

Appendix C

Existing Waikato Regional Council Resource Consents

Resource Consent Certificate

Resource Consent: 116015
Consent Type: Discharge permit
Consent Subtype: Discharge to water

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

McRobbie Dowling Ltd
54 O'Leary Road
R D 1
POKENO 1872

(hereinafter referred to as the Consent Holder)

Activity authorised: Discharge up to 640 litres per second of treated stormwater to an unnamed tributary of the Waipunga Stream in association with a quarrying operation

Location: McPherson Rd - Pokeno

Map Reference: NZMS 260 S12:915-411

Consent Duration: This consent will commence on the date of decision notification and expire on 14 February 2017

Subject to the conditions overleaf:

General

1. This consent shall be exercised in accordance with the application for this resource consent and as identified in the resource consent conditions below unless otherwise authorised in writing by the Waikato Regional Council.
2. This resource consent is granted by the Waikato Regional Council subject to its servants or agents being granted access to the relevant parts of the property at all reasonable times for the purpose of carrying out inspections, surveys, investigations, tests, measurements, taking samples, and/or photographs.
3. The consent holder shall be responsible for the structural integrity and maintenance of the stormwater management system, and for the provision and maintenance of any erosion control works that become necessary to control erosion as a result of the exercise of this consent.

Water Quality

4. All stormwater runoff contaminated by quarrying related activities shall be treated in the stormwater treatment systems prior to discharge into the unnamed tributary of the Waipunga Stream.
5. All machinery shall be operated in a manner that ensures that spillage of fuel, oil or 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 stormwater treatment system or the unnamed tributary of the Waipunga Stream.
6. There shall be no discharge of contaminants (oil, grease, fuel, or detergents) into water that results in a conspicuous oil or grease film, scum, foam or a conspicuous change in the colour and/or visual clarity, as a result of the exercise of this resource consent.
7. The suspended solids concentration of the discharge from the oval wetland system into the unnamed tributary of the Waipunga Stream shall not exceed a maximum of 80 grams per cubic metre.

Monitoring/Reporting

8. Sampling of the discharge from the oval wetland system shall be undertaken when there is a rainfall event of greater than 15 millimetres in the preceding 24 hours. The consent holder shall, within two hours of becoming aware of a rainfall event greater than 15 millimetres, take the sample identified in this condition.
9. Within 24 hours of taking the sample required by condition 8 the consent holder shall submit the sample for laboratory analysis for suspended solids concentrations and turbidity readings.
10. Where the results of the analysis yield suspended solids concentrations greater than 80 grams per cubic metre, the consent holder shall forward the results to the Waikato Regional Council within 7 days of receipt of laboratory results.
11. The consent holder shall routinely forward the results of the sampling analysis required by condition 8 at six monthly intervals throughout the term of the consent.
12. After the first 12 months of sampling and reporting required by condition 8, 9, 10 and 11 of this resource consent, the frequency of testing and reporting may be reduced with the written approval of the Waikato Regional Council acting in a technical certification capacity.

13. The consent holder shall notify the Waikato Regional Council as soon as practicable and as a minimum requirement within 48 hours, of the consent holder becoming aware of the limits specified in condition 7 of this resource consent being exceeded and/or of any accidental discharge or other circumstances which are likely to result in the limits of this resource consent being exceeded. The consent holder shall, within 7 days of the incident occurring, provide a written report to the Waikato Regional Council, identifying the exceedance, possible causes, steps undertaken to remedy the effects of the incident and measures that will be undertaken to ensure future compliance.
14. The consent holder shall upgrade the stormwater treatment system, if required in writing to do so by the Waikato Regional Council, so that the discharge from the system consistently complies with consent conditions.

Maintenance

15. All stormwater treatment ponds shall be checked every month and desludged as required in order to maintain at least 80 percent capacity, or within one month's notice in writing from the Waikato Regional Council to do so.

Tangata Whenua

16. In the event of any archaeological site or artefacts being discovered or disturbed while undertaking earthworks or any quarry related or ancillary activities, the activity shall cease immediately in the area of the discovery, iwi and the Waikato Regional Council shall be notified within 48 hours. Works may recommence with the written approval of the Waikato Regional Council. Such approval is subject to:
 - (a) tangata whenua interests and values,
 - (b) the consent holder's interests, and
 - (c) any archaeological or scientific evidence.

Review

17. During the six month period following 1 June 2008, and 1 June 2012, the Waikato Regional Council may, following service of notice on the consent holder, commence a review of this consent under section 128 (1) of the Resource Management Act 1991, for the following purposes
 - (i) to review the effectiveness of the conditions of this resource consent in avoiding, remedying 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 the discharge of treated stormwater or
 - (iii) to review the adequacy of and necessity for monitoring undertaken by the consent holder and
 - (iv) the need to take account of any changes to the Waikato Regional Council's Regional Plans or Policies.

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.

Administration

18. 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.

*For and on behalf of the
Waikato Regional Council*

A handwritten signature in black ink, appearing to read 'M. B. ...'. The signature is written in a cursive style and is positioned above a horizontal dotted line.

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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. 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 under s.127 RMA.
6. 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.

Resource Consent Certificate

Resource Consent: 116085
Consent Type: Water permit
Consent Subtype: Surface water take

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

McRobbie Dowling Ltd
54 O'Leary Road
R D 1
POKENO 1872

(hereinafter referred to as the Consent Holder)

Activity authorised: Take up to 50 cubic metres per day of water from an unnamed tributary of the Waipunga Stream for dust control purposes, in association with a quarrying activity

Location: McPhersons Rd - Pokeno

Map Reference: NZMS 260 S12:915-411

Consent Duration: This consent will commence on the date of decision notification and expire on 22 February 2017

Subject to the conditions overleaf:

1. This resource consent is granted by the Waikato Regional Council subject to its officers or agents being permitted access to the property at all reasonable times for the purpose of carrying out inspections, surveys, investigations, tests, measurements or taking samples.

Operational Limits

2. The maximum volume of water taken for domestic, for dust suppression shall not exceed **50 cubic metres in any 24 hour period.**

Note: Any change to this system shall be made notice to the Regional Council, and may be subject to restrictions at the Councils request.

Monitoring and Reporting

3. The consent holder shall maintain a record of weekly water usage (total weekly volume). Records shall be made available to the Waikato Regional Council at all reasonable times. These records shall be forwarded to the Waikato Regional Council by 1 June for each year that the consent is current.

Review

4. The Waikato Regional Council may in the three month period from June to August in 2008 and every fifth year thereafter, 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) To review the adequacy of and the necessity for monitoring undertaken by the consent holder; or
 - iii) To take account of any changes to the Waikato Regional Council's Regional Plans or Policies, and
 - iv) To ensure that the volume of water authorised by this consent is consistent with actual water needs.

Administration

5. 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 the regulations made under section 360 of the Resource Management Act 1991.

*For and on behalf of the
Waikato Regional Council*



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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. 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 under s.127 RMA.
6. 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.