

Resource Consent Form

For office use only:
Private Bag 63002
Waterloo Quay
Wellington 6140

Application number:

Date received:

It is recommended that information requirements are discussed with EPA staff before the matter is lodged with the EPA.
Contact details are (04) 916 2426 or 0800 CALL EPA.

All the information relating to the matter which is lodged with the EPA will be available to the public.

Part I: Application for Resource Consent

Sections 145 (1) (a) and (5), Section 88 and Schedule 4, Resource Management Act 1991
This part of the form reflects the information requirements of Form 9.

To the Environmental Protection Authority (EPA)

The New Zealand Transport Agency applies for the following type(s) of resource consent:

- ☒ coastal permit
- ☒ land-use consent
- ☐ subdivision consent
- ☒ water permit
- ☒ discharge permit.

Provide a description of the activity to which the application relates. Include the page number(s) where this information is included (e.g. Volume 1, pages 1 to 10):

The construction, operation and maintenance of a State highway, being the Ara Tūhono Pūhoi to Wellsford Road of National Significance - Pūhoi to Warkworth Section (the Project). Refer to Section 5 of the AEE Report, Volume 2, for a full Project description.

Details of the resource consents sought by the New Zealand Transport Agency for the Project are outlined in the table below and within Section 1.8 of the AEE Report, Volume 2. Plans and elevations of the Project are provided in the Drawings, Volume 4.

ENVIRONMENTAL PROTECTION AUTHORITY

Resource consents applied for under Auckland Council jurisdiction (Auckland Regional Plan: Sediment Control (ARP:SC), Auckland Regional Plan: Coastal (ARP:C), Auckland Regional Plan: Air, Land and Water (ARP:ALW) are identified in the following table:

| EPA ref | Consent Type | Activity | Regional Rule | Activity Class |
|---------|---|---|---------------------------------|-----------------------------------|
| 33/003 | Land use consent (s9 RMA) | The use of land for land disturbing activities, including earthworks, roading, tracking and trenching | ARP:SC Rule 5.4.3.1 | Restricted Discretionary Activity |
| 33/004 | Discharge permit (s15 RMA) | The discharge of stormwater to water as a result of activities undertaken by a highway network operator within the Pūhoi catchment | ARP:ALW Rule 5.5.13 | Discretionary Activity |
| 33/005 | Land use consent (s13 RMA) and water permit (s14 RMA) | Use, placement and erection of structures in, on, under, or over the bed of the Pūhoi River and its tributaries for the purposes of a river crossing(s), pipe culverts, bridges and associated erosion control structures and stormwater outlet structures, and any associated diversion of water | ARP:ALW Rule 7.5.12 | Discretionary Activity |
| 33/006 | Water permit (s14 RMA) | Diversion of groundwater | ARP:ALW Rule 6.5.77 | Restricted Discretionary Activity |
| 33/007 | Discharge permit (s15 RMA) | The discharge of stormwater to water as a result of activities undertaken by a highway network operator within the Mahurangi catchment | ARP:ALW Rule 5.5.13 | Discretionary Activity |
| 33/008 | Land use consent (s13 RMA) and water permit (s14 RMA) | Use, placement and erection of structures in, on, under, or over the bed of the Mahurangi River and its tributaries for the purposes of a river crossing(s), pipe culverts, bridges and associated erosion control structures and stormwater outlet structures, and any associated diversion of water | ARP:ALW Rule 7.5.12 | Discretionary Activity |
| 33/009 | Coastal permit (s12 RMA) | Erection, placement, alteration, extension, removal or demolition of structures or any part of a structure that is fixed in, on, under or over the foreshore or seabed within the coastal marine area | ARP:C Rule 12.5.22 | Non-complying Activity |
| 33/010 | Coastal permit (s12 RMA) | Undertake an activity, being the operation of the state highway | ARP:C Rule 11.5.5 | Discretionary Activity |
| 33/011 | Coastal permit (s12 RMA) | Occupation of part of the coastal marine area | ARP:C Rule 10.5.10 | Non-complying Activity |
| 33/012 | Coastal Permit (s12 RMA) | Disturbance including removal of mangroves in the CPA1 and use of motor vehicles in CPA1 | ARP:C Rules 16.5.23 and 16.5.24 | Non-complying Activity |

| EPA ref | Consent Type | Activity | Regional Rule | Activity Class |
|---------|---|---|---------------------|-----------------------------------|
| 33/013 | Water permit (s14 RMA) and discharge permit (s15 RMA) | Augmenting existing culverts draining road side drains under SH1 in vicinity of Hungry Creek | ARP:ALW Rule 5.5.13 | Discretionary Activity |
| 33/014 | Water permit (s14 RMA) and discharge permit (s15 RMA) | Widening of Moirs Hill Road and increasing impervious surface by between 5,000m ² and 10,000m ² | ARP:ALW Rule 5.5.3 | Restricted Discretionary Activity |
| 33/015 | Water permit (s14 RMA) and discharge permit (s15 RMA) | Discharge from construction access through 1509 State Highway 1 (Lot 1 DP321568) from SH1 just south of Perry Road into the alignment | ARP:ALW Rule 5.5.13 | Discretionary Activity |
| 33/016 | Discharge permit (s15 RMA) | Discharge of contaminants to land and/or water from an industrial or trade premises being a precast concrete yard | ARP:ALW Rule 5.5.18 | Restricted Discretionary Activity |
| 33/017 | Discharge permit (s15 RMA) | Discharge of contaminants to air from a mobile rock crusher | ARP:ALW Rule 4.5.58 | Restricted Discretionary Activity |

The names and addresses of the owner and occupier (other than the applicant) of land to which the application relates and provided on the following page(s) (eg, Volume 1, pages 1 to 10):

A list of properties and owners to which the application relates is contained within the Land Requirement Plans and Schedule referenced as sheets LRP 100-LRP 114 in Volume 1 and attached to the Notices of Requirement (NORs) for Designation.

The New Zealand Transport Agency has contact details for all owners and occupiers and will provide these to the EPA. Full contact details have not been included in the lodgement documents for privacy reasons.

Describe the location of the proposed activity as it is commonly known and in a way that will enable it to be easily identified e.g:

- the street address
- the legal description
- the name of any relevant stream, river or water body to which the application relates
- proximity to any well-known landmark
- grid reference.

The Project location is shown on the Land Requirement Plans and Schedule referenced as sheets LRP 100-LRP 114 in Volume 1 and attached to the NORs for Designation.

Attach, in accordance with the Fourth Schedule of the RMA, an assessment of environmental effects in the detail that corresponds with the scale and significance of the effects that the proposed activity may have on the environment:

Refer to Sections 9 – 26 of the AEE Report, Volume 2 and Assessment Reports, Volume 3.

ENVIRONMENTAL PROTECTION AUTHORITY

Attach any information required to be included in this application by the district plan, the regional plan, the Resource Management Act 1991, or any regulations made under that Act:

See AEE Report, Volume 2. No additional information is required.

Part II: Matter Lodged With the EPA

Sections 145, 148 and 149ZB, Resource Management Act 1991

This part of the form reflects the information requirements of Form 16A.

To the Environmental Protection Authority (EPA)

Insert full name of person lodging the matter (the applicant):

The New Zealand Transport Agency.

Provide a description of the proposal to which the matter relates. Include the page number(s) where this information is included (e.g. Volume 1, pages 1 to 10):

The construction, operation and maintenance of a State Highway, being the Ara Tūhono Pūhoi to Wellsford Road of National Significance - Pūhoi to Warkworth Section. Refer to Section 5 of the AEE Report Volume 2, for a full Project description.

List the relevant local authorities for the matter lodged:

Auckland Council.

This information accompanies:

- ☒ 1 or more of the following applications for a resource consent
- ☐ 1 or more of the following applications for a change to or cancellation of the conditions of a resource consent
- ☐ 1 or more of the following requests for the preparation of a regional plan
- ☐ 1 or more of the following changes to a plan
- ☐ 1 or more of the following variations to a proposed plan
- ☒ 1 or more of the following notices of requirement for a designation or to alter a designation
- ☐ 1 or more of the following notices of requirement for a heritage order or to alter a heritage order.

Provide details of the matter or matters. Please include the page number(s) where this information is included (eg, Volume 1, pages 1 to 10):

The details of the resource consents sought are outlined in the table above.

The details of the designations sought are outlined in the separate form lodged herewith.

The matter consists of one or more applications for resource consent, or an application to change or cancel the conditions of a resource consent, or a notice of requirement to alter a designation, or a notice of requirement to alter a heritage order, and relates to an activity that is part of a proposal of national significance in relation to which one or more matters have already been subject to a direction under section 142(2) or 147(1)(a) or (b) (please tick):

- ☐ yes
- ☒ no

ENVIRONMENTAL PROTECTION AUTHORITY

The matter relates (please tick one):

- ☐ wholly to the coastal marine area
- ☒ partly to the coastal marine area
- ☐ does not relate to the coastal marine area.

Please note, if the matter relates wholly to the coastal marine area references to the Minister in this form should be read as the Minister of Conservation. If the matter relates to the coastal marine area in part, references to the Minister in this form should be read as the Minister for the Environment and Minister of Conservation.

Please confirm that you wish the Minister to make a direction under section 147(1)(a) or (b) to refer the matter to a board of inquiry or to the Environment Court for decision, on the grounds that the matter is or is part of a matter of national significance. Please indicate your preference (tick):

- ☒ a direction to refer the matter to a board of inquiry
- ☐ a direction to refer the matter to the Environment Court.

Please note the Minister will only direct the matter to a board of inquiry or the Environment Court for decision if they consider that the matter is, or is part of, a proposal of national significance. In deciding whether a matter is, or is part of, a proposal of national significance the Minister may have regard to any relevant factor, including the factors set out in section 142(3) of the RMA.

It would be helpful for you to indicate whether, in your view, any of the following factors are relevant to this matter (tick factors of relevance):

- ☒ the matter has aroused widespread public concern or interest regarding its actual or likely effect on the environment (including the global environment)
- ☒ the matter involves, or is likely to involve, significant use of natural and physical resources
- ☐ the matter affects, or is likely to affect, a structure, feature, place, or area of national significance
- ☐ the matter affects, or is likely to affect, or is relevant to, New Zealand's international obligations to the global environment
- ☐ the matter results, or is likely to result, in or contribute to, significant or irreversible changes to the environment (including the global environment)
- ☐ the matter involves, or is likely to involve, technology, processes, or methods that are new to New Zealand and that may affect its environment
- ☐ the matter is, or is likely to be, significant in terms of section 8
- ☒ the matter will assist the Crown in fulfilling its public health, welfare, security, or safety obligations or functions
- ☐ the matter affects, or is likely to affect, more than one region or district
- ☐ the matter relates to a network utility operation that extends or is proposed to extend to more than one district or region
- ☐ other relevant factor(s).

Please provide reasons why you consider that the selected factors support your application to have a direction made in relation to the matter:

Refer cover letter (30 August 2013).

Please provide the further views of the applicant regarding whether the matter should be referred to a board of inquiry or the Environment Court and any other recommendations sought as to the course of action:

Refer cover letter (30 August 2013).

Please note that the applicant's views will be considered but will not determine the recommendation of the EPA or the Minister's direction.

Part III: Additional Optional Information

This part of the form includes additional information that will help in processing the application.

If would be helpful to provide the following information:

- **a list of the local authorities under whose administrative jurisdiction resource consent is required, and any staff members that the proposal has been discussed with. Please include the page number(s) where this information is included, if provided (e.g. Volume 1, pages 1 to 10):**

The proposal falls entirely within the jurisdiction of Auckland Council.

Auckland Council has been consulted including Peter Vari, Ryan Bradley and Warren McLennan (Policy) Andrew Gysberts and Sarah Haarhoff (Major Projects).

- **a record of any consultation you have undertaken with any persons who may be potentially adversely affected by the proposal:**

Extensive consultation has been undertaken with the community and key stakeholders, including directly affected landowners. Section 8 of the AEE Report Volume 2 provides a record of the consultation process that has been undertaken, including the feedback received and how this was considered in the development of the Project.

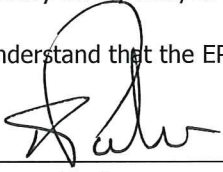
- **a list of persons who are potentially adversely affected by the proposal. If written approvals have been received from any potentially affected parties please attach these. Please include the page number(s) where this information is included, if provided (eg, Volume 1, pages 1 to 10):**

Refer to the Land Requirement Plans and Schedule in Volume 1 and attached to the NORs for Designation.

Part IV: Signature

I hereby certify that, to the best of my knowledge and belief, the information given in this application is true and correct.

I understand that the EPA can recover its actual and reasonable costs associated with processing this application.



Tommy Parker

State Highway Manager – Auckland and Northland
New Zealand Transport Agency

23.08.13

Date

Address for service: New Zealand Transport Agency
Private Bag 106602
Auckland

Attention: Patrick Kelly

Telephone: 09 9699800
0272408826

Email: patrick.kelly@nzta.govt.nz
Contact person: Patrick Kelly

Additional contact information that would help us process your application:

Additional contact representative: Tony Innes

Service (i.e. legal): Further North Alliance Manager

Address: Further North
Level 2, Carlaw Park, 12-16 Nicholls Lane
Parnell
PO Box 9806
Newmarket
Auckland

Telephone: 09 928 5990
021 655 782

Email: tinnes@furthernorth.co.nz

Billing address: New Zealand Transport Agency

Telephone: 09 9699800

Email: patrick.kelly@nzta.govt.nz