

Resource Consent Certificate



Resource Consent Number: 103847
File Number: 60 39 24A

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

Hauraki District Council
P O Box 17
Paeroa 2951

(hereinafter referred to as the Consent Holder)

Consent type: Discharge Permit
Consent subtype: Discharge to Air

Activity authorised: Discharge contaminants, including odour, to the air from the sewage treatment plant

Location: (Ngatea Sewage) Phillips Rd - Ngatea
Map Reference: NZMS260 T12:312-318

Consent duration: Granted for a period to expire on 31 October 2015

Subject to the conditions overleaf:

CONDITIONS

General

1. The discharge of odour shall be operated in accordance with the application for this resource consent and the document titled "Hauraki District Council, Ngatea Wastewater Treatment Plant, Assessment of Environmental Effects and Discharge Permit Application Supporting Information" dated June 2000 by Bruce Wallace Partners Limited, Project Number 8864.
2. The consent holder shall pay to the Waikato Regional Council any administrative charge fixed in accordance with section 36 of the Resource Management Act 1991, or any charge prescribed in accordance with regulations made under section 360 of the Resource Management Act.

Complaints

3. The consent holder shall maintain and keep a complaints register for all objectionable odour complaints, regarding all aspects of operations at the site related to the exercise of this consent, received by the consent holder. The register shall record:
 - (i) the date, time and duration of the incident that has resulted in a complaint,
 - (ii) the location of the complainant when the incident was detected,
 - (iii) the possible cause of the odour incident, for odour complaints:
 - (iv) the weather conditions and wind direction at the site when the odour event allegedly occurred,
 - (v) any corrective action undertaken by the consent holder in response to the complaint,
 - (vi) the steps to be taken in future to prevent recurrence of similar events.

The register shall be made available to the Waikato Regional Council at all reasonable times. Complaints received by the consent holder that may infer non-compliance with the conditions of this resource consent shall be forwarded to the Waikato Regional Council within 5 days of the complaint being received.

Odour Control

4. There shall be no odour as a result of the activities authorised by this resource consent that causes an objectionable or offensive effect beyond the outer boundary of the property to which this resource consent relates.

Note: For the purpose of condition 4 of this resource consent, the Waikato Regional Council will consider an effect that is objectionable or offensive to have occurred if any appropriately experienced officer of the Waikato Regional Council deems it so after having regard to:

- (i) the frequency, intensity, duration, amount, effect and location of the suspended or particulate matter; and/or
 - (ii) receipt of complaints from neighbours or the public; or
 - (iii) relevant written advice or a report from an Environmental Health Officer of a territorial authority or health authority.
5. Should an emission of odour occur that has an objectionable or offensive effect, the consent holder shall provide a written report on the odour incident including all of the details required by the complaints register of the site as outlined in condition 3 of this consent. This information shall be forwarded to the Waikato Regional Council within five days of being notified of such by the Waikato Regional Council. The report shall specify:
 - (i) the cause or likely cause of the event and any factors that influenced its severity;
 - (ii) the nature and timing of any measures implemented by the consent holder to avoid, remedy or mitigate any adverse effects; and
 - (iii) the steps to be taken in future to prevent recurrence of similar events.

Review

6. The Waikato Regional Council may in October 2004, October 2008 and October 2012, serve notice on the consent holder under section 128 (1) of the Resource Management Act 1991, of its intention to review the conditions of this resource consent for the following purposes:
- (i) to review the effectiveness of the conditions of this resource consent in avoiding or mitigating any adverse effects on the environment from the exercise of this resource consent and if necessary to avoid, remedy or mitigate such effects by way of further or amended conditions; or
 - (ii) if necessary and appropriate, to require the holder of this resource consent to adopt the best practicable option to remove or reduce adverse effects on the surrounding environment due to; or
 - (iii) to review the adequacy of and the necessity for monitoring undertaken by the consent holder.

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

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

Dated at Hamilton this 21st day of June 2001

For and on behalf of the
Waikato Regional Council



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for Secretary

Advice Notes

1. In accordance with section 125 RMA, this consent shall lapse two (2) years after the date on which it was granted unless it has been given effect to before the end of that period.
2. Where a resource consent has been issued in relation to any type of construction (e.g. dam, bridge, jetty) this consent does not constitute authority to build and it may be necessary to apply for a Building Consent from the relevant territorial authority.
3. This resource consent does not give any right of access over private or public property. Arrangements for access must be made between the consent holder and the property owner.
4. This resource consent is transferable to another owner or occupier of the land concerned, upon application, on the same conditions and for the same use as originally granted (s.134-137 RMA).
5. The consent holder may apply to change the conditions of the resource consent (except for the duration) if circumstances change (s.127 RMA).
6. Routine inspections of the site of the consent may be undertaken by Waikato Regional Council officers or agents. The costs of these routine inspections and any formal monitoring programme that may be established in consultation with the consent holder will be charged to the consent holder.
7. "Non-routine" inspections will be made on other occasions if there is reason to believe (e.g. following a complaint from the public or from a monitoring inspection) that the consent holder is in breach of the conditions of the resource consent. The cost of non-routine inspections and analyses will be charged to the consent holder in the event that non-compliance is determined, or if the consent holder is deemed to not be fulfilling the obligations specified in section 17(1) RMA as shown below:

"Every person has the duty to avoid, remedy or mitigate any adverse effect on the environment arising from an activity carried out, by or on behalf of that person, whether or not the activity is in accordance with a rule in a plan, a resource consent, section 10, section 10a or section 20."