



**MARLBOROUGH
DISTRICT COUNCIL**

RESOURCE CONSENT APPLICATION

U180052

Constellation Brands New Zealand Limited

99 Neal Road, Rarangi

Submissions Close

5.00 pm Thursday 8 March 2018

Bea Gregory-5252

From: MDC
Sent: Monday, 29 January 2018 6:21 p.m.
To: RCInbox
Subject: Application for Resource Consent: REF180117926
Attachments: REF180117926.pdf

A application for a Resource Consent has been received. Application lodgement number is REF180117926.

Submission details are attached.



PO Box 443, Blenheim 7240

Tel 03 520 7400 / Fax 03 520 7496

Email mdc@marlborough.govt.nz / www.marlborough.govt.nz

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GST No. 50-430-960



Reference Number:	REF180117926
Submitted On:	29/01/2018 18:20
Submitted By:	RMco Ltd

Important Information

This application is made under Section 88 of the Resource Management Act 1991.

Please provide all details relevant to your proposal. Feel free to discuss any aspect of your proposal or the application process with Council's duty planner, who is here to help. Duty planner hours are 9.00 am to 3.00 pm Monday to Friday.

This application will be checked before formal acceptance. If the application is incomplete, we are unable to accept it for processing and it will be returned to you.

If this activity requires more than one consent type, (eg both land use and discharge) you may apply for all within this application.

Applicant Details

Select as many as are applicable

Is the applicant

Is the applicant • A company

Company name Constellation Brands New Zealand Limited

Is the applicant

Main applicant name Constellation Brands New Zealand Limited

Main applicant electronic (email) address for service andrew.benger@cbrands.com

Main applicant mailing address PO Box 260, Blenheim 7240

Main contact number 0275 658 315

Alternative contact number 570 5252

Is there an agent working on behalf of the applicant? Yes

All communication regarding the application will be sent to the agent

Are you a business or an individual?

Company name RMco Ltd

Electronic (email) address for service paul@rmco.co.nz

Mailing address PO Box 820, Blenheim 7240

Main contact number 577 9239

Alternative contact number 0274 577 009

Agent reference Not answered

Application Details

Types of resource consent applied for	• Water Permit
The location to which the application relates is	99 Neal Road. Lot 1 DP11425.
Brief description of the activity	To take up to to 255,936 cubic metres of water per year from the Wairau Aquifer via a proposed new well #10879 for the purposes of irrigating 96 ha of grapes.
I attach, in accordance with Schedule Four of the Resource Management Act 1991, an assessment of environmental effects in a level of detail that corresponds with the scale and significance of the effects that the proposed activity may have on the environment. (Applications now also have to include consideration of the provisions of the Resource Management Act 1991 and other relevant planning documents)	
I attach an assessment of the proposed activity against the matters set out in Part 2 of the Resource Management Act 1991.	
I attach an assessment of the proposed activity against any relevant provisions of a document referred to in Section 104(1)(b) of the Resource Management Act 1991, including the information required by Clause 2(2) of Schedule 4 of the Resource Management Act 1991.	
Please upload assessment	• CBNZ-Neal Rd-water permit-re.pdf(882344 bytes)
Please upload plans (e.g. site plan, elevation plans, scheme plan etc) of the locality and activity points. Describe the location in a manner that will allow it to be readily identified, e.g. house number and street address, grid reference, the name of any relevant stream, river, or other water body to which the application may relate, proximity to any well known landmark, DP number, valuation number, property number	
Site/location plan	No files uploaded
Scheme plan	No files uploaded
Forest harvest plan	No files uploaded
Building plans	No files uploaded
Dam design drawings	No files uploaded
Certificate(s) of Title and legal documents	No files uploaded

Supplementary Forms

Please indicate which supplementary forms you are adding	• Water permits
Type of permit required	• Take underground water
Do you currently hold a water permit that is due to expire?	Yes
What is the water permit number?	U071209
Purpose for which water is required?	Irrigation of 96ha of grapes
Source of water	Wairau Aquifer
Maximum quantity of take	
Litres per second	Not answered
Cubic metres per day	2167.7
Cubic metres per week	Not answered
Groundwater	
Is the well existing?	No

Water use purpose

Use Type	Irrigation
Crop type	Grapes
Area	96
Application Rate	22.6
Quantity	2167.7

Irrigation Period	<ul style="list-style-type: none"> • Jan • Feb • Mar • Apr • Oct • Nov • Dec
Method	Trickle

Technical Reports

Do you wish to upload any technical reports to be included in the application by the relevant Resource Management Plan, Act or regulations?

No

Benthic report	No files uploaded
Cultural effects assessment	No files uploaded
Dam construction report	No files uploaded
DSI	No files uploaded
Ecology report	No files uploaded
Economic report(s)	No files uploaded
Engineering report	No files uploaded
Erosion and sediment management plan	No files uploaded
Geotechnical report	No files uploaded
Landscape report	No files uploaded
PSI	No files uploaded
RAP	No files uploaded
Wastewater report	No files uploaded
Any other report not covered in the list above	No files uploaded

Written Approvals

Please provide the names and addresses of the owner and occupier of the land (other than the applicant)

Not answered

Please attach any written approval(s) that may have been obtained from affected parties/adjoining property owners and occupiers

No files uploaded

Note: As a matter of good practice and courtesy you should consult your neighbours about your proposal. If you have not consulted your neighbours, please give brief reasons why you have not below

Brief reason for not consulting with neighbours	No adverse effects of continuing take and irrigation on neighbouring land owners.
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Other Details

Are additional resource consents required in relation to this proposal?	No
Are there other activities which are part of the proposal to which the activity relates, for example permitted activities, or building consents etc?	No

If the application is affected by Section 124 or 165ZH(1)(c) of the Resource Management Act 1991 (which relate to existing resource consents), the value of the investment of the existing consent to the consent holder. *(This assessment should include more than stating a monetary value.)*

The water permit is to sustain an existing vineyard valued at around \$16.4 million.

The applicable lodgement (base) fee is to be paid at the time of lodging this application. If payment is made into Council's bank account 02-0600-0202861-02, please record applicant name and either property number or consent type as a reference.

The final cost of processing the application will be based on actual time and costs in accordance with Council's charging policy. If actual costs exceed the lodgement fee, an invoice will be issued (if actual costs are less, a refund will be made). Council may stop processing an application until an overdue invoice is paid in full. Council charges interest on overdue invoices at 15% per annum from the date of issue to the date of payment. In the event of non-payment, legal and other costs of recovery will also be charged.

Do you require a GST receipt for a bank payment?	Yes
Please make invoice out to	Applicant
The application lodgement fee	Has been paid
Please give details of payment reference	Paid y applicant 26/1/18
If you have a payment reference to upload, please upload it here	No files uploaded
Notes	Not answered
I confirm that the information provided in this application and the attachments are accurate	Yes
Authorised by (your full name)	Paul Edwin Williams

You may apply for two or more resource consents that are needed for the same activity on the same form. You must pay the charge payable to the consent authority for the resource consent application under the Resource Management Act 1991 (if any).

The information you have provided on this form is required so that your application can be processed and so that statistics can be collected by Council. The information will be stored on a public register and held by Council. Details may be made available to the public about consents that have been applied for and issued by Council. If you would like access to or made corrections to your details, please contact Council.

If you lodge the application with the Environmental Protection Authority, you must also lodge a notice in form 16A at the same time. If your application is to the Environmental Protection Authority, you may be required to pay actual and reasonable costs incurred in dealing with this matter (see section 149ZD of the Resource Management Act 1991).

An electronic address for service must be provided if you are applying for a Fast Track consent. Under the Fast Track resource consent process, notice of the decision must be given within 10 working days after the date the application was first lodged with the council opts out of that process at the time of lodgement.

A Fast Track application may cease to be a Fast Track application under Section 87AAC(2) of the Resource Management Act 1991.

Constellation Brands New Zealand Ltd

Resource Consent Application for a New Water Permit to Replace an Existing One

January 2017

Contents

1	Executive Summary	4
2	Location.....	4
3	Relevant Resource Consents.....	5
4	Receiving Environment	5
4.1	The Site	5
4.2	Value of Investment	5
4.3	Water Resource & Infrastructure	5
5	Statutory Acknowledgements.....	6
6	Proposal Detail.....	6
6.1	Take of Water	6
6.2	Use of Water	6
7	Activity Status.....	7
7.1	Resource Management Act	7
7.2	Wairau/ Awatere Resource Management Plan	7
7.3	Marlborough Environment Plan	7
8	Assessment.....	8
8.1	Actual & Potential Effects.....	8
8.2	Objectives & Policies	9
8.3	National Policy Statement.....	9
8.4	National Environment Standard	9
8.5	Regulations	10
8.6	Regional Policy Statement.....	10

9	Potentially Adversely Affected Persons & Consultation.....	10
10	Conclusions.....	10
	Appendix 1 – General Location	0
	Appendix 2 – Aerial Photograph.....	1
	Appendix 3 – Reasonable Water Use	2
	Appendix 4 – Water Permit Form	3
	Appendix 5 – Analysis of Objectives & Policies.....	4
	Appendix 6 - Analysis of Requirements of Schedule 4 of the Act	5

1 Executive Summary

The applicant, Constellation Brands New Zealand Ltd (CBNZ), owns an established 96ha vineyard on Neal Road, Rarangi. Water permit U071209 provides for the take of up to 2,425 cubic metres per day of water from well P28w/3439 for the irrigation of that vineyard. The water permit is currently held under the name of affiliated company Nobilos Wine Group Ltd. The water permit is due to expire 1 May 2018.

Well P28w/3439 was damaged in the 2016 earthquakes, resulting in too much sand in abstracted water. The applicant holds resource consent U170734 to construct a new well (#10879) to replace P28w/3439. That well has yet to be constructed.

This new water permit is proposed to replace the existing water permit on expiry. By then it is anticipated that the new well will be constructed.

Slightly less water is being sought than is currently authorised by the existing water permit. The abstraction is within the current allocation of water from the Wairau Aquifer.

The nearest well is located some 240m to the south-west. At that distance there will be no significant adverse effects on the neighbouring well.

The proposal is in accord with the objectives and policies of the Wairau/ Awatere Resource Management Plan (WARMP) and the Marlborough Environment Plan (MEP).

The adverse effects of this proposal will be minor and the proposal is consistent with the promotion of the sustainable management of natural and physical resources as set out in Section 5 of the Resource Management Act 1991.

2 Location

The vineyard is located on a property at 99 Neal Road which is legally described as Lot 1 DP11425. The location of the property is shown on the plan in Appendix 1.

Water is to be abstracted from well#10879 which is yet to be constructed.

An aerial photograph in Appendix 2 shows the boundaries of the property to be irrigated and the location of the well.

3 Relevant Resource Consents

U071209

Water permit U071209 is for the abstraction of up to 2425m³ per day of water from the Wairau Aquifer via well P28w/3439 for the irrigation of 96ha of vineyard on Lot 1 DP11425. This water permit was granted on 12 April 2008 and expires 1 May 2018. It replaced previous water permit U980496 on expiry. This proposed water permit is to replace U071209 on expiry.

Well P28w/3439 was damaged due to earthquakes. A variation to U071209 was granted on 11 January 2017 to allow for water to be temporarily taken from another well owned by the applicant (P28w/3439) while consent for a new well was sought and the new well was constructed.

U170734

Consent for a new well to be constructed near the existing well was granted on 25 September 2017. The new well is to be numbered 10879. It has yet to be constructed.

4 Receiving Environment

4.1 The Site

The site is flat land comprising of 96ha in total.

Surrounding land uses are pastoral to the west, viticulture to the south, rural residential and viticulture to the north and wetlands and residential to the east.

4.2 Value of Investment

For the purposes of s104(2A) of the Resource Management Act, the value of the investment of the vineyard which relies on the water is estimated to be in the order of \$16.4 million.

4.3 Water Resource & Infrastructure

Well #10879 will draw water from the Wairau Aquifer Coastal North Freshwater Management Unit. The aquifer is medium yielding at this location.

The Rarangi Shallow Aquifer lies above the Wairau Aquifer. There is a confining layer between the Rarangi and Wairau aquifers.

Well #10879 is proposed to be approximately 27m deep, and have a diameter of 300mm. The bore will be screened to take water only from the Wairau Aquifer.

The existing water meter, data-logger and telemetry will be installed on this new well.

5 Statutory Acknowledgements

Statutory acknowledgements are set out in the document *Te Tau Ihu – Statutory Acknowledgements 2014* which is an attachment to the Wairau/ Awatere Resource Management Plan.

Rangitane o Wairau, Ngati Rarua and Ngati Toa have noted cultural, spiritual, historical and traditional associations with the land that is proposed to be irrigated and where the well is situated. These iwi and also the balance of the Te Tau Ihu Iwi have associations with the coastal waters offshore of the site.

While the above three iwi authorities have noted their general associations with the land including the subject site, no specific sites of cultural, spiritual, historical or traditional significance are identified at or near the specific site of this proposal.

6 Proposal Detail

This application is for a water permit to replace the applicant's current water permit U071209 on expiry.

This proposal is based on the water use model *Irricalc* which in this area provides for a maximum of 2,304m³/day, slightly less than the 2,425m³/day that is currently allocated under the existing water permit.

6.1 Take of Water

In total up to 255,936m³ of water per year is proposed to be taken from the Wairau Aquifer via the new well #10879 when it is constructed.

6.2 Use of Water

It is proposed to use the abstracted water for the irrigation of 96ha of grapes by means of dripper irrigation.

Monthly use rates in accordance with the allocation model *Irricalc* are set out in the table in Appendix 3.

7 Activity Status

7.1 Resource Management Act

Section 14 of the Resource Management Act 1991 (the Act) requires that (paraphrased), no person may take or use any water unless it is allowed by a regional rule or resource consent.

7.2 Wairau/ Awatere Resource Management Plan

The subject land is zoned Rural 4 in the Wairau/ Awatere Resource Management Plan (the Plan).

Water Take

General Rule 27.1.2.3 provides for any abstractions between 15 and 3000 m³/day/site from the Wairau Aquifer as a Discretionary Activity.

Water Use

The Act requires that no person may use water unless expressly allowed in a rule in a regional plan. The only uses specifically provided for in the Plan are for domestic, stock, bore testing, firefighting and use from storage dams.

Section 87B of the Act determines that where Part 3 of the Act requires a resource consent, but where there is no relevant rule in a plan, the activity is to be dealt with as discretionary. The proposed use of water for irrigation is therefore a Discretionary Activity.

7.3 Marlborough Environment Plan

The land is in the *Rural Environment* zone in the Marlborough Environment Plan (MEP).

This abstraction point is mapped as being within the in the Wairau Aquifer Coast North Freshwater Management Unit (FMU).

The land is mapped as having free draining soils which is reflected in the maximum irrigation rate for grapes of 24m³/ha/day in water use model *Irricalc*.

Water Take

The water take is from the Wairau Aquifer Coast North FMU. The allocation for the Wairau Aquifer as a whole is specified in Appendix 6, Schedule 1 as 73,006,000m³/year.

Rule 2.5.2 provides for a water take such as proposed as a Discretionary Activity.

Water Use

Rule 2.5.3 provides for a water use such as proposed as a Discretionary Activity.

8 Assessment

An overview analysis of the requirements of Schedule 4 of the Act is found in Appendix 5.

8.1 Actual & Potential Effects

Effects on Neighbourhood, Community

There are a number of wells in the vicinity that take water from the Rarangi Shallow Aquifer. The nearest well taking water from the much deeper confined Wairau Aquifer is for domestic purposes, located some 240m to the south-west (P28w/0014, Lot 10, Deeds 14, Pukematai Farm). The nearest irrigation well is P28w/3219 located 421m to the south-west (Lot 2, DP10544, Cowie).

Given these separation distances, the proposed abstraction will not adversely affect the ability to draw water from the neighbouring wells.

Effects on the Locality, Landscape, Visual

The site is not noted as an outstanding natural feature or landscape in the Plan.

There will be no adverse effects of this ongoing water take and use on the locality, landscape or visual qualities of the area.

Effects on Ecosystems

Water is to be drawn from the Wairau Aquifer and applied to an existing vineyard. There will be no noticeable effects on ecosystems.

Effects on Aesthetic, Recreational, Scientific, Historical, Spiritual, or Cultural Values

There are no particular aesthetic issues with this proposal and the site is not noted for any recreational values.

The site is not noted in the Plan as having any significant scientific or European historical significance. It is not noted in the document *Te Tau Ihu – Statutory Acknowledgements 2014* as having specific sites of cultural, spiritual, historical or traditional significance to Maori.

Effects of Discharge of Contaminants

No discharge of contaminants is proposed or will result from this proposal.

Effects on Water Resources

A potential issue of this abstraction of water from the Wairau Aquifer is seawater intrusion.

Observations from the MDC sentinel wells along the Cloudy Bay coast indicate that seawater intrusion is currently not occurring. However it is expected that any consent issued would be subject to precautionary conditions limiting abstraction in the event that seawater intrusion did occur, with reference to groundwater environmental electrical conductivity and elevation thresholds at the MDC sentinel well P28w/1733.

Risk Through Natural Hazards, Hazardous Substances, Hazardous Installations

No hazardous substances are involved with this proposal.

8.2 Objectives & Policies

An assessment of relevant objectives and policies in Wairau/ Awatere Resource Management Plan and the Proposed Marlborough Environment Plan is found in Appendix 5.

The proposal is in accord with those objectives and policies.

8.3 National Policy Statement

The National Policy Statement for Freshwater Management 2014 (NPSFM) seeks to stop Councils from over-allocating water resources and institute methods to phase out over-allocation.

The Wairau Aquifer water is over-allocated, however this application is for slightly less water as the applicant is granted under its existing water permit.

Council has instigated other measures to address the over-allocation issue.

8.4 National Environment Standard

There are no National Environmental Standards that are relevant to this proposal.

8.5 Regulations

The *Resource Management (Measurement and Reporting of Water Takes) Regulations 2010* requires water meter data to be provided in a form that is suitable for electronic storage.

The existing water meter data-logger and telemetry will be installed on the new well.

8.6 Regional Policy Statement

I have reviewed this proposal against the provisions of the Marlborough Regional Policy Statement (RPS). There are no matters in that document that have not already been covered by assessment of the objectives and policies of the WARMMP.

9 Potentially Adversely Affected Persons & Consultation

This application is for a water permit to replace water permit U071209 on expiry. No additional water or change of use of water is proposed.

The well is a considerable distance from the nearest wells and will therefore will not affect water abstraction from those neighbouring wells.

No consultation therefore is considered to be required or been undertaken.

10 Conclusions

This application is for a water permit to replace an existing water permit. Slightly less maximum water is proposed to be taken than is provided for by the existing water permit.

The proposed maximum rate of take is in accord with the reasonable use test under the *Irricalc* model.

The well is a considerable distance from the nearest well and will therefore not affect water abstraction from that neighbouring well.

The proposal is in accord with the relevant objectives and policies of statutory resource management plans.

Given the above, the applicant respectfully requests that consent be granted.

Paul Williams

Resource Management Consultant

January 2018

Appendix 1 – General Location




Appendix 2 – Aerial Photograph



Appendix 3 – Reasonable Water Use


IRRIGATION REASONABLE USE DATABASE


5 STEPS - TO GET THE IRRIGATION REQUIREMENTS INFORMATION YOU NEED FOR IRRIGATION PLANNING, CONSENTING AND DESIGN



Ministry for Primary Industries
Manatū Ahu Matua

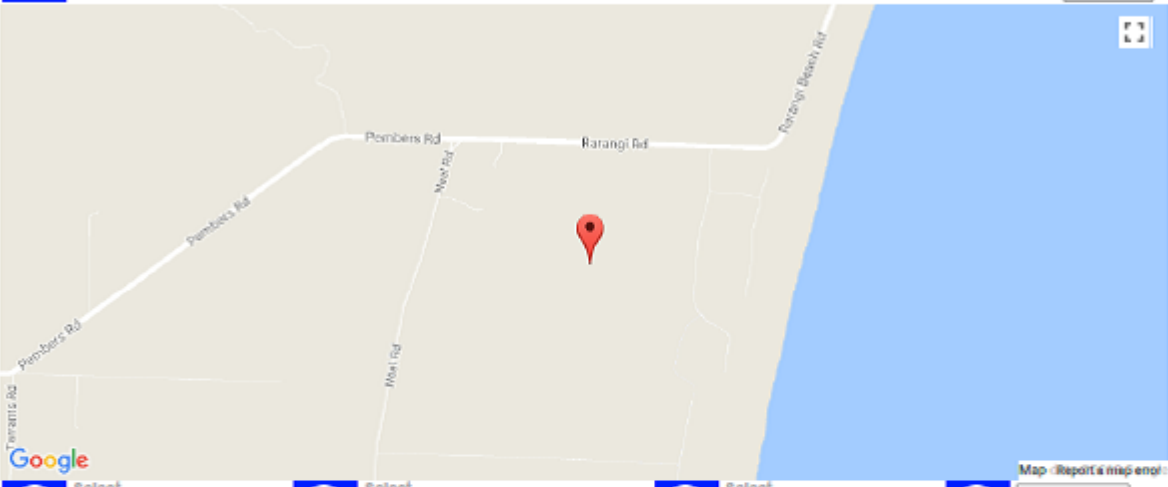
Sustainable Farming Fund





1 Enter the address or coordinates (latitude, longitude) of your farm and click 'Locate' or click on the map

Locate



2 Select Crop

3 Select Plant Available Water

4 Select Irrigation Method

5 **Fetch Data**

Farm Details		Plant Available Water Details			Irrigation Requirements			
Description		PAW(mm)	Indicative Likelihood	Area (hectares)		Per Hectare	Total Area	
Latitude	<input type="text" value="-41.425"/>	<input type="text" value="40"/>	<input type="text" value="66"/>	<input type="text" value="96"/>	System Capacity	<input type="text" value="0.28"/> (l/s/ha)	<input type="text" value="26.88"/> (l/s)	
Longitude	<input type="text" value="174.02"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0"/>	System Capacity	<input type="text" value="2.4"/> (mm/day)		
Council	<input type="text" value="Marlborough"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0"/>	Daily Volume	<input type="text" value="24"/> (m³/ha)	<input type="text" value="2,304"/> (m³)	
Climate Site ID	<input type="text" value="P161124"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0"/>	7 Day Volume	<input type="text"/>	<input type="text"/>	(m³)
Distance to Climate Site (km)	<input type="text" value="0.42"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0"/>	28 Day Volume	<input type="text"/>	<input type="text"/>	(m³)
Rainfall (mm)	<input type="text" value="690"/>		Total area =	<input type="text" value="96"/>	90% ile Annual Volume	<input type="text" value="2,666"/> (m³/ha)	<input type="text" value="255,936"/> (m³)	

90 Percentile Monthly Volume												
	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun
Per Hectare (m³/ha)	<input type="text" value="0"/>	<input type="text" value="0"/>	<input type="text" value="0"/>	<input type="text" value="100"/>	<input type="text" value="580"/>	<input type="text" value="650"/>	<input type="text" value="700"/>	<input type="text" value="550"/>	<input type="text" value="360"/>	<input type="text" value="140"/>	<input type="text" value="0"/>	<input type="text" value="0"/>
Total Area (m³)	<input type="text" value="0"/>	<input type="text" value="0"/>	<input type="text" value="0"/>	<input type="text" value="9,600"/>	<input type="text" value="55,680"/>	<input type="text" value="62,400"/>	<input type="text" value="67,200"/>	<input type="text" value="52,800"/>	<input type="text" value="34,560"/>	<input type="text" value="13,440"/>	<input type="text" value="0"/>	<input type="text" value="0"/>

Appendix 4 – Water Permit Form

Appendix 5 – Analysis of Objectives & Policies

Wairau/ Awatere Resource Management Plan

Chapter 6 - Freshwater	Objective/ Policy	Comment
6.2.1, Objective 1	To provide for the taking, use, damming and diversion of fresh water in a manner which safeguards the life supporting capacity of the resource and avoids, remedies or mitigates any adverse effects on the environment” (my emphasis in bold).	While acknowledging the need to safeguard the life-supporting capacity of water resources, the Wairau/ Awatere Resource Management Plan is essentially permissive in its approach to water use.
6.4.1, Policy 1.2	To allocate water on the basis of guidelines.	The maximum guidelines set in the Plan for the irrigation of grapes is 22m ³ /ha/day. The maximum water sought in this application is 24m ³ /ha/day which has been justified through the recently instigated water use model, <i>Irricalc</i> .

Proposed Marlborough Environment Plan

Chapter 4 – Use of Natural Resources	Objective/ Policy	Comment
Policy 4.1.2	Enable sustainable use of natural resources in the Marlborough environment. The commentary to this policy states that: <i>As a principle, the Council will continue to enable access to natural resources where the subsequent use of those resources has no more than minor adverse effect on the immediate or surrounding environment.</i>	This application is for continued abstraction of water at a slightly lesser rate than currently consented.
Chapter 5 - Allocation of Public Resources	Objective/ Policy	Comment
Policy 5.2.13	Limit the total amount of water available to be taken from any freshwater management unit and avoid allocating water (through the resource consent process) beyond the limit set.	The Wairau Aquifer is currently over-allocated (Policy 5.5.1), however this application is to replace an existing water permit and does not add to that over-allocation.
Policy 5.3.7	Allocate water to irrigation users on the basis of a nine in ten year water demand for the crop/pasture.	The reasonable use requirements as evaluated using the modelling programme <i>Irricalc</i> is for a maximum annual volume 255,936m ³ per year with monthly maximums as set out in Appendix 3.
Policy 5.7.2	To allocate water on the basis of reasonable demand given the intended use.	

Appendix 6 - Analysis of Requirements of Schedule 4 of the Act

Clause	Matter	Not relevant or applicable	Addressed in application
2(1)(a)	description of activity		✓
(b)	site description		✓
(c)	Name, address of owner or occupiers		✓
(d)	any other activities that are part of the proposal	✓	
(e)	other resource consents	✓	
(f)	an assessment of the activity against the matters set out in Part 2		
	Section 5 – purpose of the Act		✓
	Section 6 – matters of national importance		
	(a) natural character of the coastal environment, wetlands, lakes, rivers	✓	
	(b) outstanding natural features and landscapes	✓	
	(c) significant indigenous vegetation and habitats	✓	
	(d) public access to and along the coastal marine area, lakes, and rivers	✓	
	(e) relationship of Maori with ancestral lands, water, waahi tapu, and other taonga		✓
	(f) historic heritage	✓	
	(g) customary rights	✓	
	<i>Section 7 – Other Matters</i>		
	(a) kaitiakitanga	✓	
	(aa) ethic of stewardship	✓	
	(b) efficient use of resources	✓	
	(ba) efficiency of energy use	✓	
	(c) amenity values	✓	
	(d) intrinsic values of ecosystems	✓	
	(f) quality of the environment	✓	
	(g) any finite characteristics of natural and physical resources	✓	
	(h) protection of the habitat of trout and salmon	✓	
	(i) effects of climate change	✓	
	(j) benefits from the use and development of renewable energy	✓	
	<i>Section 8</i>		
	principles of Treaty of Waitangi	✓	
(g)	assessment of the activity against any relevant provisions of documents in s104(1)(b):		
	(i) national environmental standard	✓	
	(ii) other regulations:		✓
	(iii) national policy statement		✓
	(iv) New Zealand coastal policy statement	✓	
	(v) regional policy statement or proposed regional policy statement		✓
	(vi) plan or proposed plan		✓
(3)	Additional information required in some applications		
	(a) demonstration of compliance of permitted activity parts of proposal	✓	
	(b) assessment of the value of the investment of the existing consent holder		✓

	(b) assessment against Marine and Coastal Area (Takutai Moana) Act 2011	✓	
(6)	Information required in assessment of environmental effects		
	(a) possible alternative locations or methods if effects significant	✓	
	(b) actual or potential effects		✓
	(c) if hazardous substances and installations, an assessment of risks	✓	
	(d) discharge of any contaminants, a description of—		
	(i) nature of the discharge and the sensitivity of the receiving environment	✓	
	(ii) possible alternative methods of discharge	✓	
	(e) mitigation measures	✓	
	(f) persons affected, consultation undertaken		✓
	(g) monitoring required if scale and significance of effects warrants, how & by whom		✓
	(h) alternatives if more than minor effects on customary right	✓	
(7)(1)	Matters that must be addressed by assessment of environmental effects		
	(a) effects on neighbourhood, community		✓
	(b) effects on the locality, landscape, visual		✓
	(c) effects on ecosystems		✓
	(d) effects on aesthetic, recreational, scientific, historical, spiritual, or cultural values		✓
	(e) discharge of contaminants		✓
	(f) risk through natural hazards, hazardous substances, hazardous installations		✓

To: Marlborough District Council
PO Box 443
Blenheim 7240



**MARLBOROUGH
DISTRICT COUNCIL**

ISO 9001:2008
Document Number:
RAF0010-CI1921

SUBMISSION ON APPLICATION FOR A RESOURCE CONSENT

1. Submitter Details

Name of Submitter(s) in full _____

Electronic Address for Service (*email address*) _____

Postal Address for Service (*or alternative
method of service under section 352 of the Act*) _____

Primary Address for Service (*must tick one*)

Electronic Address (*email, as above*) ☐ or, Postal Address (*as above*) ☐

Telephone (*day*) _____ Mobile _____ Facsimile _____

Contact Person (*name and designation,
if applicable*) _____

2. Application Details

Application Number _____ U _____

Name of Applicant (*state full name*) _____

Application Site Address _____

Description of Proposal _____

3. Submission Details (*please tick one*)

I/we support all or part of the application ☐

I/we oppose all or part of the application ☐

I/we are neutral to all or part of the application ☐

- ☐ I am a trade competitor for the purposes of section 308B of the Resource Management Act 1991
- ☐ I am directly affected by an effect of the subject matter of the submission that:
- a) adversely affects the environment; and
- b) does not relate to trade competition or the effects of trade competition
- ☐ I am NOT directly affected by an effect of the subject matter of the submission that:
- a) adversely affects the environment; and
- b) does not relate to trade competition or the effects of trade competition
- ☐ I am NOT a trade competitor for the purposes of section 308B of the Resource Management Act 1991

The specific parts of the application that my/our submission relates to are *(give details, using additional pages if required)*

The reasons for my/our submission are *(use additional pages if required)*

The decision I/we would like the Council to make is *(give details including, if relevant, the parts of the application you wish to have amended and the general nature of any conditions sought. Use additional pages if required)*

4. Heard in Support of Submission at the Hearing

I/we wish to speak in support of my/our submission

☐

I/we do not wish to speak in support of my/our submission

☐

OPTIONAL: Pursuant to section 100A of the Resource Management Act 1991 I/we request that the Council delegate its functions, powers, and duties required to hear and decide the application to one or more hearings commissioners who are not members of the Council. *(Please note that if you make such a request you may be liable to meet or contribute to the costs of commissioner(s). Requests can also be made separately in writing no later than 5 working days after the close of submissions.)*

☐

5. Signature

Signature _____ Date _____

Signature _____ Date _____

6. Important Information

- Council must receive this completed submission before the closing date and time for receiving submissions for this application. The completed submission may be emailed to mdc@marlborough.govt.nz.
- The closing date for serving submissions on the consent authority is the 20th working day after the date on which public or limited notification is given. If the application is subject to limited notification, the consent authority may adopt an earlier closing date for submissions once the consent authority receives responses from all affected persons.
- You must serve a copy of your submission on the applicant as soon as is reasonably practicable after you have served your submission on the consent authority.
- Only those submitters who indicate that they wish to speak at the hearing will be sent a copy of the section 42A hearing report.
- If you are making a submission to the Environmental Protection Authority, you should use form 16B.
- If you are a trade competitor, your right to make a submission may be limited by the trade competition provisions in Part 11A of the Resource Management Act 1991.
- If you make a request under section 100A of the Resource Management Act 1991, you must do so in writing no later than 5 working days after the close of submissions and you may be liable to meet or contribute to the costs of the hearings commissioner or commissioners. You may not make a request under section 100A of the Resource Management Act 1991 in relation to an application for a coastal permit to carry out an activity that a regional coastal plan describes as a restricted coastal activity.
- Please note that your submission (or part of your submission) may be struck out if the authority is satisfied that at least 1 of the following applies to the submission (or part of the submission):
 - it is frivolous or vexatious;
 - it discloses no reasonable or relevant case;
 - it would be an abuse of the hearing process to allow the submission (or the part) to be taken further;
 - it contains offensive language;
 - it is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

7. Privacy Information

The information you have provided on this form is required so that your submission can be processed under the Resource Management Act 1991. The information will be stored on a public file held by Council. The details may also be available to the public on Council's website. If you wish to request access to, or correction of, your details, please contact Council.