



# Resource Consent

## RESOURCE MANAGEMENT ACT 1991

**Consent No. WGN130070 [32801] and [32102]**

**Category: Discharge permits**

Pursuant to sections 104B, 105, 107 and 108, and subject to all the relevant provisions of the Resource Management Act 1991 and any regulations made thereunder, a consent in respect of a natural resource is hereby granted to:

<b>Name</b>	Burrell Demolition Limited and C and D Landfills Limited	
<b>Address</b>	2 Landfill Road, Owhiro Bay , Wellington 6023	
<b>Duration of consent</b>	Effective: 1 February 2013	Expires: 1 August 2013
<b>Purpose for which right is granted</b>	To discharge contaminants to air (namely dust) associated with the development and operation of a construction and demolition landfill.; and To discharge treated sediment laden water to land where it will enter water, associated with the development and operation of a construction and demolition landfill	
<b>Location</b>	C and D Landfill, 2 Landfill Road, Happy Valley, Wellington at or about map reference NZTM 1745612.5423113	
<b>Legal description of land</b>	Part Lot 1 DP 29398	
<b>Conditions</b>	1-11 as attached	

For and on behalf of  
WELLINGTON REGIONAL COUNCIL

PP *Musbatch*  
.....  
Manager, Environmental Regulation

Date: *1 / 2 / 2013*  
.....

# Summary of your rights and responsibilities

## (Not part of the resource consent)

This resource consent gives you the right to use a public resource (e.g. water, air, the coastal marine area) in the manner specified in the consent.

You may exercise the resource consent as you see fit provided that you comply with all the conditions of your resource consent and all other laws of the land.

If you wish to change the way you operate under this resource consent or if you wish to change or cancel any consent conditions, please contact the Wellington Regional Council (hereafter referred to as Greater Wellington) prior to making the changes. You may need a formal change to your resource consent conditions.

You may transfer your coastal, discharge, or water permit to any other person. If you sell your operation please contact Greater Wellington and we will arrange the transfer. The service is free of charge.

If your resource consent application contained inaccurate or misleading information, Greater Wellington may cancel or alter the resource consent.

Your resource consent does not:

- provide any warranty of any structure or process;
- provide any guarantee that the resource will be available at all times;
- provide any right of access through or over public or private land;
- negate the need for any approvals necessary under other legislation.

You, as the holder(s) of this resource consent and your agents (including contractors and employees), are jointly and severally liable for compliance with the conditions of this consent. It is important that anyone operating on your behalf fully understands and complies with the conditions of the resource consent.

You are required to pay any relevant charges that are associated with the consent. Greater Wellington fixes these charges under section 36 of the Resource Management Act 1991. The Act allows you to comment on any proposed charges *prior to them being fixed*. Charges may be reviewed every year. If you would like a copy of our current Resource Management Charging Policy please ask us.

You are required to allow Greater Wellington Enforcement Officers access to your site and operation at any reasonable time so that we can inspect your operation and confirm that it is complying with the resource consent.

Your resource consent will lapse if you do not give effect to it within five years of the date it was granted (unless otherwise specified in the resource consent conditions). If you wish to apply for an extension of this lapse date please contact Greater Wellington before the lapse date.

If you stop using your resource consent for a continuous five-year period, Greater Wellington may cancel your resource consent. We will advise you in advance if we propose to cancel your consent. You have the right to object to your consent being cancelled.

This consent is issued without prejudice to any claim that is lodged with the Waitangi Tribunal in relation to the customary ownership of natural resources, whether it be a claim that is awaiting hearing or awaiting settlement by the Crown.

# Conditions to Resource Consent WGN130070 [32801]

## General condition

1. The location, design, implementation and operation of the activity shall be in general accordance with the consent application and its associated plans and documents lodged with the Wellington Regional Council (WRC):
  - Resource consent application prepared by OPUS consultants titled "Application for Land Use Consents, Greater Wellington Regional Council" and received by WRC on 1 October 2012
  - Further information from OPUS consultants titled "Further Information WGN130070 [31939] and [31937] outlining fill volumes, other material found in the landfill and a further assessment on leachate effects received by WRC on 11 December 2012, and
  - Further information received by WRC on 28 January 2013 (email with updated map detailing fill locations)

Where there may be contradiction or inconsistencies between the application and further information provided by the applicant, the most recent information applies. In addition, where there may be inconsistencies between information provided by the applicant and conditions of the consent, the conditions apply.

Note: Any change from the location, design concepts and parameters, implementation and/or operation may require a new resource consent or a change of consent conditions pursuant to section 127 of the Resource Management Act 1991.

2. The consent holder shall provide a copy of this consent and any documents and plans referred to in this consent to each operator or contractor the undertaking works authorised by this consent, prior to the works commencing.

Note: It is recommended that the contractors be verbally briefed on the requirements of the conditions of this consent prior to works commencing.

3. The consent holder shall ensure that a copy of this consent and all documents and plans referred to in this consent, are kept on site at all times and presented to any Wellington Regional Council officer on request.

Note: The applicant has identified the Landfill onsite office as the location where all documents will be located.

## Site Management Plan

4. The consent holder shall ensure that all works are undertaken in accordance with the **Site Management Plan (SMP)** submitted with the application (or an updated and approved plan) at all times.

Any changes to sections 3, 4, 5, 6, 9 and 10 of the SMP shall not be made without first ensuring they meet the satisfaction of the Manager, Environmental Regulation, Wellington Regional Council.

If the SMP is updated, and the updates are to the satisfaction of the Manager, the consent holder must provide a copy of the updated version to the Manager, Environmental Regulation, Wellington Regional Council no later than **1 month** following the changes being made.

Note: Unacceptable materials are defined in condition 8 of this consent.

..... 1/2/13 .....

## Stockpiles

5. The consent holder shall ensure that any stockpiles of material that could generate a sediment discharge located within the temporary storage area are either:
- Located at least 50m away from any watercourses, or
  - If located within 50m of a watercourse, appropriate sediment control measures are installed to ensure any discharge of sediment from the stockpile is treated by appropriate sediment treatment devices

## Mixing zones

6. The discharges shall not give rise to any of the following effects after reasonable mixing:
- The production of any conspicuous oil or grease films, scums or foams, or floatable or suspended materials
  - Any conspicuous change in colour or visual clarity
  - Any emission of objectionable odour
  - The rendering of fresh water unsuitable for consumption by farm animals
  - Any significant adverse effects on aquatic life; or
  - Any visible deposition of iron oxide or other heavy metals

For the purposes of this condition and permit, the discharges shall be reasonably mixed at 20 metres downstream of the discharge point from where the culvert outlet discharges into Carey's Gully.

## Water cart

7. The consent holder shall ensure that a water cart is used in accordance with the Site Management Plan (SMP) required under condition 4 of this consent.

## Operation condition

8. There shall be no discharges to air that are, in the opinion of an enforcement officer of the Wellington Regional Council, noxious, dangerous, offensive or objectionable at or beyond the legal boundary of the property from which the consent holder operates.

For the purposes of this consent, the legal boundary of the property from which the consent holder operates is the outer perimeter of the land parcel Part Lot 1 DP 29398.

## Complaints

9. The consent holder shall maintain a permanent record of any complaints received alleging adverse effects from or related to the works. This record shall include:
- The name and address of the complainant (if provided)
  - The date and time that the complaint was received, and of the alleged event
  - Details of the alleged event
  - Weather conditions at the time of the alleged event, and
  - Any measures taken to mitigate/remedy the cause of the complaint

This record shall be made available to the Manager, Environmental Regulation, Wellington Regional Council, on request.

## Environmental Incident

10. In the event of any incident that has or could have resulted in a condition or conditions of this consent being contravened the consent holder shall:
- a) Notify the Manager, Environmental Regulation, Wellington Regional Council within 24 hours of the consent holder becoming aware of the incident, or the next working day, and

.....  
1/2/13

b) Forward an incident report to the Manager, Environmental Regulation, Wellington Regional Council within seven working days of notification. This report shall describe reasons for the incident, measures taken to mitigate the incident and measures to prevent recurrence

11. The consent holder shall keep an incident register containing details of incident notifications and reports submitted in accordance with conditions 6 and 7.

A copy of the incident register shall be made available to any officer of the Wellington Regional Council, on request.

Note: Additional resource consents from your local council may be required to undertake this proposal. We advise you to contact the Wellington City Council prior to commencing works.

~~A~~ 1/2/13