

Takitimu North Link Stage 2 – Draft Resource Consent Conditions (version for lodgement July 2025)

Bay of Plenty Regional Council

Table 1: Index of resource consents required under the Regional Natural Resources Plan

Ref	Resource Consents	Purpose	Expiry Date	Lapse
<i>Water permits required under the RNRP (s14 RMA)</i>				
RC.10	Diversion (WQ R21 – Rule 48)	Groundwater Damming or Diversion	35 years	20 years (after the date of commencement of the consent)

Table 2: Index of resource consents required under the National Environmental Standards for Freshwater

Pertains to	Resource Consents	Purpose	Expiry Date	Lapse
<i>Resource consents required under the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 (Clauses 45 and 47)</i>				
RC.10	Construction of specified infrastructure (Clause 45(4))	Taking, use, damming, diversion, or discharge of water within, or within a 100m setback from, a natural wetland for the purpose of constructing specified infrastructure.	20 Years	20 Years
RC.10	Maintenance or operation of specified infrastructure (Clause 47(3))	Taking, use, damming or diversion of water within or within a 100m setback from a natural wetland for the purpose of maintaining or operating specified infrastructure	35 years	20 Years

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DEFINITIONS

The table below defines the acronyms and terms used in these conditions. Defined terms are capitalised.

Abbreviation/term	Meaning/definition
BOPRC	Bay of Plenty Regional Council
Chief Executive	Chief Executive of the BOPRC, or authorised delegate.
Completion of Construction	When construction of the Project (or the relevant part of the Project) is complete, and the Project (or the relevant part of the Project) is operational.
Consents	The resource consents granted to authorise the activities set out in Tables 1 and 2.
Consent Holder	New Zealand Transport Agency Waka Kotahi
Construction Works	Activities undertaken to construct the Project, excluding Enabling Works.
Designation	Designation D203 (Road purposes – State Highway 2) and Designation D181 (Road for access to State Highway 2) in the Western Bay of Plenty District Plan.
Designation Boundary	The boundary of the area of land subject to the Proposed Designation.
Enabling Works	<p>Preparatory works and investigations to enable Construction Works, including the following activities:</p> <ul style="list-style-type: none"> • Archaeological investigations • Geotechnical investigations • Formation of access for site investigations • Establishing construction yards and offices • Constructing and sealing (if necessary) access roads and accesses to private properties and the Project • Contaminated land investigations • Demolition or removal works, including contaminated land clearance • Fencing • Vegetation protection or removal works • Protection and relocation of utilities • Establishment of mitigation measures (such as screen planting) for Enabling Works
FTA	Fast Track Approvals Act 2024
Management Plan(s)	The management plans identified in Table 3.

Abbreviation/term	Meaning/definition
Natural Wetland(s)	<p>A Wetland that is not:</p> <ul style="list-style-type: none"> (a) in the coastal marine area; (b) a deliberately constructed wetland, other than a wetland constructed to offset impacts on, or to restore, an existing or former natural inland wetland; or (c) a wetland that has developed in or around a deliberately constructed water body, since the construction of the water body; or (d) a wetland that: <ul style="list-style-type: none"> (i) is within an area of pasture used for grazing; and (ii) has vegetation cover comprising more than 50% exotic pasture species; unless (iii) the wetland is a location of a habitat of a threatened species identified under clause 3.8 of the National Policy Statement for Freshwater Management 2020.
Project	The construction, operation and maintenance of Takitimu North Link Stage 2.
Project Representative	The person or persons appointed by the Consent Holder (or their nominated contractor) to be the main and readily accessible point of contact for anyone wanting information about the Project.
Project Works	All Enabling Works and Construction Works.
RMA	Resource Management Act 1991
RNRP	Bay of Plenty Regional Natural Resources Plan
Stage of Work	A specific works area or new land disturbing activity associated with construction of the Project as nominated by the Consent Holder.
SQP	Suitably Qualified Person - a person (or persons) who can provide sufficient evidence to demonstrate their suitability and competence in the relevant field of expertise.
Watercourse(s)	Perennial, intermittent and ephemeral rivers and streams but not overland flow paths, conveyance channels, Natural Wetlands or Wetlands.
Waterbody	A Watercourse, lake, Wetland, Natural Wetland or aquifer
Wetland(s)	Includes permanently or intermittently wet areas, shallow water, and land water margins that support a natural ecosystem of plants and animals that are adapted to wet conditions.

Abbreviation/term	Meaning/definition
Working Day	<p>A day of the week other than—</p> <p>(a) Saturday, a Sunday, Waitangi Day, Good Friday, Easter Monday, Anzac Day, the Sovereign’s birthday, Te Rā Aroki a Matariki/Matariki Observance Day, and Labour Day; and</p> <p>(b) if Waitangi Day or Anzac Day falls on a Saturday or a Sunday, the following Monday; and</p> <p>(c) a day in the period commencing on 20 December in any year and ending with 10 January in the following year.</p>

CONDITIONS

Purpose

- 1 These resource consents authorise the Consent Holder to undertake the activities listed in Tables 1 and 2 above for the construction, operation and maintenance of the of the Project.

Location

- 2 The activities authorised by this Consent shall occur from near Loop Road (map reference: 1870005mN, 5823384mE NZTM2000) to the east of the Waipapa Stream (map reference: 1864989mN, 5827810mE NZTM2000), on land designated by the New Zealand Transport Agency under section 171 of the RMA for the construction, operation and maintenance of a State highway.

Consent lapse and expiry

- 3 Pursuant to section 123 of the RMA and Schedule 5, cl 26 of the FTA the lapse and expiry dates for the various Consents are as set out in Tables 1 and 2 unless they have been given effect to, surrendered or been cancelled at an earlier date.

Pre-construction conditions

Notification of Works

- 4 At least five Working Days prior to the start of Construction Works, an on-site preconstruction meeting shall be held. The Project Representative(s) shall invite appropriate representative(s) from the contractor, BOPRC, Pirirākau and Ngāti Taka to attend the meeting.
- (a) The meeting shall be located on the Project site unless otherwise agreed;
- (b) The following information shall be made available at the pre-construction meeting:
- (i) Conditions of the Consents;
- (ii) Details for the Project Representative(s), including their contact details (phone and email address);
- (iii) Timeframes for planned key stages of Construction Works; and
- (iv) Contact details of the site contractor and other key contractors.

Review of consent conditions

- 5 BOPRC may serve notice on the Consent Holder under section 128(1) of the RMA of its intention to review the conditions of these Consents at any time within six months of the first, second, third and

fourth anniversaries of the date of commencement of Construction Works, and thereafter five yearly. The purpose of such a review is to deal with any adverse effect on the environment which may result from the consented activity and which it is appropriate to deal with at a later stage.

Groundwater Damming or Diversion

- 6 The Consent Holder shall prepare a **Groundwater Drawdown Monitoring Plan (GDMP)**. The purpose of the GDMP is to ensure there will not be significant ground settlement, effects on surface water or effects on groundwater bores.
- 7 The GDMP shall include:
- (a) Identification of structures, groundwater bores and surface water resources potentially susceptible to groundwater drawdown effects;
 - (b) Specific groundwater drawdown locations and neighbouring properties of those drawdown locations for the installation of piezometers, to be installed prior to earthworks commencing if property owner approval is provided;
 - (c) Pre-construction monitoring requirements to establish groundwater baseline readings;
 - (d) Frequency of testing and monitoring of the piezometers and reporting requirements for this testing;
 - (e) Analysis to determine trigger levels for pre-construction testing and monitoring; and
 - (f) Physical mitigation measures to address potential building/structure settlement, groundwater bore interference and surface water resource depletion.
- 8 The preparation of the GDMP shall be undertaken by a SQP (unless stated otherwise).
- 9 The Consent Holder shall prepare, submit to the Chief Executive and implement the GDMP listed in Table 3, in accordance with Table 3 and the relevant conditions of the Consent.

Table 3

Plan / Report	Decision Pathway	When to submit	Duration
Groundwater Drawdown Monitoring Plan	Certified by the Chief Executive as compliant with Condition 6	At least 40 Working Days before the start of Construction Works involving the take and use of groundwater	Construction Works

- 10 The Consent Holder may prepare Management Plans in parts to address specific activities or to reflect the staged implementation of Project Works.
- 11 The Consent Holder may update a Management Plan by submitting the amendment in writing to the Chief Executive for certification or for information in accordance with the requirements as specified in Table 3.
- 12 The Consent Holder shall ensure that Management Plans, including any amendments, are accessible on-site and updated within 10 Working Days of any amendments being certified by the Chief Executive or provided to the Chief Executive for information.
- 13 The Consent Holder shall provide drafts of the Management Plans listed in Table 3 to Pirirākau and Ngāti Taka before the Management Plan is to be provided to the Chief Executive in accordance with Table 3 and shall provide at least ten working days for their comments. The Consent Holder shall consider any written feedback received from Pirirākau and Ngāti Taka and incorporate suggestions from the written feedback as the Consent Holder considers appropriate. The relevant Management Plan shall include a summary of written feedback received by Pirirākau and Ngāti Taka, and outline how feedback has been incorporated into the Management Plan and, if not, the reasons for that.

National Environmental Standards for Freshwater

Mandatory Conditions

- 14 Within 20 Working Days of construction of any culverts being completed, the Consent Holder shall provide to the Chief Executive the information listed in the following Resource Management (National Environmental Standards for Freshwater) Regulations 2020:
- (a) Regulation 62(3) Requirements for all activities: information about structures and passage of fish;
 - (b) Regulation 63(3) Requirement for culvert activities: information about culverts; and
 - (c) Regulation 69(2) Condition of resource consent for activities: monitoring and maintenance.
- 15 The Consent Holder shall ensure that the structure(s) authorised by this Consent are maintained in good working order, and shall undertake any maintenance work as soon as practicable if so directed by the Chief Executive.

ADVICE NOTES

Resource Management Charges

- AA1 The Consent Holder shall pay the BOPRC such administrative charges as are fixed from time to time by BOPRC in accordance with section 36 of the RMA.
- AA2 Send all monitoring reports and notification required by these conditions to the Regulatory Compliance Manager, PO Box 364, Whakatāne 3158, or email compliance_data@boprc.govt.nz (compliance reporting) or notify@boprc.govt.nz (compliance notifications). Include the consent number RM20-0856-PA.

Groundwater Drawdown Monitoring Plan

- AA3 The conditions for consent RC14 for the Project also include conditions that require the preparation and implementation of a GDMP. The Consent Holder may prepare one GDMP that meets the conditions of RC14 and this Consent or two separate GDMPs.