

Schedule

A. Resource consent (102618)

Consent type: Land use consent
Consent subtype: Channel works
Applicant: Hauraki District Council
P O Box 17
PAEROA 2951

Activity authorised: Construct and maintain a water main pipeline under Awaiti Canal & remove old pipelines & associated structures

Location: Awaiti Canal Rd - Kerepehi
Map Reference: NZMS 260 T13:369-273

Consent duration: Granted for a period expiring on 1 August, 2034

Conditions:

1. The works shall be undertaken in accordance with the information supplied in the document titled "Hauraki District Council – Awaiti Canal Water Main Consent - Resource Consent Application" prepared by Opus International Consultants, July 1999.
2. The consent holder shall be responsible for all sub-contracted operations, and must ensure sub-contractors are made aware of the relevant conditions of this resource consent and ensure compliance with those conditions.
3. The consent holder shall inform the Paeroa Office of Waikato Regional Council of the start date of the works, at least three working days before works are due to commence. Decisions concerning the removal of weights, which presently anchor the existing pipelines to the canal bed, shall be made in consultation with Waikato Regional Council staff.
4. The new water main shall be at least one metre below the Awaiti Canal design invert level.
5. Any erosion control works that become necessary as a result of the exercise of this consent shall be undertaken as directed by the Waikato Regional Council, at the expense of the consent holder, to the satisfaction of the Waikato Regional Council.
6. The consent holder shall ensure that sediment losses to natural water, and disturbance of the canal bed, arising from the exercise of this resource consent are minimised during the works and during the term of this consent.
7. Bare soil surfaces resulting from the works shall be revegetated to the satisfaction of the Waikato Regional Council.
8. All fill and excavated material shall be disposed of, or utilised on site, in such a way as does not cause contaminants to enter any water body.
9. All machinery shall be operated in a manner which ensures that spillages of fuel, oil and similar contaminants are prevented, particularly during refuelling and machinery servicing and maintenance. Refuelling and lubrication activities shall be carried out away from any water body such that any spillage can be contained so it does not enter the Awaiti Canal.
10. In the event that any archaeological remains are discovered, the works shall cease immediately and local iwi and the Waikato Regional Council shall be notified. Works shall

recommence after the remains have been dealt with in a manner satisfactory to the applicant, local iwi and the Waikato Regional Council.

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

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."