

**18 August, 2026**

**To: Otago Regional Council**

**Attention: Consent Team**

**Re: Request for Deemed Permitted Activity under Section 87BB of the Resource Management Act 1991 – Matau Branch Floodbank Realignment**

Dear ORC Consent Team,

**Purpose of This Letter**

The purpose of this letter is to outline the proposed realignment of approximately 350 metres of an existing Otago Regional Council (ORC) floodbank along the true right bank of the Matau Branch of the Clutha River and to request that the activity be considered under section 87BB of the Resource Management Act 1991 (RMA), as amended by the Resource Legislation Amendment Act 2017 (RLAA17), as a deemed permitted activity.

The proposed works involve removing and reconstructing approximately 350 metres of the existing floodbank approximately 20 metres to the west of its current alignment. The works are required to address an area of active riverbank erosion that has resulted in partial failure of the riverbank immediately adjacent to the existing floodbank. Continued erosion presents a significant risk to the integrity of the floodbank and, consequently, to the wider flood protection provided to the Inch Clutha area.

The applicable provisions of the Otago Regional Council Water Plan have been reviewed in relation to the proposed works. Rule 14.3.1.1 provides for the alteration or reconstruction of a defence against water, other than on the bed of a lake or river, subject to there being no permanent change to the scale, nature or function of the defence.

There is a potential issue as to whether relocating the floodbank approximately 20 metres from its existing alignment falls within the meaning of "alteration" for the purposes of Rule 14.3.1.1. If the proposed realignment is considered to fall outside the permitted activity rule on this basis, this letter seeks consideration of the activity under section 87BB of the RMA on the basis that any resulting non-compliance is marginal.

**Existing Floodbank and Proposed Works**

The existing floodbank forms part of the established flood protection system serving the Inch Clutha area. An area of active erosion is occurring along the adjacent riverbank, resulting in partial failure of the riverbank immediately adjacent to the floodbank.

Further erosion at this location could result in additional bank instability and potentially lead to failure of the adjacent floodbank. Such a failure could result in widespread flooding throughout the Inch

Clutha area, with potentially significant consequences for property, infrastructure, productive land, access and the wider community.

The proposed response is to remove approximately 350 metres of the vulnerable existing floodbank and reconstruct it approximately 20 metres to the west, away from the active erosion area.

The reconstructed floodbank will retain the essential characteristics and function of the existing defence. The general cross-sectional dimensions and crest elevation will remain unchanged, and material contained within the existing floodbank will be reused in the reconstruction. The floodbank will continue to provide the same fundamental flood protection function and remain part of the existing flood protection system.

The existing bank failure area will be appropriately battered back and planted with suitable vegetation to assist with stabilisation and provide riparian habitat. Appropriate erosion and sediment controls will be implemented throughout the works in accordance with accepted best-practice measures.

All works associated with the floodbank realignment will occur above the bed of the river. No dredging, excavation, placement of material, or other works within the bed of the Matau Branch are proposed. A preliminary set of plans is attached showing the specific details of the proposed works.

### **Flooding and Hydraulic Effects**

The proposed realignment will not result in an increase in flood levels or flood risk at the site or at other locations.

The reconstructed floodbank will be located approximately 20 metres to the west of the existing alignment, away from the river. Consequently, the proposed realignment will marginally increase the available cross-sectional area of the river flood channel at the affected location rather than constricting the channel or reducing its capacity to convey flood flows.

The hydraulic assessment undertaken for the proposed works confirms that the revised alignment will not result in adverse changes to flood levels, flood flows or flood risk elsewhere. The proposed realignment therefore maintains the existing flood protection function without creating consequential adverse flood-related effects at other locations.

### **Consideration of Alternative Options**

A range of engineering options was considered to address the erosion affecting the existing floodbank. These included various bank stabilisation measures and options involving modification of the river channel to redirect erosive forces away from the existing floodbank.

The alternative options were not considered preferable due to technical and cost limitations and, importantly, because they would result in substantially greater disturbance to the bed of the river.

The proposed floodbank realignment provides a more effective and less intrusive means of addressing the identified risk. It allows the existing flood protection function to be maintained without

undertaking works within the riverbed and was identified as the preferred option from both an engineering and environmental perspective.

#### **Rule 14.3.1.1 and Section 87BB**

Rule 14.3.1.1 of the Water Plan provides that the alteration or reconstruction of a defence against water, other than on the bed of a lake or river, is a permitted activity where:

"There is no permanent change to the scale, nature or function of the defence against water."

The proposed works do not result in a permanent change to the scale, nature or function of the existing flood defence. The reconstructed floodbank will retain its general cross-sectional dimensions and crest elevation, will continue to provide the same flood protection function, and will remain part of the existing flood protection system.

The potential issue is limited to whether the proposed change in horizontal alignment falls within the meaning of "alteration" under Rule 14.3.1.1. If the change in alignment is considered to fall outside the scope of the permitted activity rule, the resulting non-compliance should be considered in the context of section 87BB of the RMA.

Section 87BB provides a mechanism for an activity to be treated as a permitted activity where it would otherwise be permitted except for a marginal or temporary non-compliance with a requirement, condition or permission specified in a plan.

In this case, any non-compliance arising solely from the minor change in alignment would be marginal in both nature and extent. The proposal does not involve establishing a new flood protection scheme, materially enlarging the existing defence, or changing the purpose or performance of the floodbank. Approximately 350 metres of the existing floodbank will instead be reconstructed approximately 20 metres from its existing alignment to protect the established flood protection function from an active erosion hazard.

The proposed realignment is therefore a limited physical adjustment to an existing defence necessitated by the changing physical conditions at the site. The reconstructed floodbank will retain the same essential physical characteristics and function, while the hydraulic assessment confirms that the revised alignment will not adversely affect flooding or flood risk elsewhere.

#### **Environmental Effects**

The proposed activity will not result in adverse environmental effects that are different in character, intensity or scale as a consequence of the potential non-compliance.

A particularly important feature of the proposal is that all floodbank works will occur above the bed of the Matau Branch. No dredging, excavation, placement of material, or other works within the riverbed are proposed. The proposal has specifically been developed to avoid disturbance to the riverbed.

Alternative engineering responses, including bank stabilisation measures and modification of the river channel, were considered but were not preferred because they would result in greater disturbance to the river environment. The proposed realignment therefore represents the least environmentally intrusive engineering solution identified for addressing the existing erosion and floodbank stability issue.

Existing floodbank material will be reused, the vulnerable riverbank area will be appropriately battered back and planted, and erosion and sediment controls will be implemented during construction. The potential non-compliance associated with the change in alignment will therefore not introduce a different class, character, intensity or scale of adverse environmental effect.

### **Effects on Persons**

The proposed activity is also considered to satisfy the requirement under section 87BB that adverse effects on persons be less than minor.

The purpose of the project is to maintain the integrity of an existing flood protection system and address an existing and foreseeable risk of floodbank failure. Continued erosion at the existing bank failure location could result in further instability and ultimately compromise the floodbank. Failure of the floodbank could expose the wider Inch Clutha area to significant flooding, with consequential effects on property, infrastructure, productive land, access and the wider community.

The proposed realignment reduces this risk by moving the floodbank away from the active erosion area while maintaining its existing flood protection function. The hydraulic assessment confirms that the revised alignment will not create adverse flood-related effects elsewhere.

The realignment of the adjacent gravel road also addresses an existing safety concern arising from instability of the riverbank. The road has already been closed due to those concerns, and its relocation forms part of the response to the existing instability.

The proposed activity is therefore not expected to result in adverse effects on any person that are more than minor.

### **Request Under Section 87BB**

The proposed works involve the realignment of an established flood defence in response to an active erosion hazard. The reconstructed floodbank will retain the essential scale, nature and function of the existing defence, will maintain the established flood protection function, and will not adversely affect flood levels or flood risk at other locations.

The potential issue under Rule 14.3.1.1 is limited to the interpretation of whether a change in horizontal alignment falls within the meaning of "alteration". If the proposed realignment is considered to result in non-compliance with the rule, the circumstances of the proposal support that non-compliance being regarded as marginal.

In particular, the works do not involve a substantive change to the existing flood defence, do not involve disturbance of the riverbed, will reuse the existing floodbank material, and have been designed

to address an existing erosion hazard while maintaining the established flood protection function. The hydraulic assessment confirms that the revised alignment will not result in adverse flood-related effects elsewhere, and the proposal has been selected in preference to alternative engineering solutions that would result in greater disturbance to the river environment.

Accordingly, ORC Engineering respectfully requests that the proposed activity be considered under section 87BB of the RMA and that, if the Council determines that the proposed realignment constitutes a marginal non-compliance with Rule 14.3.1.1, the Council exercise its discretion under section 87BB(1)(d) to provide written notice that the activity is a deemed permitted activity.

This request recognises that the final determination as to the applicability of section 87BB rests with the Council as the independent decision-maker. It is submitted that, on the facts of this proposal, any potential non-compliance is limited in nature and extent, the environmental effects are no different in character, intensity or scale, effects on persons are less than minor, and the proposed works are necessary to maintain the integrity and continued function of an existing flood protection system.

Sincerely,



Nathan Anderson, CPEng  
ORC Engineering Team Leader Assets and Delivery

Enclosures:

1. Preliminary Engineering Plans
2. Form 1 – Application for Resource Consent

## 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 applicants with guidance on information that is required under the Resource Management Act 1991. Please note that these forms are 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).

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

- The full legal names (including any middle names) or Company name or Trust (including full legal 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 legal names of all Trustees are required. If the application is not for a limited company, incorporated group or trust, then you must use the full legal names of the individual(s).
- All invoices will be made out to and sent to the applicant.

Full legal name(s), **or** Registered company **or** Trust:

Otago Regional Council

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If a Trust what are the full legal names of all Trustees:

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Postal address: Private Bag 1954, Dunedin

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Post code: 9050

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**and**

Address for service<sup>1</sup>: Private Bag 1954, Dunedin

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Post code: 9050

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

Work Phone: \_\_\_\_\_

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

**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.**

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<sup>1</sup> This is the address where any official legal documents are to be sent to. PO Boxes are not accepted.

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

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

Full legal name: Nathan Anderson

Mobile: 02904551115

Work Phone: \_\_\_\_\_

Email address: Nathan.anderson@orc.govt.nz

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

Contact person: \_\_\_\_\_

Company: \_\_\_\_\_

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

Work Phone: \_\_\_\_\_

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

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

Select the type of resource consent/s that you are applying for in your application.

☐ **Coastal**

*For activities that are within the coastal marine area (CMA), for example, mooring, boat shed*

☐ **Discharge**

*For activities outside the CMA that may discharge contaminants into the air, water and onto or into land*

☒ **Land Use**

*For activities and structures outside the CMA for example, a bore, Earthworks, disturbance of contaminated land, dairy effluent systems, or activities in or on beds of lakes or rivers or flood-bank*

☐ **Water**

*For activities outside the CMA that involve the abstraction, damming, diversion and/or use of ground or surface water*

☐ **Change to an existing consent**

*For applications to change conditions or lapse date of a current consent/s*

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.):

**ORC must realign a segment of an existing ORC floodbank that is at risk of failure due to erosion of the adjacent riverbank.**

**5. Location of proposed activity:**

Address: 450 Riverbank Road, Inch Clutha, Kaitangata

Legal description(s): PT FARM 2 3 DP 1361 PT LOTS 1-2 DP 3806 LOT 1 PT LOT 2 DP 10145 LOT 1 DP 8117 SEC 13  
BLK IX INCH CLUTHA SD

Map reference(s) (NZTM 2000)

Easting: 1353967

Northings: 4868761

**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):

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(a) Do you agree to the above consent/s 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

If yes, please state the consent application number: \_\_\_\_\_

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

☐ Yes ☐ No

If yes, please state the pre-application number: \_\_\_\_\_

(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: \_\_\_\_\_

**7. Review of consent conditions:**

Do you wish to review a draft of the Council officer's report and consent conditions before any consent is issued?<sup>2</sup>

☒ Yes ☐ No

If Yes an extension of timeframes under s37A of the Resource Management Act 1991 will be required to provide time for this review, any discussions with Council staff and for a decision to be made. Do you agree to this extension?

☒ Yes ☐ No

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<sup>2</sup> Please note that we do not typically send out drafts of land use consents for bores or the drilling over an aquifer as these only have standard conditions added to them and they are minor activities. If you are seeking one of these consents, please tick no to question 7 above.

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

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

- ☐ Central Otago District Council  
☒ Clutha District Council  
☐ Dunedin City Council  
☐ Queenstown Lakes District Council  
☐ Waitaki District Council

**10. 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: \_\_\_\_\_

**11. 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

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

Name of landowner: Guy Wong & Son Limited (Current. Land to be purchased by ORC)

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

Work Phone: \_\_\_\_\_

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

**12. 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

### 13. 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

### 14. 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 5 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:

☐ Online bank transfer ☐ In person ☐ Credit card ☒ Invoice required

If an invoice is required is there a purchase order/ reference number that needs to be added to it?

Is so please provide this: USE ORC WO.508

Date of payment: \_\_\_\_\_

Amount paid: \_\_\_\_\_

Payment reference: WO.508

**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 can be done as part of a pre-application. Further information regarding pre-applications can be found via the following link:**

<https://www.orc.govt.nz/consents-and-compliance/before-applying-for-a-consent>

Information regarding costs can be found via the following link: [www.orc.govt.nz/consents/ready-to-apply-for-a-consent/fees-and-charges](https://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. Information on fees and charges can be found on Council's website via the following link <https://www.orc.govt.nz/consents-and-compliance/apply-for-a-consent/fees-and-charges/>
- ☒ Written approvals from all potentially affected parties.  
"Written Approval of Affected Persons" forms are available from Council's website  
<https://www.orc.govt.nz/consents-and-compliance/apply-for-a-consent/#consents-application-forms>
- ☒ 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.

**Select one of the statements below that applies to the applicant.**

### 1. I declare that I am:

- ☐ not a natural person and that **I have been** the subject of abatement notices, enforcement orders, infringement notices, and convictions under the Resource Management Act 1991; or
- ☐ a natural person and that in the past 7 years **I have been** the subject of abatement notices, enforcement orders, infringement notices, and convictions under the Resource Management Act 1991

**Or**

### 2. I declare that I am:

- ☐ not a natural person and **have not been** the subject of abatement notices, enforcement orders, infringement notices, and convictions under the Resource Management Act 1991; or
- ☒ a natural person and in the past 7 years **I have not been** the subject of abatement notices, enforcement orders, infringement notices, and convictions under the Resource Management Act 1991

**If you have selected either of option 1 From the above statement provide a list of all matters and the date of each:**

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Name(s): Nathan Anderson

Signature(s):



(or person authorized to sign on behalf of applicant)

**\*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: ORC Engineer

(e.g. owner, manager, consultant)

Date: 18 Aug 2026

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

Alternatively, applications can be posted to:

*Otago Regional Council*

*Private Bag 1954*

*Dunedin 9054*

*New Zealand*

## **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 from Councils website <https://www.orc.govt.nz/consents-and-compliance/apply-for-a-consent/#consents-application-forms>

## 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:

- (a) 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))
- (b) 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))
- (c) 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 2024)**

Note that the fees shown below are a deposit to be paid on lodgment 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.

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](https://www.orc.govt.nz/consents/ready-to-apply-for-a-consent)

### **Pre-Application Work**

We offer a pre-application service to help customers. The costs related to this service include administration, research, meeting time, taking minutes, distribution of meeting notes, and follow up advice. Pre-applications typically require 2-4 hours to complete the above actions. 30 minutes of work carried out by the Consents Planner is free of charge. The remaining work is charged at the relevant staff member's hourly rate in accordance with the fees and charges schedule.

For deposit fee amounts and scale of charges these can be found via Council's website at: <https://www.orc.govt.nz/feesandcharges>. Alternatively, you can contact us via phone on 03 474 0827, or 0800 474 082 Monday to Friday, 8am to 5pm.

### **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/consents-and-compliance/apply-for-a-consent/fees-and-charges/>



Otago  
Regional  
Council



| CONTRACT DRAWINGS |                                |
|-------------------|--------------------------------|
| SHEET ID NO.      | DRAWING TITLE                  |
|                   |                                |
|                   | GENERAL                        |
| G001              | COVER SHEET                    |
| G002              | GENERAL PROJECT INFORMATION    |
| G003              | ESTIMATE REFERENCE INFORMATION |
| G004              | EXISTING CONDITIONS            |
|                   |                                |
|                   | CIVIL                          |
| C001              | REMOVALS                       |
| C002              | TYPICAL SECTIONS               |
| C003              | FLOODBANK PLAN AND PROFILE     |
| C004              | ROADWAY PLAN AND PROFILE       |
| C005              | FENCING PLAN                   |
| C006              | FENCING DETAILS                |
| C007              | FENCING DETAILS                |
| C008              | SITE RESTORATION PLAN          |
| C009              | EROSION CONTROL DETAILS        |

**DRAFT ONLY**  
**NOT FOR CONSTRUCTION**

[illegible]

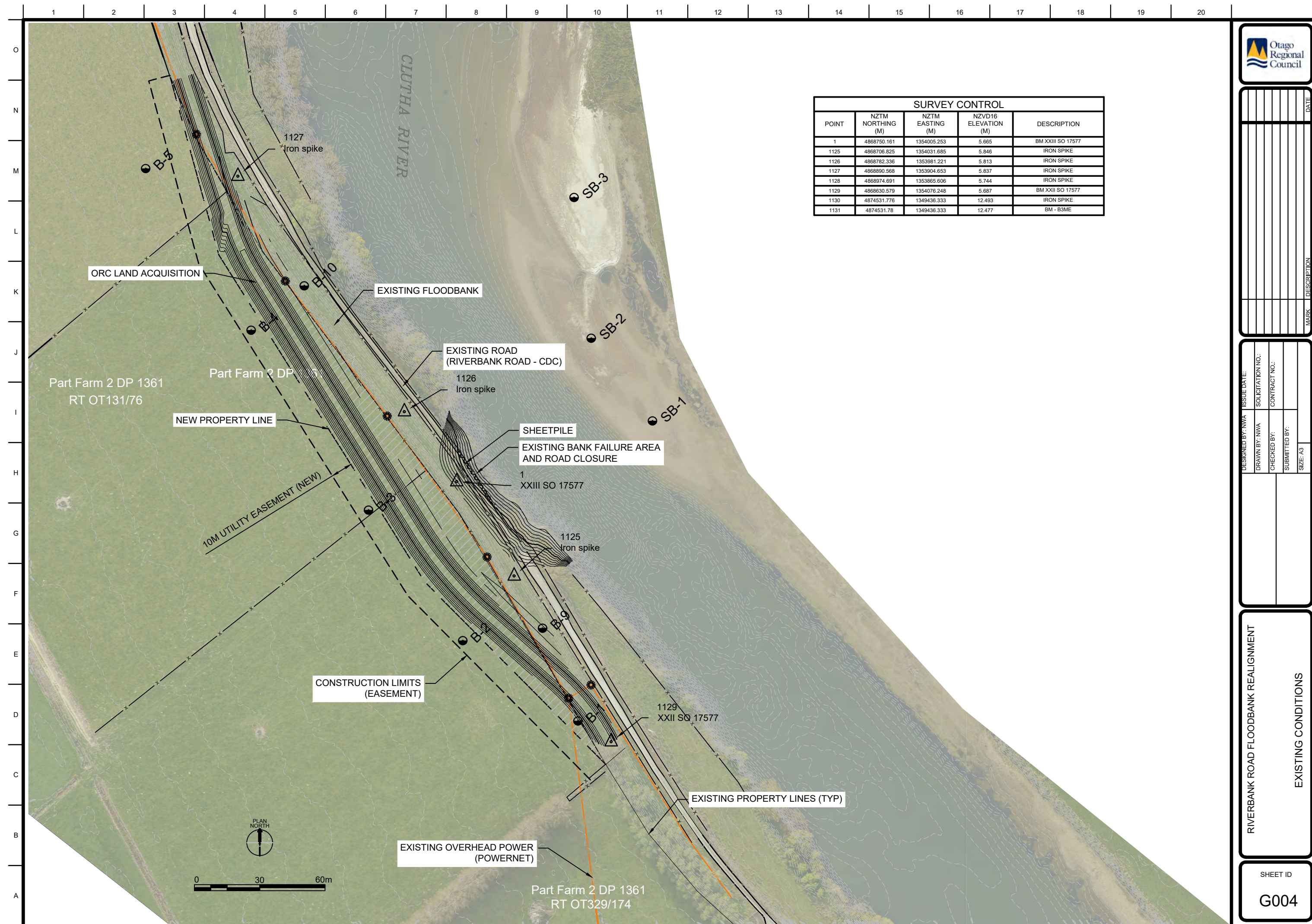
|  |               |                   |
|--|---------------|-------------------|
|  | DRAWN BY: NWA | SOLICITATION NO.: |
|  | CHECKED BY:   | CONTRACT NO.:     |
|  | SUBMITTED BY: |                   |
|  | SIZE: A3      |                   |

COVER SHEET

HEET ID  
G001







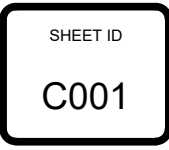
| SURVEY CONTROL |                         |                        |                            |                   |
|----------------|-------------------------|------------------------|----------------------------|-------------------|
| POINT          | NZTM<br>NORTHING<br>(M) | NZTM<br>EASTING<br>(M) | NZVD16<br>ELEVATION<br>(M) | DESCRIPTION       |
| 1              | 4868750.161             | 1354005.253            | 5.665                      | BM XXIII SO 17577 |
| 1125           | 4868706.825             | 1354031.685            | 5.846                      | IRON SPIKE        |
| 1126           | 4868782.336             | 1353981.221            | 5.813                      | IRON SPIKE        |
| 1127           | 4868890.568             | 1353904.653            | 5.837                      | IRON SPIKE        |
| 1128           | 4868974.691             | 1353865.606            | 5.744                      | IRON SPIKE        |
| 1129           | 4868630.579             | 1354076.248            | 5.687                      | BM XXII SO 17577  |
| 1130           | 4874531.776             | 1349436.333            | 12.493                     | IRON SPIKE        |
| 1131           | 4874531.78              | 1349436.333            | 12.477                     | BM - B3ME         |

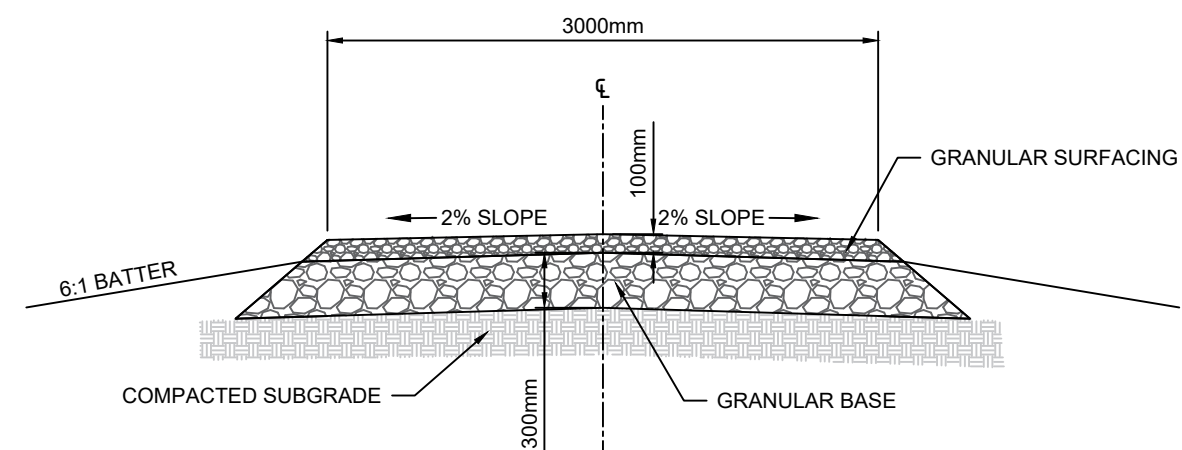
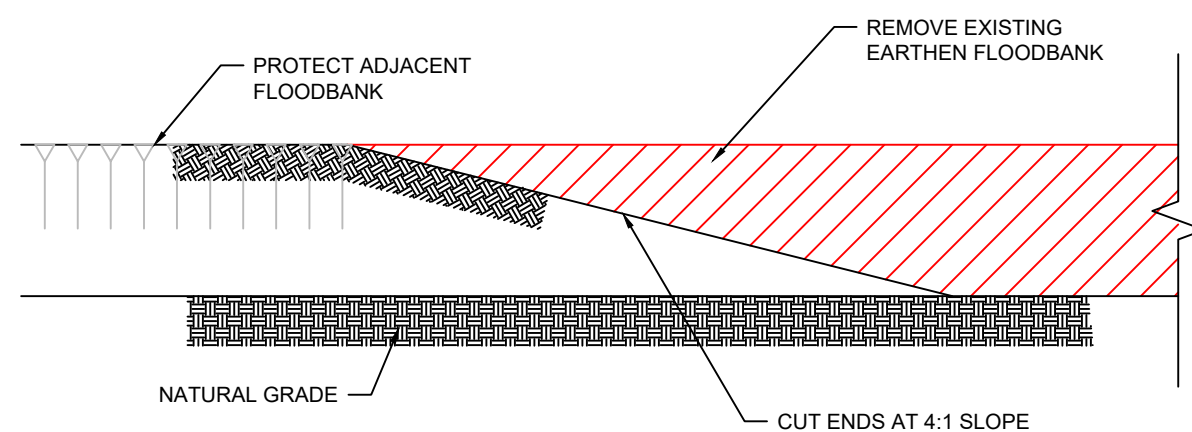
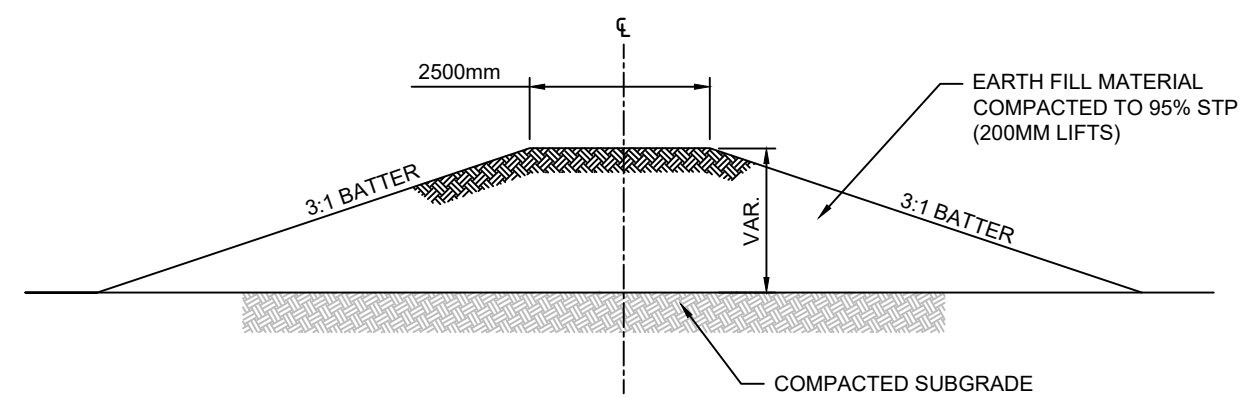
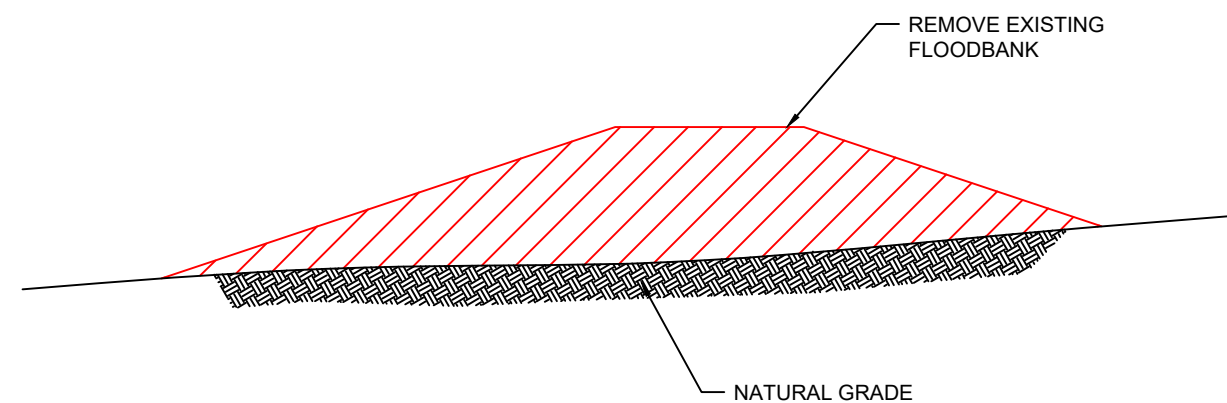
[illegible]

|  |                  |                   |
|--|------------------|-------------------|
|  | DESIGNED BY: NWA | ISSUE DATE:       |
|  | DRAWN BY: NWA    | SOLICITATION NO.: |
|  | CHECKED BY:      | CONTRACT NO.:     |
|  | SUBMITTED BY:    |                   |
|  | SIZE: A3         |                   |

## EXISTING CONDITIONS

SHEET ID  
G004



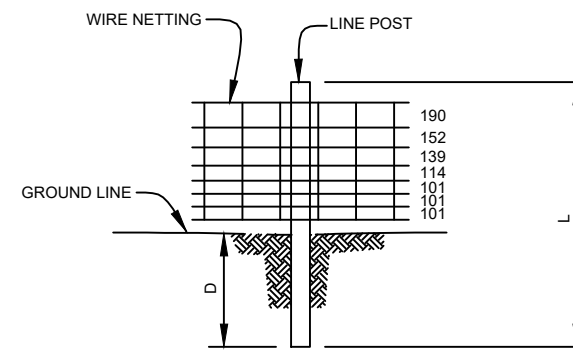
[illegible]

|                  |                   |
|------------------|-------------------|
| DESIGNED BY: NWA | ISSUE DATE:       |
| DRAWN BY: NWA    | SOLICITATION NO.: |
| CHECKED BY:      | CONTRACT NO.:     |
| SUBMITTED BY:    |                   |
| SIZE: A3         |                   |

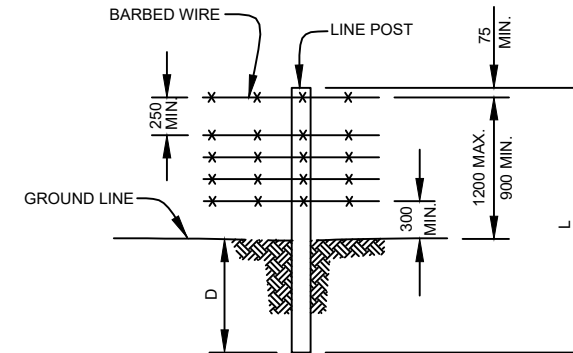




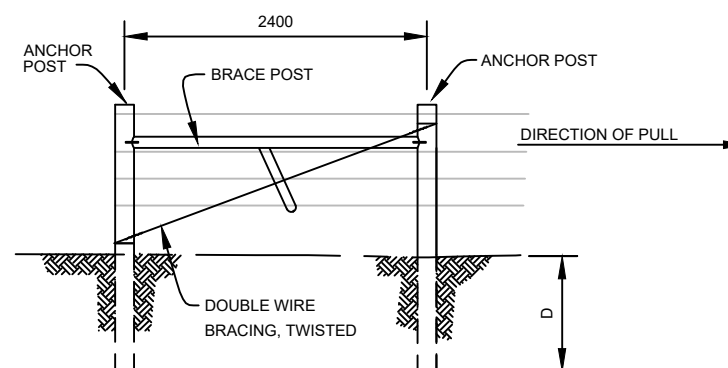




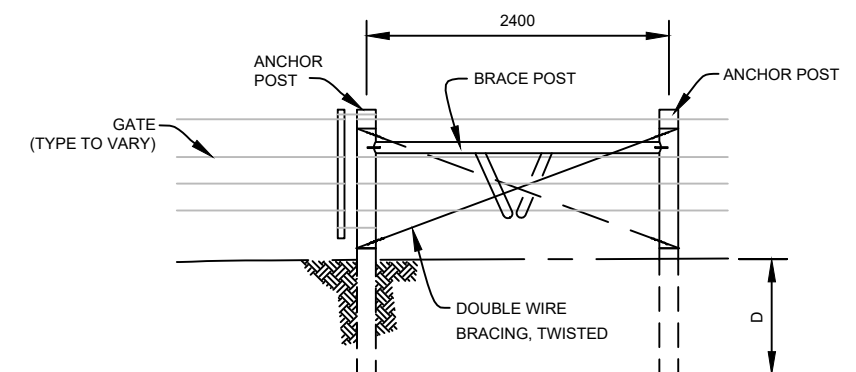
## NETTING DETAIL



## BARBED WIRE DETAIL



1-SPAN END



GATE BRACE



