

From: **Reuben Herz-Edinger** [REDACTED]
Date: Tue, 17 Mar 2026 at 09:21
Subject: RE: Meetign Follow Up re Rules / Consents - RMA261598
To: Laila Alkamil [REDACTED]
Cc: Richard Homewood [REDACTED] Dwayne Daly
[REDACTED], John Andrews [REDACTED], Pareekshit Parihar
[REDACTED]

Mōrena Laila,

I did indeed, sorry I didn't get back to you on that, got lost in all the other goings on.

Our Surface Water team considers that Bendrose Stream is a 'river'.

They provided the below figure, pointing out that the old path of the river that meanders under the red road path – thin blue line – is now an ephemeral channel, but considering that the main path – thick blue line – is indeed a river.

Hope that helps with your assessments.

Best regards,
Reuben



IN-CONFIDENCE

From: Laila Alkamil [REDACTED]

Sent: Tuesday, 17 March 2026 9:12 am

To: Reuben Herz-Edinger [REDACTED]

Cc: Richard Homewood [REDACTED]; Dwayne Daly

[REDACTED]; John Andrews [REDACTED]; Pareekshit Parihar

[REDACTED]

Subject: Re: Meetign Follow Up re Rules / Consents - RMA261598

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Good morning Reuben,

Thank you for your comments regarding this assessment.

I am wondering if you've heard back from the surface water team regarding the status of Bendrose Stream as a 'river'?

Kind regards

Laila

Laila Alkamil | Senior Planner, *MNZPI*

Williamson Water and Land Advisory

Phone | [REDACTED]

Email [REDACTED]

Web | <https://www.wvla.kiwi/>

10/1 Putaki Drive | Kumeu | Auckland | New Zealand

On Fri, 27 Feb 2026 at 11:20, Reuben Herz-Edinger [REDACTED] wrote:

Kia ora Richard,

Thank you for the assessment of the access road works.

We've been fairly busy with the s53 and now s67 comments, so just had a proper look at this now.

The key thing is if Bendrose Stream is considered to be a "river" under the RMA definition, which includes continually and intermittently flowing waterbodies, but not ephemeral waterways.

It's not clear if Wildlands assessed this, for the Memo, but if Bendrose Stream is indeed an RMA "river" then it is a "surface water body" and 5.175 may be triggered.

I've submitted a request to our Surface Water team to clarify this, and should be able to confirm this next week.

If Bendrose Stream is an ephemeral stream, I would agree with the assessment in the Memo that no consents are required from ECan.

If Bendrose Stream is a "river", then consent would be required under LWRP Rule 5.176 if there are excavations within 50m of Bendrose Stream (noting that 5.175 manages excavations, rather than 'earthworks').

Given that ~150m³ of excavations are estimated, but no cut/fill map of the entire road is provided, this would require further details plans/assessment to determine.

I'll let you know once I've heard back from our Surface Water team, but thought I should reach out to confirm that I've looked at the assessment.

I agree that either a Certificate of Compliance, or resource consent if needed, can be processed as a separate request to the Fast-track process.

Best regards,

Reuben

IN-CONFIDENCE

From: Richard Homewood [REDACTED]

Sent: Tuesday, 17 February 2026 2:19 pm

To: Dwayne Daly [REDACTED] Reuben Herz-Edinger [REDACTED]
[REDACTED]
Cc: John Andrews [REDACTED]; Laila Alkamil [REDACTED]
Pareekshit Parihar [REDACTED]
Subject: Re: Meetign Follow Up re Rules / Consents

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Hi Dwayne and Reuben

Following up on your email to Laila, please find attached assessment against CLWRP rules.

Please let us know if this assessment and approach aligns with ECAN's interpretation of the relevant rules and the appropriate way forward for this application.

Cheers
Richard Homewood

On Tue, 17 Feb 2026 at 13:36, Laila Alkamil [REDACTED] wrote:

Laila Alkamil | Senior Planner, *MNZPI*
Williamson Water and Land Advisory
Phone | [REDACTED]
Email | [REDACTED]
Web | [REDACTED]
10/1 Putaki Drive | Kumeu | Auckland | New Zealand

----- Forwarded message -----

From: Dwayne Daly [REDACTED]
Date: Tue, 17 Feb 2026 at 12:20
Subject: Meetign Follow Up re Rules / Consents
To: Laila Alkamil [REDACTED]
Cc: Reuben Herz-Edinger [REDACTED]

Hi Laila

I just wanted to follow up from our meeting the other day with a few notes on rules that we discussed:

Stormwater

We are in agreement regarding the need for construction-phase and operational stormwater consents. We just note for completeness that CLWRP permitted activity Rule 5.96(1) requires that operational phase stormwater discharge is not from, into or onto contaminated or potentially contaminated land. Neither a PSI nor DSI has been submitted with the application. Therefore, it cannot be confirmed that the proposal complies with criterion 1) of this permitted activity rule.

Contaminated Land

Consent is not sought under the NES-CS 2011. However, the applicant proposes a PSI, a DSI and, if contaminants are encountered, a RAP as conditions of consent. The conditions therefore anticipate that consent under the NES-CS would be required in some circumstances.

We also note for completeness that CLWRP Permitted Activity Rules 5.185 and 5.187 provide for the investigation of contaminated land and for the passive discharge of contaminants from contaminated land respectively. If those rules cannot be met, resource consent would be required under CLWRP Rules 5.186 and 5.188. The applicant will need to consider those rules.

The applicant could seek precautionary consent for the NES-SC consent and, if needed, the CLWRP rules.

Earthworks

The nature and scope of upgrade works along the access road in Lot 2 DP 470213 are not entirely clear from the application and additional consents may be required. The applicant has indicated they will undertake an assessment against CLWRP rules to determine consent requirements (if any).

As discussed, CRC considers the works in Lot 2 DP 470213 to be out of scope of the current application but that if consents are needed, these can be sought under the RMA.

Regards,
Dwayne
Principal Consents Planner

[REDACTED]

Dwayne Daly
Principal Consents Planner
Environment Canterbury
Tuam Street

[REDACTED]



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