

# West Coast Regional Council's Resource Consent Applications

## West Coast Regional Council – Relevant Resource Consent Applied For:

### 5.6.1 Appendix to S.42A Officers Report - West Coast Regional Council's Resource Consent Applications

**KEY:**

Relevant Resource Consent Applied for under:

Proposed Water Management Plan,  
Proposed Land and Riverbed Management Plan,  
Regional Air Quality Plan and  
Discharges to Land Plan:



PA = Permitted Activity

CA = Controlled Activity

DA = Discretionary Activity

NC = Non-Complying

N/A = Not Applicable

## Mokihinui River (Consents RC07150/1 – RC07150/6)

<p>Land Use Consent. Consent Number RC07150/1</p>	<p>Dam &amp; Associated Infrastructure.</p>	<p>To disturb the bed of the Mokihinui River and tributaries; to excavate, prepare and construct dam foundations, to erect, use, <b>repair</b> and maintain a roller compacted concrete dam, diversion channel, spillway and plunge pool, tailrace, penstock, haul roads and temporary bridges, 2 coffer dams; and associated infrastructure, including log handling facilities.</p> <p>Located approximately at the grid reference: NZMS 260 L28: 2916-6096</p>	<p>Consent Term:35 years</p>	<p>Proposed Land and Riverbed Management Plan</p>	<p>Rule 6.2.6.1 (i) and (ii)</p> <p><b>Discretionary</b> under Rule 6.2.1.4 (rule under appeal therefore resource consent required) and Rule 6.2.2.1</p>	<p>6.2.1.4 The erection ...of a structure for the damming of water... The following conditions are NOT proposed to be met:</p> <p>(a) – size of catchment to be exceeded, (b) – depth of water and volume to be exceeded, (f) – flowing streams potential for non-compliance, (k) – “effective” fish passages are proposed but this would still need to be monitored -<b>DA</b></p> <p>Rule 6.2.2.1(i) The use ...repair...of any structure in, or under, or over any river or lake bed. The following are NOT proposed to be met:</p> <p>Greater in scale etc than previous use – <b>DA</b></p> <p>Repair does not result in (1) blocking or damming any river, (2) scouring of any riverbed or bank erosion and (3) reduction of channel capacity to carry flood flows – <b>DA</b></p>
<p>Water Permit RC07150/2</p>	<p>Penstocks</p>	<p>To take and use water from the Mokihinui River via penstock pipelines for hydro-generation purposes.</p> <p>Located approximately at the grid reference: NZMS 260 L28: 2916-6096</p>	<p>Consent Term:35 years</p>	<p>Proposed Regional Water Management Plan</p> <p><i>Taking and use of water</i></p>	<p>Rule 12.6.2 (b), associated with Rule 12.1.7 for the take and use</p> <p><b>Discretionary</b></p>	<p>12.1.7 – unless provided for by rules 12.1.1 to 12.1.6 (inclusive) the taking and use of surface water is a <b>DA</b>.</p> <p>12.1.1 – Refers to listed rivers. Mokihinui River is not listed. <b>N/A</b></p> <p>12.1.2 – Associated with rule 12.1.1 <b>N/A</b></p> <p>12.1.3 – Take and use surface water for no more than 10 days in any one month and for no more than 6 consecutive months is a permitted activity provided certain conditions are met. This rule can't be met <b>DA</b>.</p> <p>12.1.4 – The taking and use of surface water for community water supply <b>N/A</b></p> <p>12.1.5 – Unless PA by the above rules etc, the taking and use of surface water where...(i) and (ii) <b>N/A</b></p> <p>12.1.6 – Transfer of water permit – <b>N/A</b></p>

## Inundation Area (Consents RC07150/7 – RC07150/8)

Water Permit Consent Number RC07150/3	Water Supply	To take and use water from the Mokihinui River; to supply potable water and water for construction and ongoing operation of the Dam and associated facilities.  Located approximately at the grid reference: NZMS 260 L28: 2916-6096	Consent Term:35 years	Proposed Regional Water Management Plan	Rule 12.1.7  <b>Discretionary</b>	Same as above.  12.1.4 - There is an existing water supply from Mokihinui River (RC01284/1)
Discharge Permit Consent Number RC07150/4	Tail Race, and Minimum Flow Bypass	To discharge water used for hydro generation and contaminants to the Mokihinui River, via a tail race or via minimum flow bypass pipes.  Located approximately at the grid reference: NZMS 260 L28: 2916-6096	Consent Term:35 years	Proposed Regional Water Management Plan	Rule 12.6.2 (c) and associated with Rule 12.5.10  <b>Discretionary</b>	Rule 12.5.10 - unless permitted by rules 12.5.1 to 12.5.9 (inclusive) the discharge of any contaminant or water to water is a <b>DA</b> .  12.5.1 – Discharge of stormwater from any reticulated stormwater system to water – <b>N/A</b>  12.5.2 – Discharge from any drain to a water body – <b>N/A</b> because not defined as a drain.  12.5.3 – Discharge of cooling water, swimming pool water or water from a drinking water supply pipeline or reservoir into water – <b>N/A</b>  12.5.4 – Incidental discharge of contaminants to water resulting from temporary activities associated with maintenance of structures – <b>N/A</b>  12.5.5 – Excluding the activities permitted by all rules above any discharge of water to water is PA if conditions are met:  (b) mixing zone non-complied with, (c) Properties will be flooded etc therefore <b>DA</b> .  12.5.6 – Discharge of aquatic herbicide in gel form to water... - <b>N/A</b>  12.5.7 – Discharge of herbicide to water... - <b>N/A</b>  12.5.8 – Aerial discharge of sodium... - <b>N/A</b>  12.5.9 – Discharge of sediment that occurs when carrying out an activity permitted by rules 6.1.1.1...of the Land and Riverbed Plan is <b>PA</b> .
Discharge Permit Consent Number	Spillway	To discharge water from the lake into the Mokihinui River via a spillway; and water and ground water	Consent Term:35 years	Proposed Regional Water	Rule 12.6.2 (c) and associated with Rule	Same as above.

RC07150/5		from the dam contraction joint drains and under-drains into the Mokihinui River. Located approximately at the grid reference: NZMS 260 L28: 2916-6096		Management Plan	12.5.10 <b>Discretionary</b>	
Discharge Permit Consent Number RC07150/6	Ongoing Site Drainage Post Construction	To discharge site drainage water and contaminants into the Mokihinui River; via a treatment system following completion of construction activities. Located approximately at the grid reference: NZMS 260 L28: 2894-6097	Consent Term:35 years	Proposed Regional Water Management Plan	Rule 12.5.10 <b>Discretionary</b>	Same as above.
Land Use Consent Consent Number RC07150/7	Inundation Area	To disturb the bed of the Mokihinui River and tributaries; to establish, use, repair and maintain the lake, including creation of waterborne access.  Located approximately at the grid reference between: NZMS 260 L28: 2916-6096 and 3974-6201	Consent Term:35 years	Proposed Land and Riverbed management Plan	Rule 6.2.6.1 (i) and (ii) <b>Discretionary</b> under Rule 6.2.1.4 (rule under appeal therefore resource consent required) and Rule 6.2.2.1	6.2.1.4 The erection ...of a structure for the damming of water... The following are NOT proposed to be met:  (a) – size of catchment to be exceeded, (b) – depth of water and volume to be exceeded, f) – flowing streams potential for non-compliance, (k) – “effective” fish passages are proposed but this would still need to be monitored -DA  Rule 6.2.2.1(i) The use ...repair...of any structure in, or under, or over any river or lake bed. The following are NOT proposed to be met:  Greater in scale etc than previous use – DA  Repair does not result in (1) blocking or damming any river, (2) scouring of any riverbed or bank erosion and (3) reduction of channel capacity to carry flood flows – DA
Water Permit Consent Number RC07150/8	Inundation Area	To dam the Mokihinui River; to create a lake. Located approximately at the grid reference: NZMS 260 L28: 2916-6096	Consent Term:35 years	Proposed Regional Water Management Plan  <i>Damming of Water</i>	Rule 12.6.2 (a) and that associated with damming in Rule 12.4.7  <b>Discretionary</b>	Rule 12.4.7 - unless permitted by rule12.4.4, controlled by rule 12.6.1 or prohibited by 12.4.5, is a <b>DA</b> .  12.4.4 – The damming of water is PA if conditions are met. The following are NOT proposed to be met:  (a) – size of catchment to be exceeded , (b) – there may not be an effective fish passage, (c) – water depth and water volume to be exceeded, (i) flow of stream

## Staging Area (Consents RC07150/9 – RC07150/10)

<p>Water Permit Consent Number RC07150/9</p>	<p>Coffer Dams, Diversion Channel, Dam Construction, Staging Area</p>	<p>To take, use, dam and divert water from the Mokihinui River and groundwater; to construct and operate a roller compacted concrete dam (including under-drains), coffer dams, diversion channel and staging area and associated infrastructure.  Located approximately at the grid reference: NZMS 260 L28: 2916-6096</p>	<p>Consent Term:35 years</p>	<p>Proposed Regional Water Management Plan</p>	<p>Rule 12.6.2 (a) and (b) and damming associated with Rule 12.4.7, damming of water and Rule 12.1.7 taking and use of water  <b>Discretionary</b></p>	<p>12.6.2(a) 12.4.7 – Damming of water, unless permitted by rule 12.4.4, controlled by rule 12.6.1 or prohibited by 12.4.5, is a DA. 12.4.4 – The damming of water is PA if conditions are met. The following are NOT proposed to be met: a) – size of catchment to be exceeded , (b) – there may not be an effective fish passage, (c) – water depth and water volume to be exceeded, (i) flow of stream 12.6.2 (b) 12.1.7 – unless provided for by rules 12.1.1 to 12.1.6 (inclusive) the taking and use of surface water is a DA. 12.1.1 – Refers to listed rivers. Mokihinui River is not listed. N/A 12.1.2 – Associated with rule 12.1.1 N/A 12.1.3 – Take and use surface water for no more than 10 days in any one month and for no more than 6 consecutive months is a permitted activity provided certain conditions are met. DA. 12.1.4 – The taking and use of surface water for community water supply N/A 12.1.5 – Unless PA by the above rules etc, the taking and use of surface water where...(i) and (ii) N/A 12.1.6 – Transfer of water permit – N/A</p>
<p>Water Permit Consent Number RC07150/10</p>	<p>Staging Area Drainage, Roads, and Tracks</p>	<p>To take, use, and divert tributaries of the Mokihinui River; to provide for construction site drainage, road and track construction, use and maintenance.  Located approximately at the grid reference: NZMS 260 L28: 2916-6096</p>	<p>Consent Term:35 years</p>	<p>Proposed Regional Water Management Plan</p>	<p>Rule 12.1.7 and Rule 12.4.6  <b>Discretionary</b></p>	<p>12.1.7 – unless provided for by rules 12.1.1 to 12.1.6 (inclusive) the taking and use of surface water is a DA. 12.1.1 – Refers to listed rivers. Mokihinui River is not listed. N/A 12.1.2 – Associated with rule 12.1.1 N/A 12.1.3 – Take and use surface water for no more than 10 days in any one month and for no more than 6 consecutive months is a permitted activity provided certain conditions are met. This rule can't be met DA.</p>

						<p>12.1.4 – The taking and use of surface water for community water supply N/A</p> <p>12.1.5 – Unless PA by the above rules etc, the taking and use of surface water where...(i) and (ii) N/A</p> <p>12.1.6 – Transfer of water permit – N/A</p> <p>12.4.6 – Unless permitted by rules 12.4.1, 12.4.2, and 12.4.5 or controlled by 12.6.1, the diversion of water is DA.</p> <p>12.4.1 – Temporary diversion of water (doesn't apply to damming of water) is DA – erection...of any structure in accordance with rules 6.2.1.2...of the Land and Riverbed Management Plan.</p> <p>12.4.1 The following conditions are proposed to NOT be met: (a) – diverted flow within the riverbed, (b) – diversion will exceed 2 weeks, (d) fish passage affected, (e) diversion will create flooding of properties, (g) – river is not to be returned to previous course.</p> <p>12.4.2 – Permanent diversion of water is DA – The following conditions are proposed to NOT be met: (a) – diverted river flow not within the river bed, (b) – permanent diversion will create flooding of properties.</p> <p>12.4.5 – Diversion of natural runoff that is not contaminated, or of runoff that is contaminated to a water treatment system, provided. Natural runoff (runoff defined in the Plan as “overland flow of water not contained within or forming part of a water body”. Therefore there may be some natural runoff from the stormwater cut off drains for retention of water. (a) for non-contaminated water and (b) for contaminated water would apply. (a) diversion through pipes over spillway and be non-contaminated, that water may cause (i) (iii) and (iv), (b) (ii) construction sediment of water and temp diversion channel.</p>
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## Substation and Transmission (Consents RC07150/11 – RC07150/13)

<p>Land Use Consent Consent Number RC07150/11</p>	<p>Transmission Poles, Lines and Substation Access Track  and Substation Construction</p>	<p>To disturb the beds of ephemeral, named or unnamed tributaries of rivers listed in Schedule B (documented in Resource Consent Application and AEE, pages 38-39):  To erect, use, repair and maintain culverts, fords and bridges.  To construct and maintain transmission poles, lines and substation access tracks; and to construct the substation.  Located approximately at the grid reference between: NZMS 260 L28: 2916-6096 and L29: 1346-3909</p>	<p>Consent Term:35 years</p>	<p>Proposed land and Riverbed Management Plan</p>	<p>Rule 6.2.6.1 (i) and (ii)  <b>Discretionary</b> under Rule 6.2.1.4 (rule under appeal therefore resource consent required) and Rule 6.2.2.3</p>	<p>6.2.1.4 The erection ...of a structure for the damming of water... The following are NOT proposed to be met: (a) – size of catchment to be exceeded, (b) – depth of water and volume to be exceeded, (f) – flowing streams potential for non-compliance, (k) – “effective” fish passages are proposed but this would still need to be monitored -DA  6.2.1.3 Erection of culvert, ford, bridge etc. The following are NOT proposed to be met: (a) – culvert – more than 5m wide, (c) – ford to raise the bed of the river by more than 300 mm, (d) underside of any bridge at least 600mm above level of river, (e) bridges have no piers in the riverbed and (g) fish passage, erosion, reduction of channel capacity to carry flood flows – DA (this rule refers to 6.2.3.1) potential to non-comply with all these rules (a to j).  6.2.3.1 - The following are NOT proposed to be met. (a) bed disturbance needs to be limited (b) bed disturbance not to damage riverbanks or cause flooding/erosion – therefore DA.</p>
<p>Water Permit Consent Number RC07150/12</p>	<p>Cedar Creek Substation</p>	<p>To divert an unnamed stream; to provide for construction and operation of the Cedar Creek Substation.  Located approximately at the grid reference: NZMS 260 L28: 1346-3917</p>	<p>Consent Term:35 years</p>	<p>Proposed Regional Water Management Plan</p>	<p>Rule 12.1.7 and Rule 12.4.6  <b>Discretionary</b></p>	<p>12.1.7 – unless provided for by rules 12.1.1 to 12.1.6 (inclusive) the taking and use of surface water is a DA.  12.1.1 – Refers to listed rivers. Mokihinui River is not listed. N/A  12.1.2 – Associated with rule 12.1.1 N/A  12.1.3 – Take and use surface water for no more than 10 days in any one month and for no more than 6 consecutive months is a permitted activity provided certain conditions are met. This rule can't be met DA.  12.1.4 – The taking and use of surface water for community water supply N/A  12.1.5 – Unless PA by the above rules etc, the taking and use of surface water where...(i) and (ii) N/A</p>

						<p>12.1.6 – Transfer of water permit – N/A</p> <p>12.4.6 – Unless permitted by rules 12.4.1, 12.4.2, and 12.4.5 or controlled by 12.6.1, the diversion of water is DA.</p> <p>12.4.1 – Temporary diversion of water (doesn't apply to damming of water) is DA – erection...of any structure in accordance with rules 6.2.1.2...of the Land and Riverbed Management Plan</p> <p>The following conditions are proposed to NOT be met: (a) – diverted flow within the riverbed, (b) – diversion will exceed 2 weeks, (d) fish passage affected, (g) – river is not to be returned to previous course.</p> <p>12.4.2 – Permanent diversion of water is DA – The following conditions are proposed to NOT be met: (a) – diverted river flow not within the river bed.</p> <p>12.4.5 – Diversion of natural runoff that is not contaminated, or of runoff that is contaminated to a water treatment system, provided. Natural runoff (runoff defined in the Plan as “overland flow of water not contained within or forming part of a water body”. Therefore there may be some natural runoff from the stormwater cut off drains for retention of water. (a) for non-contaminated water and (b) for contaminated water would apply. (a) diversion through pipes over spillway and be non-contaminated, that water may cause (i) (iii) and (iv), (b) (ii) construction sediment of water and temp diversion channel.</p>
Discharge Permit Consent Number RC07150/13	Sewage	To discharge treated sewage (blackwater and greywater) into land from facilities located at the staging area and substation.  Located approximately at the grid reference: NZMS 260 L28: 2851-6070	Consent Term:35 years	Regional Plan for Discharges to Land	Rule 6  <b>Discretionary</b>	<p>The following permitted activity rules are rules are proposed to NOT be met:</p> <p>Rule 6 and 20 (assessment matters) – systems installed after 14 February 1998 – the following conditions are proposed to NOT be met:</p> <p>(a) – discharge will exceed 2000 litres per day, (b) - discharge will be within 50 metres of a water body, therefore is <b>DA</b>.</p>

## Earthworks and Vegetation (Consents RC07150/14 – RC07150/19)

Land Use Consent Consent Number RC07150/14	Dam, Staging Area & Associated Infrastructure.	Earthworks and vegetation clearance; to construct and maintain a roller compacted concrete dam (including foundations), diversion channel, penstocks, powerhouse, substation, tailrace, staging area (including aggregate extraction pit, stockpiling area, production plant, buildings, settling ponds, diesel generators, water tanks), rock quarries, haul roads, permanent access roads, parking areas, log handling facilities, tracks, substation and transformers, communication system; and associated infrastructure on land adjacent to the bed of the Mokihinui River.  Located approximately at the grid reference: NZMS 260 L28: 2916-6096	In perpetuity	Proposed Land and Riverbed Management Plan.	Rule 6.1.5.3 and Rule 6.1.6.1  <b>Discretionary activity.</b>  6	The following activity and rules apply:  - Earthworks in riparian margins – 6.1.2.2/6.1.6.1  - Vegetation disturbance in riparian margins – 6.1.2.3/6.1.6.1  - Vegetation disturbance in Erosion prone area (between 12 and 25 degrees or over 25 degrees) – 6.1.3.3/6.1.4.1 and 6.1.3.4/6.1.6.1  - Maintenance or repair of an existing road, network utility line – 6.1.3.5/6.1.4.1  6.1.5.3 Any earthworks that are not PA under Rules 6.1.3.2, 6.1.1.1, or 6.1.3.5, or managed by rules 6.1.6.2, 6.1.6.6 or 6.1.4.1 are <b>DA</b> .
Land Use Consent Consent Number RC07150/15	Walking track	Earthworks and vegetation clearance; to construct and maintain an access track on the true left bank of the Mokihinui River  Located approximately at the grid reference between: NZMS 260 L28: 2907-6072 and 4131-6208	In perpetuity	Proposed Land and Riverbed Management Plan	Rule 6.1.5.3 and Rule 6.1.6.1  <b>Discretionary activity.</b>	The following activity and rules apply:  - Earthworks in riparian margins – 6.1.2.2/6.1.6.1  - Vegetation disturbance in riparian margins – 6.1.2.3/6.1.6.1  - Vegetation disturbance in Erosion prone area (between 12 and 25 degrees or over 25 degrees) – 6.1.3.3/6.1.4.1 and 6.1.3.4/6.1.6.1
Land Use Consent Consent Number RC07150/16	Dam Access Road & Power Supply	Earthworks and vegetation clearance; to upgrade the existing Mokihinui-Seddonville road and bridges from the intersection with State Highway 67 to the construction site; and to construct, use and maintain 33kV power poles and lines.  Located approximately at the grid reference between: NZMS 260 L28: 2368-6355 and 2913-6086	In perpetuity	Proposed Land and Riverbed Management Plan	Rule 6.1.5.3 and Rule 6.1.6.1  <b>Discretionary activity.</b>	The following activity and rules apply:  - Earthworks in riparian margins – 6.1.2.2/6.1.6.1  - Vegetation disturbance in riparian margins – 6.1.2.3/6.1.6.1  - Vegetation disturbance in Erosion prone area (between 12 and 25 degrees or over 25 degrees) – 6.1.3.3/6.1.4.1 and 6.1.3.4/6.1.6.1  - Maintenance or repair of an existing road, network utility line – 6.1.3.5/6.1.4.1

Land Use Consent Consent Number RC07150/17	Transmission Poles, Lines, Substation and Access Tracks	Earthworks and vegetation clearance; to construct, use and maintain transmission poles, lines, substation and access tracks.  Located approximately at the grid reference: between: NZMS 260 L28: 2916-6096 and L29: 1347-3909	In perpetuity	Proposed Land and Riverbed Management Plan	Rule 6.1.5.3 and Rule 6.1.6.1  <b>Discretionary activity.</b>	The following activity and rules apply: - Earthworks in riparian margins – 6.1.2.2/6.1.6.1 - Vegetation disturbance in riparian margins – 6.1.2.3/6.1.6.1 - Vegetation disturbance in Erosion prone area (between 12 and 25 degrees or over 25 degrees) – 6.1.3.3/6.1.4.1 and 6.1.3.4/6.1.6.1 - Maintenance or repair of an existing road, network utility line – 6.1.3.5/6.1.4.1
Land Use Consent Consent Number RC07150/18	Boat ramp/jetty	Earthworks and vegetation clearance to construct boat launching ramp and jetty facility, adjacent to the lake.  Located approximately at the grid reference: NZMS 260 L28: 2936-6075	In perpetuity	Proposed Land and Riverbed Management Plan	Rule 6.1.5.3 and Rule 6.1.6.1  <b>Discretionary activity.</b>	The following activity and rules apply: - Earthworks in riparian margins – 6.1.2.2/6.1.6.1 - Vegetation disturbance in riparian margins – 6.1.2.3/6.1.6.1 - Vegetation disturbance in Erosion prone area (between 12 and 25 degrees or over 25 degrees) – 6.1.3.3/6.1.4.1 and 6.1.3.4/6.1.6.1 - Maintenance or repair of an existing road, network utility line – 6.1.3.5/6.1.4.1
Land Use Consent Consent Number RC07150/19	Inundation Area / Lake	Earthworks and vegetation clearance; to establish, repair and maintain the lake, including but not limited to slope stabilisation structures.  Located approximately between grid references NZMS 260 L28: 2916-6096 and 3974-6201	In perpetuity	Proposed Land and Riverbed Management Plan	Rule 6.1.5.3 and Rule 6.1.6.1  <b>Discretionary activity.</b>	The following activity and rules apply: - Earthworks in riparian margins – 6.1.2.2/6.1.6.1 - Vegetation disturbance in riparian margins – 6.1.2.3/6.1.6.1 - Vegetation disturbance in Erosion prone area (between 12 and 25 degrees or over 25 degrees) – 6.1.3.3/6.1.4.1 and 6.1.3.4/6.1.6.1 - Maintenance or repair of an existing road, network utility line – 6.1.3.5/6.1.4.1

## General Construction (Consents RC07150/20 – RC07150/23)

<p>Discharge Permit Consent Number RC07150/20</p>	<p>Construction stormwater</p>	<p>To discharge stormwater; and coffer dam sealing material (silt or bentonite (clay) slurry) to water associated with all construction activities.</p> <p>Located approximately at the grid reference: NZMS 260 L28: 2916-6096</p>	<p>Consent Term:35 years</p>	<p>Proposed Water Management Plan</p>	<p>Rule 12.5.10 <b>Discretionary activity.</b></p>	<p>Rule 12.5.10 - unless permitted by rules 12.5.1 to 12.5.9 (inclusive) the discharge of any contaminant or water to water is a <b>DA</b>.</p> <p>12.5.1 – Discharge of stormwater from any reticulated stormwater system to water – <b>N/A</b></p> <p>12.5.2 – Discharge from any drain to a water body – <b>N/A</b> because not defined as a drain.</p> <p>12.5.3 – Discharge of cooling water, swimming pool water or water from a drinking water supply pipeline or reservoir into water – <b>N/A</b></p> <p>12.5.4 – Incidental discharge of contaminants to water resulting from temporary activities associated with maintenance of structures – <b>N/A</b></p> <p>12.5.5 – Excluding the activities permitted by all rules above any discharge of water to water is PA if conditions are met:</p> <p>(b) mixing zone non-complied with, (c) properties will be flooded etc therefore <b>DA</b>.</p> <p>12.5.6 – Discharge of aquatic herbicide in gel form to water... - <b>N/A</b></p> <p>12.5.7 – Discharge of herbicide to water... - <b>N/A</b></p> <p>12.5.8 – Aerial discharge of sodium... - <b>N/A</b></p> <p>12.5.9 – Discharge of sediment that occurs when carrying out an activity permitted by rules 6.1.1.1...of the Land and Riverbed Plan is <b>PA</b></p>
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<p>Discharge Permit Consent Number RC07150/21</p>	<p>Construction stormwater</p>	<p>To discharge stormwater; and coffer dam sealing material (silt or bentonite (clay) slurry) to land (in circumstances which may result in the stormwater entering water) associated with all construction activities.</p> <p>Located approximately at the grid reference: NZMS 260 L28: 2916-6083</p>	<p>Consent Term:35 years</p>	<p>Regional Plan for Discharges to Land</p>	<p>Rule 16 <b>Controlled activity</b></p>	<p>The following permitted activity rules are rules are proposed to NOT be met:</p> <p>Rule 2 and 17 (DA) – Stockpiling of road construction and maintenance is PA, Stockpiling of gravel, rock, etc on land is <b>DA</b>.</p> <p>Rule 5 and 16 (CA) – Discharge of contaminated stormwater to land.</p>
<p>Discharge Permit Consent Number RC07150/22</p>	<p>Plant Process and Drainage Water  Construction</p>	<p>To discharge plant process water, site drainage water and contaminants into the Mokihinui River; via a treatment system.</p> <p>Located approximately at the grid reference: NZMS 260 L28: 2893-6097</p>	<p>Consent Term:35 years</p>	<p>Proposed Water Management Plan</p>	<p>Rule 12.5.10 <b>Discretionary activity.</b></p>	<p>Rule 12.5.10 - unless permitted by rules 12.5.1 to 12.5.9 (inclusive) the discharge of any contaminant or water to water is a <b>DA</b>.</p> <p>12.5.1 – Discharge of stormwater from any reticulated stormwater system to water – <b>N/A</b></p> <p>12.5.2 – Discharge from any drain to a water body – <b>N/A</b> because not defined as a drain.</p> <p>12.5.3 – Discharge of cooling water, swimming pool water or water from a drinking water supply pipeline or reservoir into water – <b>N/A</b></p> <p>12.5.4 – Incidental discharge of contaminants to water resulting from temporary activities associated with maintenance of structures – <b>N/A</b></p> <p>12.5.5 – Excluding the activities permitted by all rules above any discharge of water to water is PA if conditions are met: (b) mixing zone non-complied with, (c) properties will be flooded etc therefore <b>DA</b>.</p> <p>12.5.6 – Discharge of aquatic herbicide in gel form to water... - <b>N/A</b></p> <p>12.5.7 – Discharge of herbicide to water... - <b>N/A</b></p> <p>12.5.8 – Aerial discharge of sodium... - <b>N/A</b></p> <p>12.5.9 – Discharge of sediment that occurs when carrying out an activity permitted by rules 6.1.1.1...of the Land and Riverbed Plan is <b>PA</b></p>

<p>Discharge Permit Consent Number RC07150/23</p>	<p>Dust and plant emissions</p>	<p>Discharge contaminants into air during construction and maintenance of activities (includes dust and emissions from plant).</p> <p><i>Sub-station – ventilation from pumps and tanks i.e. diesel etc.</i></p> <p>Located approximately at the grid reference: NZMS 260 L28: 2885-6096</p>	<p>Consent Term:35 years</p>	<p>Regional Air Quality Plan.</p>	<p>Rule 16 (General Discretionary Activities) <b>Discretionary Activity</b></p>	<p>The following permitted activity rules are rules are proposed to NOT be met therefore rule 16 applies:</p> <p>Rule 3 – Stockpiling of gravel etc during construction</p> <p>Rule 4 – Road construction and maintenance</p> <p>Rule 5 – Earthworks</p> <p>Rule 6 – Abrasive blasting – cutting etc during construction</p> <p>Rule 7 –operation of Moveable aggregate crushing and screening plants – this consent may be required later (refer to comments at the end of this appendix)</p> <p>Rule 12 – Discharges to air for purpose of ventilation – i.e. tanks, pumps etc for substation and other equipment</p> <p>Rule 13 – Miscellaneous PA – potentially PA under this rule</p> <p>Rule 16 – Any discharge of contaminants into air from any source which does not comply with any condition of PA rule.</p>
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## Access Roads, Walking Tracks and Recreational Activities (Consents RC07150/24 – RC07150/26)

Land Use Consent Consent Number RC07150/24	Boat ramp/jetty	To disturb the bed of the lake; to erect, use, and maintain a boat launching ramp and jetty facilities, and a log boom.  Located approximately at the grid reference: NZMS 260 L28: 2936-6075	Consent Term:35 years	Proposed Land and Riverbed Management Plan.	Rule 6.2.6.1 (refers to 6.2.1.3)  <b>Discretionary Activity</b>	Rule 6.2.1.3 - the following conditions are proposed to NOT be met:  (a) – culvert – more than 5m wide, (c) – ford to raise the bed of the river by more than 300 mm, (d) underside of any bridge at least 600mm above level of river, (e) bridges have no piers in the riverbed and (g) fish passage, erosion, reduction of channel capacity to carry flood flows – <b>DA</b> (this rule refers to 6.2.3.1) 6.2.3.1 - The following are NOT proposed to be met. (a) bed disturbance needs to be limited (b) bed disturbance not to damage riverbanks or cause flooding/erosion – DA
Land Use Consent Consent Number RC07150/25	Walking track	To disturb the beds of ephemeral, named or unnamed tributaries of the Mokihinui River; to erect, use, repair and maintain culverts, fords and bridges to construct and maintain an access track on the true left bank of the Mokihinui River.  Located approximately at the grid reference between: NZMS 260 L28: 2907-6072 and 4131-6208	Consent Term:35 years	Proposed Land and Riverbed Management Plan.	Rule 6.2.6.1 (refers to 6.2.1.3)  <b>Discretionary Activity</b>	Rule 6.2.1.3 - the following conditions are proposed to NOT be met:  (a) – culvert – more than 5m wide, (c) – ford to raise the bed of the river by more than 300 mm, (d) underside of any bridge at least 600mm above level of river, (e) bridges have no piers in the riverbed and (g) fish passage, erosion, reduction of channel capacity to carry flood flows – <b>DA</b> (this rule refers to 6.2.3.1) 6.2.3.1 - The following are NOT proposed to be met. (a) bed disturbance needs to be limited (b) bed disturbance not to damage riverbanks or cause flooding/erosion – DA
Land Use Consent Consent Number RC07150/26	Dam Access Road	To disturb the beds of Waterfall Creek, Page Stream, Coal Creek, Burke and other ephemeral or unnamed tributaries of the Mokihinui River: to erect, use, repair and maintain culverts, fords, and bridges to upgrade the existing Mokihinui Seddonville Road from the intersection with State Highway 67 to the construction site.  Located approximately at the grid reference between: NZMS 260 L28: 2368-6355 and 2913-6086	Consent Term:35 years	Proposed Land and Riverbed Management Plan.	Rule 6.2.6.1 (refers to 6.2.1.3)  Discretionary Activity	Rule 6.2.1.3 - the following conditions are proposed to NOT be met:  (a) – culvert – more than 5m wide, (c) – ford to raise the bed of the river by more than 300 mm, (d) underside of any bridge at least 600mm above level of river, (e) bridges have no piers in the riverbed and (g) fish passage, erosion, reduction of channel capacity to carry flood flows – DA (this rule refers to 6.2.3.1) 6.2.3.1 - The following are NOT proposed to be met. (a) bed disturbance needs to be limited (b) bed disturbance not to damage riverbanks or cause flooding/erosion – DA

All section 9 land use consents are required for an unlimited duration. The section 13 land use consents, water permits and discharge permits are required for 35 years. Meridian seeks to extend the statutory lapsing period for the above resource consents to 10 years.

## Buller District Plan - Relevant Resource Consent Applied For:

Land Use Consent Number	Land Use Activity	Description of Activity	Consent Term	Rules within Buller District Plan
RC07/180-A	Dam, Staging Area & Associated Infrastructure.	<p>To undertake earthworks and vegetation clearance to construct, use and maintain a roller compacted concrete dam, diversion channel, penstocks, powerhouse, substation, tailrace staging area (including aggregate extraction pit, stockpiling area, production plant,</p> <p>buildings exceeding bulk and height, settling ponds, diesel generators, water tanks),</p> <p>rock quarries,</p> <p>haul roads, permanent access roads, parking areas, tracks, substation and transformers,</p> <p>communication system;</p> <p>and associated infrastructure on land adjacent to the bed of the Mokihinui River.</p> <p>Noise and vibrations</p> <p>emissions from construction and</p> <p>lighting.</p> <p>Located approximately at the grid reference: NZMS 260 L28: 2916-6096</p>	In perpetuity	<p><i>Vegetation Clearance</i></p> <p>Rule 5.3.2.3.4. Discretionary.</p> <p>Rule 5.3.2.4.4. Restricted discretionary</p> <p>Table 5.7. Riparian Margins Discretionary</p> <p><i>Dam and powerstation</i></p> <p>Rule 7.9.1.2. Non-Complying</p> <p>Table 5.7. Building Height Non-Complying</p> <p>Table 5.7. Ground Floor Area Non-Complying</p> <p>Rule 6.3.1. Controlled</p> <p>Rule 6.4.2.7. Discretionary</p> <p><i>Historical</i></p> <p>Rule 7.9.7.2. Non-Complying *</p> <p><i>Substation</i></p> <p>Rule 6.4.2.4. Discretionary</p> <p>Rule 6.3.1. Controlled</p> <p>Rule 6.4.2.7. Discretionary</p> <p><i>Staging area and associated industrial activities</i></p> <p>Rule 7.9.1.2. Non-Complying</p> <p>Table 5.7. Building Height Non-Complying</p> <p>Table 5.7. Ground Floor Area Non-Complying</p> <p>Rule 6.2.2. Permitted</p> <p>Rule 6.2.3. Permitted</p> <p>Rule 6.2.18.1. Non-Complying</p> <p>Rule 7.7.1.4. Permitted</p> <p><i>Quarries</i></p> <p>Rule 5.3.2.4.3. Restricted discretionary</p> <p><i>Roads and parking</i></p> <p>Rule 6.4.2.6. Discretionary</p> <p>Rule 7.5.2. Permitted</p> <p>Rule 7.5.3. Permitted</p> <p>Rule 7.5.5. Permitted</p>

				<p><i>Communications</i></p> <p>Rule 6.2.13. Permitted</p> <p>Rule 6.2.14. Permitted</p> <p>Rule 6.2.15. Permitted</p> <p>Rule 6.2.16. Permitted</p> <p><i>Noise/Vibrations</i></p> <p>Rule 7.8.1. Permitted</p> <p>Rule 7.8.2. Permitted</p> <p>Rule 7.8.4. Permitted</p> <p><i>Lighting</i></p> <p>Rule 7.9.4.1. Permitted</p> <p>Rule 7.9.4.2. Permitted</p> <p><i>Signs</i></p> <p>Rule 7.7.1.4. Permitted</p> <p>Rule 7.7.2.4.1. Discretionary</p>
RC07/180-B	Inundation Area	<p>To undertake earthworks and vegetation clearance to establish, repair and maintain the lake; and associated infrastructure including but not limited to slope stabilisation structures.</p> <p>Located approximately at the grid reference between: NZMS 260 L28: 2916-6096 and 3974-6201</p>	In perpetuity	<p><i>Vegetation Clearance</i></p> <p>Rule 5.3.2.3.4. Discretionary.</p> <p>Rule 5.3.2.4.4. Restricted discretionary</p> <p><i>Stabilisation</i></p> <p>Rule 7.9.1.2. Non-Complying</p> <p>Table 5.7. Riparian Margins Discretionary</p> <p><i>Historical</i></p> <p>Rule 7.9.7.2. Non-Complying *</p>
RC07/180-C	Walking track	<p>To undertake earthworks and vegetation clearance to construct, use and maintain an access track on the true left bank of the Mokihinui River; and associated infrastructure.</p> <p>To erect information signs about the dam and heritage sites</p> <p>Located approximately at the grid reference between: NZMS 260 L28: 2907-6072 and 4143-6208</p>	In perpetuity	<p><i>Vegetation Clearance</i></p> <p>Rule 5.3.2.3.4. Discretionary</p> <p>Rule 5.3.2.4.4. Restricted discretionary</p> <p><i>Walking track</i></p> <p>Rule 6.3.2.1.1. Permitted</p> <p>Table 5.7. Riparian Margins Discretionary</p> <p><i>Signage</i></p> <p>Rule 7.7.2.4.1. Discretionary</p> <p><i>Historical</i></p> <p>Rule 7.9.7.2. Non-Complying *</p>
RC07/180-D	Dam Access Road & Power	To undertake earthworks and vegetation clearance; to upgrade,	In perpetuity	<i>Vegetation Clearance</i>

	Supply	<p>use and maintain the existing Mokihinui- Seddonville road and bridges from the intersection with State Highway 67 to the construction site, erect new bridge at Burkes Ck;</p> <p>and to construct, use and maintain 33kV power poles and lines; and associated infrastructure.</p> <p>Located approximately at the grid reference between: NZMS 260 L28: 2368-6355 and 2913-6086</p>		<p>Rule 5.3.2.3.4. Discretionary</p> <p>Rule 5.3.2.4.4. Restricted discretionary</p> <p><i>Road upgrade</i></p> <p>Rule 6.2.9. Permitted</p> <p>Rule 6.4.2.6. Discretionary</p> <p>Rule 7.4.1.2. Limited Discretionary</p> <p>Access</p> <p>Rule 7.4.2. Permitted</p> <p><i>Powerlines</i></p> <p>Rule 6.4.2.2. Discretionary</p> <p>Rule 6.4.2.5. Discretionary</p> <p><i>Historical</i></p> <p>Rule 7.9.7.2. Non-Complying *</p>
RC07/180-E	Transmission Poles, Lines, Substation and Access Tracks	<p>To undertake earthworks and vegetation clearance; to construct, use and maintain 110 kV transmission poles, lines, substation, storage and use of hazardous substances, and lighting and access tracks.</p> <p>Located approximately at the grid reference between: NZMS 260 L28: 2916-6096 and L29: 1347-3909</p>	In perpetuity	<p><i>Vegetation Clearance</i></p> <p>Rule 5.3.2.3.4. Discretionary</p> <p>Rule 5.3.2.4.4. Restricted discretionary.</p> <p><i>Powerlines</i></p> <p>Rule 6.4.2.2. Discretionary</p> <p><i>5 staging areas</i></p> <p>Rule 6.4.2.5. Discretionary</p> <p>Rule 6.2.2. Permitted</p> <p><i>Substation</i></p> <p>Rule 6.4.2.4. Discretionary</p> <p><i>Hazardous substances</i></p> <p>Rule 6.3.1. Controlled</p> <p>Rule 6.4.2.7. Discretionary</p> <p><i>Lighting</i></p> <p>Rule 7.9.4.1. Permitted</p> <p>Rule 7.9.4.2. Permitted</p> <p>Access</p>

				Rule 6.4.2.6. Discretionary <i>Historical</i> Rule 7.9.7.1 Permitted **
RC07/180-F	Boat ramp/jetty	To undertake earthworks and vegetation clearance to construct, use and maintain the boat launching ramp and jetty facility, and associated infrastructure adjacent to the lake.  Located approximately at the grid reference: NZMS 260 L28: 2935-6075	In perpetuity	<i>Vegetation Clearance</i> Rule 5.3.2.3.4. Discretionary Rule 5.3.2.4.4. Restricted discretionary Table 5.7. Riparian Margins Discretionary <i>Use of Lake</i> Rule 6.2.19. Permitted <i>Access and parking</i> Rule 6.4.2.6. Discretionary Table 7.2. Permitted <i>Official Signage</i> Rule 7.7.1.1. Permitted <i>Historical</i> Rule 7.9.7.2. Non-Complying *
RC07/180-G	Log Boom	To erect, use and maintain a log boom on the surface of the lake and associated infrastructure, including log handling facilities.  Located approximately at the grid reference: NZMS 260 L28: 2935-6075	In perpetuity	<i>Use of Lake</i> Rule 6.2.19. Permitted
RC07/180-H	Hazardous Substances	To use and store hazardous substances during the construction and the operation of the scheme.  Located approximately at the grid reference: NZMS 260 L28: 2916-6096	In perpetuity	<i>Hazardous substances</i> Rule 6.3.1. Controlled Rule 6.4.2.7. Discretionary

- Heritage site, Reference 96 refers to a track at the Rough and Tumble Lodge, downstream of the dam site and staging area. While it does not refer to any site upstream, it is thought that this refers to the old pack track through to the Rough and Tumble River to Corbyvale, the Seddonville-Karamea route.

\*\* The powerlines are setback a reasonable distance from Sites 106 Mining Settlement; 122 Coalmine/Incline; 123 Goldmine/Track; 126 Mining Settlement

### **Assessment of the Applications in relation to the Buller District Council Rules**

The applicant included in the Statutory Assessment which rules considered relevant for each consent. This has been checked and the rules identified above.

It is noted that the Applicant tended to rely on Rule 5.3.2.3.1 within the Rural Zone which noted that *Any land use activity which complies with the standards for discretionary activities in Table 5.7 and is not a permitted or controlled activity is discretionary*. The main factor that results in requirements for consent was that an activity must meet with the standards in the Table, and for parts of the Application such as building height and work within riparian margins, the MHP does not.

Meridian also relied on the introduction 7.1.1 which states that *Unless otherwise specified activities which do not comply with the rules in Part 7 of the Plan shall require an application for a resource consent, and will be assessed as either a controlled or discretionary activity*. This is an explanation and not an enforceable rule. What the Applicant has failed to note is Rule 7.9.1.2 which states that *Any activity which is not specifically referred to in the Plan or does not fall within the limits of permitted, controlled or discretionary activities is deemed to be a non-complying activity and will require a resource consent*.

Therefore the overall assessment of the activity for the dam is **Non-Complying** with various activities having varying statuses, from permitted through to Non-Complying.

The **Permitted** activities are outlined in Part 4.1 of this report.

Quarrying aggregate is **Limited Discretionary**, as is indigenous vegetation clearance and incidental earthworks exceeding 5ha per site.

The installation of the powerline and substations, the proposal is **Discretionary**.