



RESOURCE CONSENT

Discharge Permit

In accordance with the provisions of the Resource Management Act 1991, and subject to the attached conditions, the Hawke's Bay Regional Council (the Council) grants a resource consent for a discretionary activity to:

Ravensdown Limited

Private Bag 6012
Napier 4142

To temporarily discharge dewatering water associated with the construction of new stormwater and process water treatment facilities onto or into land (settling pond) and into water (Waitangi Estuary) in the Coastal Margin.

LOCATION

Address of site

200 Waitangi Road, Awatoto

Legal description

SECS 26 44 50 56 60 PT SECS 32 43 LOT 4 DP 8546 LOTS 1 2 DP 16060 BLK I CLIVE SD, LOTS 6 & 7 DP 25683

Map reference

E1937000 N5613818 (NZTM)

CONSENT DURATION

This consent is granted for a period expiring on 19 December 2032.

Martin Williams
Hearing Commissioners

Under authority delegated by Hawke's Bay Regional Council
19th December 2022

Conditions

1. The activities authorised by this consent shall be undertaken generally in accordance with the Assessment of Environmental Effects dated 30 November 2021 and associated management plans and other information supplied as part of the application for this resource consent. If a conflict arises between any conditions of this consent and the application, the conditions of this consent will prevail.
2. Prior to the discharge of water from dewatering the consent holder shall prepare a Construction Environmental Management Plan (CEMP) with the objective of ensuring the take of dewatering water shall be managed to minimise environmental effects. The dewatering discharge section of the CEMP shall be prepared by a person who is suitably qualified and experienced in managing discharges to the receiving environment
3. The CEMP shall contain the following information regarding dewatering:
 - a) Procedures for assessing the quality of the dewatering water to determine its quality prior to discharge. These shall be prepared in accordance with advice from a suitably qualified and experienced contaminated land practitioner;
 - b) Water quality limits for discharges of dewatering water to the receiving environment, based on advice from a suitably qualified and experienced surface water quality scientist or ecologist;
 - c) Procedures for treating or managing the dewatering water, if necessary to meet the water quality limits for the environment;
 - d) Procedures for observing and monitoring the discharge, including the frequency of monitoring, location of monitoring, method of monitoring, and who will be responsible for the monitoring;
 - e) Details of actions that will be undertaken in the event that the monitoring of the discharge indicates that the water quality limits are not being met;
 - f) Details of reporting that will be undertaken in accordance with this consent.

Advice note:

It is expected that one CEMP will be prepared which will cover the requirements of all construction phase activities for this project, including take and discharge of dewatering water and excavations.

4. The dewatering sections of the CEMP shall be provided to the Council at least 20 working days prior to the dewatering discharge commencing, for certification that they meet the objective set in condition 2 and cover the matters set out in condition 3 above. Dewatering discharge shall not commence until certification of the dewatering sections of the CEMP has been received Council. Notwithstanding this, if 20 working days have passed and no correspondence has been received from the Council regarding the adequacy of the CEMP, the discharge may commence.
5. Dewatering discharge shall be undertaken in accordance with the dewatering sections of the CEMP.
6. The dewatering discharge shall not cause erosion or scour of the receiving environment.
7. The dewatering discharge shall not cause or exacerbate flooding in the receiving environment.
8. The discharge shall not contain more than 100 milligrams per litre of total suspended solids.
9. The reporting required under the CEMP shall be provided to the Council on request.
10. The conditions of this consent may be reviewed by Council during the month of May of any year pursuant to sections 128 to 132 of the RMA. The actual and reasonable costs of any review undertaken will be charged to the consent holder, in accordance with section 36 of the RMA. The conditions may be reviewed for any of the following purposes:

- a) To deal with any adverse effect on the environment which may arise from the exercise of the consent, which it is appropriate to deal with at that time or which became evident after the date of issue;
- b) To require that the discharge is consistent with requirements in a regional plan or a National Environmental Standard;
- c) To modify any monitoring programme, or to require additional monitoring if there is evidence that current monitoring requirements are inappropriate, inaccurate or inadequate;
- d) To modify and/or add conditions of consent in order to ensure that it is consistent with the operative provisions of a regional plan. This shall include (but not be limited to) conditions specifying any maximum or minimum levels, minimum flows and associated implementation timeframes, and/or abstraction rates or volumes (including allocation limits).

Administration

Notification of Changes to Details

11. It is the responsibility of the consent holder to inform the Council (Manager Consents) if any details regarding this consent, including any sale / purchase of the property and any change to contact details.

Routine Monitoring

12. Routine monitoring inspections will be undertaken by Council officers at a frequency of no more than once every year to check compliance with the conditions of the consent. The costs of any routine monitoring will be charged to the consent holder in accordance with the Council's Annual Plan of the time.

Non-routine Monitoring

13. "Non routine" monitoring will be undertaken if there is cause to consider (e.g. following a complaint from the public, or routine monitoring) that the consent holder is in breach of the conditions of this consent. The cost of non-routine monitoring will be charged to the consent holder in the event that non-compliance with conditions is determined, or if the consent holder is deemed not to be fulfilling the obligations specified in section 17(1) of the RMA, which states:

Every person has a duty to avoid, remedy, or mitigate any adverse effect on the environment arising from an activity carried on by or on behalf of the person, whether or not the activity is carried on in accordance with

a) any of sections 10, 10A, 10B, and 20A; or

b) a national environmental standard, a rule, a resource consent, or a designation.

Consent Impact Monitoring

14. In accordance with section 36 of the RMA (which includes the requirement to consult with the consent holder) the Council will levy additional charges for the cost of monitoring the environmental effects of this consent, either in isolation or in combination with other nearby consents. Any such charge would generally be set through the Council's Annual Plan process.

Debt Recovery

15. It is agreed by the consent holder that it is a term of the granting of this resource consent that all costs incurred by the Council for, and incidental to, the collection of any debt relating to this resource consent, whether as an individual or as a member of a group, and charged under section 36 of the

RMA, shall be borne by the consent holder as a debt due to the Council, and for that purpose the Council reserves the right to produce this document in support of any claim for recovery.

REASONS FOR DECISION

The effects of the activity on the environment will not be more than minor. Granting the consent is consistent with the purpose and principles of the RMA, the National Policy Statement for Freshwater, the Resource Management (National Environmental Standards for Sources of Human Drinking Water) Regulations 2007, the Resource Management (Measurement and Reporting of Water Takes Regulations) 2010, and with all relevant plans and policies.

CONSENT HISTORY

Consent No. (Version)	Date	Event	Relevant Rule	
			Number	Plan
AUTH-127887-01	19/12/2022	Consent initially granted	9	Regional Coastal Environment Plan (2014)
AUTH-127887-01	12/01/2023	S133A (RMA) minor corrections	9	Regional Coastal Environment Plan (2014)