

CHAPTER 29: INFORMATION REQUIRED WITH LAND USE CONSENT APPLICATIONS

29.1 SCOPE OF CHAPTER 29

This Chapter outlines the information required to accompany particular types of land use consent applications for activities affecting the beds of rivers and lakes. More than one of the requirements may apply to a particular application. For example, an application involving gravel extraction in most cases will have to include information under 29.2.1 and 29.2.3. The matters listed will not be relevant to every application, nor are they an exhaustive list. The obligation remains with applicants to provide sufficient information to meet the requirements of Section 88 and the Fourth Schedule of the Act.

In all cases, the Council may request further information under Section 92 of the Resource Management Act.

Advice Note: The Resource Management (National Environmental Standard for Freshwater) Regulations 2020 may apply to some activities, including farming activities and activities in or near wetlands and rivers. The National Environmental Standard may alter the activity status of an activity and impose additional standards, information requirements, matters for assessment and criteria. Please ensure you have met any requirements in the regulations in addition to those in this plan. NES-FW (ca)
12/20

29.2 INFORMATION REQUIREMENTS

29.2.1 General

Applicants must submit the following information when seeking any land use consent for an activity affecting the bed of a river or lake:

- 29.2.1.1 The location of the proposed activity, including the legal description and address.
- 29.2.1.2 The name and address of the owner and occupier (other than the applicant) of any land (including riverbed land) to which the application relates.
- 29.2.1.3 The full name of the applicant, whether an individual, partnership or company and who will hold the consent. If the applicant is a partnership, the full names of all the partners.
- 29.2.1.4 A full description of the activity, including frequency and timing of the activity.
- 29.2.1.5 A site plan showing:
 - (a) roads;
 - (b) boundaries of adjacent properties;
 - (c) location of known archaeological sites;
 - (d) details of any legal public access along and to any water body or the coast.
- 29.2.1.6 An assessment of the environmental effects of the activity, including:
 - (a) the potential effects on bed and bank stability;
 - (b) the extent to which the activity will adversely affect areas of significant indigenous vegetation and significant habitats of indigenous fauna;
 - (c) the extent to which the activity will adversely affect the natural character of the water body, public access and any other relevant values identified in Schedule 30A;

- (d) the extent to which the activity will affect neighbouring or downstream properties or the stability of the bed and banks;
- (e) the extent to which the activity will affect any lawfully established structure.

29.2.1.7 A description of the morphology of the river or lake bed.

29.2.1.8 A description of mitigating measures (safeguards and contingency plans where relevant) to help prevent or reduce actual or potential effects of the activity.

29.2.2 Structures

29.2.2.1 A description and plan of the structure's dimensions, including an assessment of any percentage change in the size of the structure.

29.2.2.2 The expected construction period.

29.2.2.3 A description of the proposed method of construction including:

- (a) the material to be used to erect, place, extend, alter or reconstruct the structure;
- (b) the equipment to be used;
- (c) a construction plan.

29.2.2.4 A description of the site, nature of the river or lake bed and banks, and vegetation.

29.2.2.5 Evidence that the owner of the river or lake bed has authorised the structure to be built.

29.2.2.6 The extent to which the activity will affect navigation safety.

29.2.2.7 Where a structure is to be removed or demolished;

- (a) a description of the structure to be removed, including a description of its former purpose and use;
- (b) a description of any amenity or historic value attached to the structure to be removed.

29.2.3 The Disturbance of a River or Lake Bed, including that for Maintenance of Structures and Sand and Gravel Extraction

29.2.3.1. A description of the nature, scale, and frequency of the proposed bed disturbance.

29.2.3.2 A description of the proposed method, including the equipment to be used.

29.2.3.3 An assessment of the activity on any natural hazard, and the extent to which it is likely to create or exacerbate a natural hazard.

29.2.3.4 In the case of the extraction of bed material:

- (a) an assessment of the volume of material proposed to be removed, in terms of total annual volume and daily amounts;
- (b) an assessment as to the extent to which the removal of bed material is identified in the annual operating plan for river works;
- (c) an assessment of the proportion of material being removed in relation to the calculated or measured amounts of gravel entering and exiting the river reach or lake;
- (d) a description of the period over which the removal will occur and frequency of removal in any 12 month period;
- (e) a description of the methods to be used to remove the material;

- (f) an assessment of alternative sources of material that have been considered, and why the extraction is required in the location chosen.

29.2.4 Livestock on the Bed and Banks of Rivers and Lakes

- 29.2.4.1 A description of the type and numbers of livestock that will be entering or crossing the river or lake bed and the frequency and duration of the activity.

29.2.5 Activities on the Surface of Rivers and Lakes

- 29.2.5.1 Description of craft, including numbers and size.
- 29.2.5.2 Frequency of operations and locations of activity, including locations of entry and exit points.
- 29.2.5.3 Descriptions of ancillary buildings and structures.

