem health and indigenous biological diversity;
  - Maintain or enhance, as far as practicable their natural functioning and character and amenity values;
  - Control the adverse effects of pest species, prevent their introduction and reduce their spread; and
  - Avoid, remedy or mitigate the adverse effects of natural hazards, including flooding and erosion (3.1.2).
- Protect and enhance areas of significant indigenous vegetation and significant habitats of indigenous fauna, by:
  - Maintaining those values which that contribute to the area or habitat being significant;
  - Avoiding significant adverse effects on other values of the area or habitat;
  - Remedying when other adverse effects cannot be avoided;



- Mitigating when other adverse effects cannot be avoided or remedied;
- Encouraging enhancement of those areas and values which that contribute to the area or habitat being significant;
- Controlling the adverse effects of pest species, preventing their introduction and reducing their spread (3.2.2).
- Identify and protect outstanding freshwater bodies (3.2.13 & 3.2.16)
- Minimise natural hazard risk to people, communities, property and other aspects of the environment by:
  - Avoiding activities that result in significant risk from natural hazard;
  - Enabling activities that result in no or low residual risk from natural hazard;
  - Avoiding activities that increase risk in areas potentially affected by coastal hazards over at least the next 100 years;
  - Encouraging the location of infrastructure away from areas of hazard risk where practicable;
  - Minimising any other risk from natural hazard (4.1.6).
- Maintaining and enhancing public access (5.1.1)

Discuss how your proposal meets the relevant policies above:

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## P-ORPS 2021

- **Managing cumulative effects** Otago's environmental integrity, form, function, and *resilience*, and opportunities for future generations, are protected by recognising and specifically managing the cumulative *effects* of activities on *natural and physical resources* in plans and explicitly accounting for these *effects* in other resource management decisions (IM-P13).
- **Freshwater** In Otago's *water bodies* and their catchments:
  - the health of the wai supports the health of the people and thriving mahika kai,
  - *water* flow is continuous throughout the whole system,
  - the interconnection of *freshwater* (including *groundwater*) and *coastal waters* is recognised,
  - native fish can migrate easily and as naturally as possible and taoka species and their habitats are protected, and
  - the significant and outstanding values of Otago's *outstanding water bodies* are identified and protected (LF-FW-O8).

Discuss how your proposal meets the relevant policies above:

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Please read the proposed Regional Policy Statement and confirm what FMU the discharge is located in and confirm that the proposal supports the vision for this FMU - <https://www.orc.govt.nz/plans-policies-reports/regional-plans-and-policies/otago-regional-policy-statements/proposed-otago-regional-policy-statement-2021>

☒ LF-VM-O2 – Clutha Mata-au

- *water bodies* support thriving mahika kai and Kāi Tahu whānui have access to mahika kai;
- indigenous species migrate easily and as naturally as possible along and within the river system;
- In the Upper Lakes rohe, the high quality waters of the lakes and their tributaries are protected, recognising the significance of the purity of these waters to Kai Tahu and the wider community;
- In the Dunstan, Manuharekia and Roxburgh rohe, innovative and sustainable land and water management practices support food production in the area and reduce discharges of nutrients and other contaminants to water bodies so that they are safe for human contact.
- In the Lower Clutha rohe,
  - o there is no further modification of the shape and behaviour of the *water bodies* and opportunities to restore the natural form and function of *water bodies* are promoted wherever possible
  - o land management practices reduce discharges of nutrients and other contaminants to water bodies so that they are safe for human contact and there are no direct discharges of wastewater to waterbodies.

☐ LF-VM-O3 – North Otago

By 2050 in the North Otago FMU

- The ongoing relationship of Kāi Tahu with *wāhi tūpuna* is sustained and Kāi Tahu maintain their connection with and use of the *water bodies*;
- Healthy riparian margins, wetlands, estuaries and lagoons support thriving mahika kai, indigenous habitats and downstream coastal ecosystems;
- Indigenous species can migrate easily and as naturally as possible to and from the coastal environment;
- Land management practices reduce discharges of nutrients and other contaminants to water bodies so that they are safe for human contact.

☐ LF-VM-O4 – Taieri

By 2050 in the Taieri FMU

- Healthy *wetlands* are restored in the upper and lower catchment *wetland* complexes, including the Waipori/Waihola wetlands, Tunaheketaka / Lake Taieri, scroll plain, and tussock areas;
- The gravel *bed* of the lower Taieri is restored and sedimentation of the Waipori/Waihola complex is reduced,
- *Water bodies* support healthy populations of *galaxiid* species
- There are no direct discharges of wastewater to waterbodies

☐ LF-VM-O5 – Dunedin & Coast FMU

- Healthy estuaries, lagoons and *coastal waters* support thriving mahika kai and downstream coastal ecosystems, and indigenous species can migrate easily and as naturally as possible to and from these areas,
- There is no further modification of the shape and behaviour of the *water bodies* and opportunities to restore the natural form and function of *water bodies* are promoted wherever possible, and
- Discharges of contaminants from urban environments are reduced so that water bodies are safe for human contact.

☐ LF-VM-O6 – Catlins

By 2030 in the Catlins

- Waterbodies support thriving mahika catchment and access to Kai Tahu whanui to mahika kai and access of Kai Tahu whanui to mahika kai;
- the high degree of naturalness and ecosystem connections between the forests, *freshwater* and coastal environment are preserved.
- Healthy, clear and clean water supports opportunities for recreation and sustainable food production for future generations.

Discuss how your proposal meets the relevant policies above:

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Please note if works are proposed within a wetland or could affect a wetland a separate policy assessment will be required.

**30. Kai Tahu ki Otago Natural Resource Management Plan 2005 (NRMP).**

The following requirements apply to river and instream works:

- To require that work be undertaken when water levels are naturally low or dry.
- To require that works are not undertaken during spawning season of certain fish species and fish passage is provided for at all times.
- To require that any visual impacts at the site of the activity are minimal.
- To require that all practical measures are undertaken to minimise sediment or other contaminant discharge and that wet concrete does not enter active flow channels.
- To require that machinery only enters the dry bed of the waterway to the extent necessary to undertake the work, and that it is kept clean and well-maintained, with refuelling occurring away from the waterway. Machinery operating in flowing water is to be discouraged.
- To require that buffer zones are established and agreed upon with the Papatipu Rūnaka between the flowing water and the site of any river or instream work.

Discuss how your proposal meets the relevant policies above:

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[illegible]

For activities south of the Clutha River/ Mata- Au the Ngāi Tahu ki Murihiku Natural Resource and Environmental Iwi Management Plan 2008 contains requirements that must be considered.

- Require that placement of culverts and other flood works activities in the beds or margins of waterways is such that the passage of native fish and other stream life is not impeded.
- Recommend that culvert pipes are buried in the streambed, so that gravel can lie in the bottom third of the pipe, thus providing natural habitat in the culvert so that fish can migrate through them.
- Require that the placement of culverts and other flood works activities in the beds or margins of waterways occurs in a manner that minimises disturbance to the streambed.
- Recommend that tracks leading to culverts are designed (e.g. contoured) so that stormwater run-off and any effluent on the track is directed away from the stream. Such discharges should be to land and not directly to water.
- Require that that placement of culverts and other flood works activities in the beds or margins of waterways occur at times of low or no flow.
- Require that short term effects on water quality and appearance are mitigated during culvert or flood works construction, and for a settling period following. For example, straw bales may be used to minimise turbidity, and contain discolouration and sedimentation.
- Avoid the direct or indirect modification of any existing wetland area.
- Ensure that all native fish species have uninhibited passage from the river to the sea at all times, through ensuring continuity of flow.

Discuss how your proposal meets the relevant policies above:

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Please note if the works are located in the Waitaki catchment as shown by Map 1 of the plan <https://aukaha.co.nz/wp-content/uploads/2019/12/Waitaki-lwi-Management-Plan-2019.pdf>

An assessment on the Waitaki Iwi Management Plan is required.

### 31. Further Assessment of Environmental Effects (AEE)

Depending on the scale of the proposed activity, a separate Assessment of Environmental Effects (AEE) may be required as outlined in the Fourth Schedule of the Resource Management Act 1991. **If you are unsure whether a separate AEE is required, please contact the Consents Team prior to lodging your application.** The extent of detail required should be relative to the scale and significance of the potential adverse effects that the activity may have on the receiving environment. The AEE must contain, but is not limited to:

- if it is likely that the activity will result in any significant adverse effect on the environment, a description of any possible alternative locations or methods for undertaking the activity;
- an assessment of the actual or potential effect on the environment of the activity;
- if the activity includes the use of hazardous installations, an assessment of any risks to the environment that are likely to arise from such use;
- if the activity includes the discharge of any contaminant, a description of -
  - (i) the nature of the discharge and the sensitivity of the receiving environment to adverse effects; and
  - (ii) any possible alternative methods of discharge, including discharge into any other receiving environment;
- a description of the mitigation measures (including safeguards and contingency plans where relevant) to be undertaken to help prevent or reduce the actual or potential effect;
- identification of the persons affected by the activity, any consultation undertaken, and any response to the views of any person consulted;
- if the scale and significance of the activity's effects are such that monitoring is required, a description of how and by whom the effects will be monitored if the activity is approved;
- if the activity will, or is likely to, have adverse effects that are more than minor on the exercise of a protected customary right, a description of possible alternative locations or methods for the exercise of the activity (unless written approval for the activity is given by the protected customary rights group).

### 32. Policy Assessment

For larger applications, you may also need to provide a policy assessment which includes an assessment of the proposed activity against:

- the matters set out in Part 2 of the Resource Management Act 1991; and other relevant national environmental standards or national policy statements.

## CHECKLIST

In order to submit a complete application, have you remembered to?

- ☐ Fully completed this application form and Form 1?
- ☐ Attached an Assessment of Environmental Effects? (if required)
- ☐ Attached maps, technical drawings and photographs as appropriate?
- ☐ Attached a Certificate of Title for the site that is less than 3 months old?
- ☐ Attached any written approvals?
- ☐ Paid your deposit?

To keep consent processing costs to a minimum it is strongly recommended that the checklist is complete, and all items required are attached **before** you lodge your application to the Otago Regional Council.

# Resource Consent Application Form 22

Change (variation) or cancellation of consent conditions



## IMPORTANT NOTES TO THE APPLICANT

You must complete this application form and Resource Consent Application Form 1 in full.

It is crucial that you provide as much relevant information as possible with your application and in an understandable way. This will help ORC staff process it efficiently, and at the minimum cost.

If all the necessary information is not entered on the form or supplied with the application then Otago Regional Council may return your application, request further information or publicly notify your application. This will lead to delays in the processing of your application and may increase processing costs.

### **Applications made under section 127:**

This application is being made under section 127 of the Resource Management Act 1991, which allows the holder of a resource consent to apply to the Otago Regional Council for a change or cancellation of a condition of the consent. However, no holder of any consent may apply for a change or cancellation of a condition on the duration of the consent.

An application made under section 127 is processed as though it was an application for a resource consent for a discretionary activity, except that the assessment is based on the change or cancellation of a condition and the effects of the change or cancellation respectively only. It does not provide for the reconsideration of the entire consent.

However, case law indicates that where an application to change or cancel a consent condition results in materially different effects, it is preferable to treat it as an application for a new consent.

## GENERAL

1. What is the consent number(s) you wish to change/cancel the conditions of?
2. List the condition/s number/s and give details of the proposed changes/cancellation:

### **3. Assessment of Environmental Effects (AEE)**

An application for a change or cancellation to a condition of a resource consent must include an Assessment of Environmental Effects (AEE) as outlined in the Fourth Schedule of the Resource Management Act 1991. The extent of detail required should be relative to the scale and significance of the potential adverse effects that that change/cancellation may have on the receiving environment. You must provide an AEE of the change/cancellation of consent condition(s) which contains, but is not limited to:

- if it is likely that the activity will result in any significant adverse effect on the environment, a description of any possible alternative locations or methods for undertaking the activity;
- an assessment of the actual or potential effect on the environment of the activity;
- if the activity includes the use of hazardous installations, an assessment of any risks to the environment that are likely to arise from such use;
- if the activity includes the discharge of any contaminant, a description of -
  - (i) the nature of the discharge and the sensitivity of the receiving environment to adverse effects; and
  - (ii) any possible alternative methods of discharge, including discharge into any other receiving environment;
- a description of the mitigation measures (including safeguards and contingency plans where relevant) to be undertaken to help prevent or reduce the actual or potential effect;
- identification of the persons affected by the activity, any consultation undertaken, and any response to the views of any person consulted;
- if the scale and significance of the activity's effects are such that monitoring is required, a description of how and by whom the effects will be monitored if the activity is approved;
- if the activity will, or is likely to, have adverse effects that are more than minor on the exercise of a protected customary right, a description of possible alternative locations or methods for the exercise of the activity (unless written approval for the activity is given by the protected customary rights group).

### **4. Will the proposed change/cancellation to the condition(s) result in any adverse effects that are different from those currently authorised by the consent?    YES    NO**

\*If yes, this must be described in sufficient detail in the AEE and it may be that a new consent is required.

### **5. Policy Assessment**

You must also provide a policy assessment relating to the change/cancellation, which includes an assessment of the change/cancellation against:

- the matters set out in Part 2 of the Resource Management Act 1991; and
- any relevant objectives, policies, rules or other provisions of:
  - a national environmental standard;
  - other regulations;
  - any relevant national policy statements;
  - a New Zealand coastal policy statement (if applicable);
  - a regional policy statement or proposed regional policy statement;
  - a regional plan or proposed regional plan.



## CHECKLIST

In order to submit a complete application, have you remembered to?

- ☐ Fully completed this application form and Form 1?
- ☐ Attached an Assessment of Environmental Effects?
- ☐ Attached a Policy Assessment?
- ☐ Attached any written approvals?
- ☐ Paid your deposit or attached a cheque?

To keep consent processing costs to a minimum it is strongly recommended that the checklist is complete, and all items required are attached **before** you lodge your application to the Otago Regional Council.