

# REGIONAL PLAN: WATER FOR OTAGO: Relevant Rules Compliance Assessment Table

| Rule                                                   | Explanation / Requirement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Activity Status / Compliance / Comment                                                                                                                                                                                                                                                                                                                                                       |
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| <b>Chapter 12: Water Take Use and Management</b>       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                              |
| 12.B3<br>Construction phase<br>stormwater<br>discharge | Except as provided for by Rules 12.B.1.8 and 12.B.1.9, the discharge of stormwater to water, or onto or into land in circumstances where it may enter water, is a restricted discretionary activity.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | <b>Restricted discretionary activity required.</b>                                                                                                                                                                                                                                                                                                                                           |
| 12.B.1.8<br>Operational<br>Stormwater<br>discharge     | <p>The discharge of stormwater from a reticulated stormwater system to water, or onto or into land in circumstances where it may enter water, is a permitted activity, providing:</p> <p>(a) Where the system is lawfully installed, or extended, after 28 February 1998:</p> <p>(i) The discharge is not to any Regionally Significant Wetland; and</p> <p>(ii) Provision is made for the interception and removal of any contaminant which would give rise to the effects identified in Condition (d) of this rule; and</p> <p>(b)The discharge does not contain any human sewage; and</p> <p>(c)The discharge does not cause flooding of any other person's property, erosion, land instability, sedimentation or property damage; and</p> <p>(d)The stormwater discharged, after reasonable mixing, does not give rise to all or any of the following effects in the receiving water:</p> <p>(i) The production of any conspicuous oil or grease films, scums or foams, or floatable or suspended materials; or</p> <p>(ii)Any conspicuous change in the colour or visual clarity; or</p> <p>(iii) Any emission of objectionable odour; or</p> <p>(iv) The rendering of fresh water unsuitable for consumption by farm animals; or</p> <p>(v) Any significant adverse effects on aquatic life.</p> | <p><b>Complies</b></p> <p>The discharge is not to a wetland.</p> <p>Treatment is provided as per the SMP.</p> <p>The discharge will not contain any sewerage.</p> <p>The discharge has been designed and outlined in the SMP so as not to cause flooding on any property.</p> <p>The SMP outlines the proposed treatment and will ensure that all of these conditions are complied with.</p> |

| Rule                                                                                      | Explanation / Requirement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Activity Status / Compliance / Comment                                                                                      |
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| 12.1.2.2<br><br>Water Take from Surface Water                                             | Except as provided for by Rules 12.1.1A.1 and 12.1.1.2, the taking and use of surface water from the main stem of the Clutha/Mata-Au or Kawarau Rivers, or Lakes Wanaka, Hawea, Wakatipu, Dunstan or Roxburgh, is a permitted activity, providing:<br>(a) The take does not exceed 100 litres per second, nor 1,000,000 litres per day; and<br>(b) No more than one such take occurs per landholding; and<br>(c) No backflow of any contaminated water occurs to the water body; and<br>(d) Fish are prevented from entering the intake structure.                                                                                                                                            | <b>Permitted</b><br><br>The proposed water take will not exceed 100 litres per second or 1,000,000 litres per day.          |
| 12.3.4.1<br>Diversion of water (to fill up coves)                                         | (i) Except as provided for by Rules 12.3.1.1 to 12.3.3.1 and except in the Waitaki catchment, the damming or diversion of water is a discretionary activity.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | <b>Discretionary activity</b> consent required for filling up the proposed new coves with water diverted from Lake Dunstan. |
| <b>Chapter 13 Rules: Land Use on Lake or Riverbeds or Regionally Significant Wetlands</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                             |
| 13.2.1.7<br><br>Structures over streams                                                   | The erection or placement of any single span bridge including for pipes over the bed of a lake or river, or any Regionally Significant Wetland, is a permitted activity, providing:<br>(a) The bridge or its erection or placement, does not cause any flooding, nor cause any erosion of the bed or banks of the lake or river, or Regionally Significant Wetland, or property damage; and<br>(b) No more than 20 metres of bridge occurs on any 250 metres stretch of any lake or river; and<br>(c) There is no reduction in the flood conveyance of the lake, river or Regionally Significant Wetland; and<br>(d) The bridge soffit is no lower than the top of the higher river bank; and | <b>Permitted</b>                                                                                                            |

| Rule                                                                                                                           | Explanation / Requirement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Activity Status / Compliance / Comment                                                                                                                                                      |
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|                                                                                                                                | (e) The bridge and its abutments are secured against bed erosion, flood water and debris loading.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                             |
| 13.5.3.1<br>Alteration of the bed of Lake Dunstan and works to the bed of the Parkburn                                         | Except as provided for by Rules 13.5.1.1 to 13.5.2.1 the alteration of the bed of any lake or river is a discretionary activity.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <b>Discretionary activity consent required</b>                                                                                                                                              |
| <b>Chapter 14 Rules: Land Use other than in Lake or Riverbeds</b>                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                             |
| 14.3.2.1<br>Defence against water                                                                                              | Discretionary Activities: Resource consent required 14.3.2.1 Except as provided for in Rule 14.3.1.1, the erection, placement, extension, alteration, replacement, reconstruction, demolition or removal, of any defence against water, other than on the bed of any lake or river, is a discretionary activity.                                                                                                                                                                                                                                                                                                           | <b>Discretionary activity consent required.</b><br><br>For the creation of the coves                                                                                                        |
| 14.4.1<br>Structures other than defences against water on the margins of lakes and rivers (Bridges over the Parkburn and cove) | 14.4.1 14.4.2 Permitted Activities: No resource consent required<br>14.4.1.1 The erection or placement of any structure, other than a defence against water, within 7 metres of the margin of any lake, or within 7 metres of the top of the bank of any river, is a permitted activity, providing:<br>(a) It does not result in the physical prevention or obstruction of access for works to avoid or mitigate any natural hazard; and<br>(b) The Otago Regional Council is notified in writing, of the location and nature of the structure, at least seven working days prior to commencing the erection or placement. | <b>Permitted</b><br><br>The proposed bridge over the Park Burn will not prevent access or obstruct any works that may be required.<br><br>ORC will be notified as required.                 |
| 14.5.1.1 Residential earthworks                                                                                                | 14.5.1.1 The use of land, and the associated discharge of sediment into water or onto or into land where it may enter water, for earthworks for residential development, is a permitted activity, providing:<br>(a) The area of exposed earth is no more than 2,500 m <sup>2</sup> in any consecutive 12-month period per landholding; and<br>(b) Earthworks do not occur within 10 metres of a water body, a drain, a water race, or the coastal marine area (excluding earthworks for riparian planting); and Exposed earth is stabilised                                                                                | <b>Restricted discretionary activity consent</b> required under 14.5.2 as earthworks will exceed 2,500m <sup>2</sup> in any consecutive period, earthworks will comprise contaminated land. |

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|      | upon completion of the earthworks to minimise erosion and avoid slope failure; and Earthworks do not occur on contaminated or potentially contaminated land; and Soil or debris from earthworks is not placed where it can enter a water body, a drain, a race or the coastal marine area; and Earthworks do not result in flooding, erosion, land instability, subsidence or property damage at or beyond the boundary of the property where the earthworks occur; and The discharge of sediment does not result in any of the following effects in receiving waters, after reasonable mixing: (i) (ii) The production of conspicuous oil or grease films, scums or foams, or floatable or suspended materials; or Any change in the colour or visual clarity; or (iii) Any emission of objectionable odour; or (iv) The rendering of fresh water unsuitable for consumption by farm animals; or (v) Any significant adverse effects on aquatic life. | Matters of restriction listed under 14.5.2.1 |

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| <b>Chapter 5: Water Take Use and Management</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 5.6.1 Contaminated sites rules                  | <p>Hazardous wastes at contaminated sites (discretionary activity)</p> <ol style="list-style-type: none"> <li>1. The disturbance of land; or</li> <li>2. The discharge of hazardous waste into water; or</li> <li>3. The discharge of hazardous waste onto or into land in circumstances that may result in that hazardous waste (or any other hazardous waste emanating as a result of natural processes from that hazardous waste) entering water; or</li> <li>4. The deposit of any hazardous waste, in, on or under land; or</li> <li>5. The discharge of hazardous waste into air at or from a contaminated site; is a discretionary activity.</li> </ol> | <p><b>Discretionary Activity Consent</b></p> <p>5.6.1.1 Information requirements in addition to the information required by Section 88 of the Resource Management Act, the following information is required to be submitted with an application for a resource consent under this rule:</p> <p>(a) An assessment in terms of the ANZECC "Guidelines for the Assessment and Management of Contaminated Sites" (January 1992)</p> |

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|      |                           | <p>providing reasons why no remedial or other action should be taken; and</p> <p>(b) An environmental monitoring programme to assess the environmental effects of contaminants on the site.</p> |

#### REGIONAL PLAN: AIR FOR OTAGO: Relevant Rules Compliance Assessment Table

| Rule                                                                                                                                  | Explanation / Requirement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Activity Status / Compliance / Comment                                                                                               |
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| 16.3.5.2<br>Discharges from the sorting, crushing, screening, conveying and storage of powdered or bulk products – permitted activity | <p>The discharge of contaminants into air from:</p> <ul style="list-style-type: none"> <li>(1) Vehicle engine maintenance and servicing; or</li> <li>(2) Building and construction activities, including road construction and maintenance, but excluding the remediation of asphalt surfaces (seal burning); or</li> <li>(3) Any outdoor general engineering activity; or</li> <li>(4) Using a smoke tracer to test underground drains or sewers; or</li> <li>(5) Fertiliser application; or</li> <li>(6) The engine exhaust of any motor vehicle, train or aircraft on an industrial or trade premises; or</li> <li>(7) Any smokeless heater frost-fighting device not using waste oil;</li> </ul> <p>is a permitted activity, providing any discharge of smoke, odour, particulate matter or gas is not noxious, dangerous, offensive or objectionable at or beyond the boundary of the property.</p> | <p>N/A</p> <p>Sorting and crushing of pea gravel will be undertaken under FHLd existing consents so this rule is not applicable.</p> |