

# ***Resource Consent Certificate***

**Resource Consent:** 111659  
**File Number:** 60 39 23A

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

Hauraki District Council  
PO Box 17  
Paeroa 3640

*(hereinafter referred to as the Consent Holder)*

**Consent Type:** Water permit  
**Consent Subtype:** Surface water take  
**Activity authorised:** Take water from the Waihou River  
**Location:** Captain Cook Rd - Netherton  
**Map Reference:** NZMS 260 T13:416-293  
**Consent Duration:** This consent will commence on the date of decision notification, unless otherwise stated in the consent's conditions, and expire on 1 July 2027

**Subject to the conditions overleaf:**

**General**

1. The surface water take authorised by this resource consent shall be undertaken:
  - (i) in general accordance with the application for this resource consent titled "Application to Take Surface Water by the Hauraki District Council" dated October 2004; and
  - (ii) the report titled "Hauraki Plains Water Supply Water Management Plan" dated 30 April 2009 and recorded on Waikato Regional Council's document system numbered as 1557603;
 except as specified in the resource consent conditions below.
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 1991.

**Operational limits**

3. The instantaneous rate of take shall not exceed 400 litres per second.
4. The daily take volume shall not exceed 15,000 cubic metres.
5. The annual volume taken shall not exceed 3,545,000 cubic metres, where a year is calculated based on the period 1 July to 30 June.
6. When the 7-day rolling average flow of the Waihou River at Te Aroha (Environment Waikato Site Number 1122.34, Map Reference NZMS 260: T13:494-026), as determined by the Waikato Regional Council, is less than 22.14 cubic metres per second for ten or more consecutive days, the daily volume of water taken under this resource consent (averaged over any two consecutive days) shall not exceed 12,750 cubic metres. The consent holder shall, prior to the exercise of this resource consent, document and submit a methodology for managing the exercise of this resource consent in accordance with this condition.

**Intake structure**

7. The consent holder shall ensure that the velocity of water through the intake screen does not exceed 0.3 metres per second at all times. If requested by the Waikato Regional Council in writing, the consent holder shall provide information on how this velocity requirement is achieved.
8. The intake shall be screened with a mesh aperture size not exceeding 1.5 millimetres by 1.5 millimetres (or 1.5 millimetre diameter holes).
9. The consent holder shall be responsible for the structural integrity and maintenance of the intake structure, and for the provision and maintenance of any erosion control works that may become necessary as a result of the exercise of this consent.

Note: A separate resource consent may be required as a result of the need to undertake erosion control works. Any such consent shall be obtained by the consent holder at their expense prior to any works being undertaken.

10. The consent holder shall be responsible for maintaining the intake structure free of flood debris and other obstructions.

**Monitoring**

11. A pulsed water measuring device shall record the quantity of water taken from the Waihou River at the take location on a cumulative basis. The device shall have a reliable calibration to water flow and shall be maintained to an accuracy of +/- 5%. Evidence of the device's calibration to an accuracy of +/- 5% shall be provided to the Waikato Regional Council within six months of the commencement of this consent.

12. Calibration of the water measuring device shall be undertaken by the consent holder at the written request of the Waikato Regional Council. The calibration shall be undertaken by an independent qualified person and evidence documenting the calibration shall be forwarded to the Waikato Regional Council within one month of calibration being completed.
13. The water measuring device referred to in condition 11 shall be linked by telemetry to the Waikato Regional Council within three months of the commencement of this consent. As a minimum, daily volume, daily average rate of take and maximum daily rate of take shall be telemetered to the Waikato Regional Council on a daily basis. Alternatively, if telemetry is not practicable, the consent holder shall, within three months of the commencement of this consent, submit a methodology and include a time frame in which this will be implemented, for the approval Waikato Regional Council (in a certifying capacity) that details:
  - (i) how the information will be transmitted automatically to the Waikato Regional Council and the procedures to be implemented;
  - (ii) the measures to ensure the accuracy and reliability of the data provided. The consent holder shall ensure that no more than 2% of any of the data required in accordance with this condition are missing on an annual basis. During any times when data cannot be provided automatically a minimum of the daily volume must be recorded.
14. Until automatic recording is installed and operative the consent holder shall provide to the Waikato Regional Council, on a monthly basis, the daily volume taken, maximum daily abstraction rate and average daily abstraction rate (via electronic means).

#### **Water management plan**

15. The consent holder shall carry out its water supply operations in general accordance with the Water Management Plan titled "Hauraki Plains Water Supply Water Management Plan" dated 30 April 2009 or any subsequent updated version of this document as approved via condition 16 of this consent for the duration of this consent, and in particular shall implement as far as reasonably practicable the actions and strategies set out in Section 4 of that Plan, excluding those actions that are subject to other statutory processes.
16. The Water Management Plan provided for by Condition 15 of this consent shall be reviewed and updated by 1 December 2011 and thereafter every two years while this consent is current. Any amendments to this plan shall be submitted to the Waikato Regional Council for approval (in a certifying capacity) by 1 March 2012 and thereafter by 1 March every second year after that date. Approval by the Waikato Regional Council shall be limited to an assessment of whether the plan complies with the requirements of the Waikato Regional Plan Information Requirements 8.1.2.2 — Water Management Plans and the conditions of this consent.

#### **Review**

17. Within 12 months of the Crown settling any claim made under the provisions of the Treaty of Waitangi Act 1975 the Waikato Regional Council may, following service of notice on the consent holder, commence a review of the conditions of this consent pursuant to section 128(1) of the Resource Management Act 1991, for the purpose of ensuring that this consent is in alignment with the provisions of any such settled claim, subject to the proviso that any review shall be for a resource management purpose.



**Advice notes**

1. In accordance with section 125 RMA, this consent shall lapse five (5) years after the date on which it was granted unless it has been given effect to before the end of that period.
2. 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.
3. 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).
4. The consent holder may apply to change the conditions of the resource consent under s.127 RMA.
5. The reasonable costs incurred by Waikato Regional Council arising from supervision and monitoring of this/these consents will be charged to the consent holder. This may include but not be limited to routine inspection of the site by Waikato Regional Council officers or agents, liaison with the consent holder, responding to complaints or enquiries relating to the site, and review and assessment of compliance with the conditions of consents.
6. Note that pursuant to s332 of the RMA 1991, enforcement officers may at all reasonable times go onto the property that is the subject of this consent, for the purpose of carrying out inspections, surveys, investigations, tests, measurements or taking samples.
7. If you intend to replace this consent upon its expiry, please note that an application for a new consent made at least 6 months prior to this consent's expiry gives you the right to continue exercising this consent after it expires in the event that your application is not processed prior to this consent's expiry.
8. The intake structure is provided for by permitted activity rules. Consent will be required should the future use or alteration (including operation, repair, upgrading and maintenance activities) of the structure not comply with permitted activity provisions.