

Certificate under Section 221 of the Resource Management Act 1991

It is hereby certified that pursuant to Section 221(5) of the Resource Management Act 1991, the Consent Notice (registration number 7079376.1) is cancelled in whole.

Dated at Hawera this 12 day of December 2008.

Graham Young

Group Manager Environment and Information Services



Business & Private Law

Brian R Ellis LLB Principal

6th Floor, 43 High Street PO Box 4516 Auckland, New Zealand

Telephone 64-9-379-6249 Freephone 0800-800-932 Facsimile 64-9-309-8451 DX CP 24078

12 December 2008

By E-mail

The Senior Planner South Taranaki District Council Private Bag 902 HAWERA 4640

Attention: Blair Sutherland

KOUNTY ESTATE SUBDIVISION, HAWERA – CANCELLATION OF CONSENT NOTICE 7079376.1 OUR REF: KOU 2479/15

Further to our telephone conversation this morning we confirm our request that the above-mentioned Consent Notice 7079376.1 be removed from the head title (CT 293173) of the subdivision pursuant to Section 221(3) of the Resource Management Act 1991.

For your information we enclose a copy of the above mentioned Certificate of Title and Consent Notice.

We look forward to hearing from you.

Yours faithfully Ellis Law

Simon Thode

Solicitor

Email: simon@ellislaw.co.nz Website: www.ellislaw.co.nz





Consent Notice pursuant to Section 221 of the Resource Management Act 1991 Application No: RMS060063

IN THE MATTER of Land Transfer Plan No: 372479

AND

IN THE MATTER of Subdivision Consent pursuant to Sections 104, 220 and 221 of the Resource Management Act 1991

Pursuant to Section 221 of the Resource Management Act 1991 the South Taranaki District Council by resolution passed under delegated authority on imposed the following condition on the consent for subdivision of Land Transfer Plan No: 372479

THAT a vehicle crossing serving Lot 2 via Country Drive is installed in accordance with the Council's Urban Property Entrance Standard within two years of the date of Survey Plan lodgement and that this form an ongoing cor:dition under Section 221 of the Resource Management Act 1991.

<u>THAT</u> Lot 2 is connected to the Council's reticulated services for water supply and sewerage disposal within two years of the date of Survey Plan lodgement and that this form an ongoing condition under Section 221 of the Resource Management Act 1991.

DATED at Hawera this 20th day of July 2006

Signed for by the said Principal Administrative Officer of the South Taranaki District Council in the presence of: Shelley Baker 8MBgker

Oraling /5 JD Number: HEREWITH (LINZ Use only) Halliwellshaw Landonline User ID: Survey Plan (#) CONO 7079376.1 Consen Halliwells (PEB/AW) LODGING FIRM: Projecty Barcode Date Snamp Title Plan (#) (yinc ost: SMLI) PO Box 422 Address: Traverse Sheets (#) Hawera Field Notes (#: Calc Sheets (#) Plan Number Pre Aliocated of Uplifting Box Number. Survey Report to be Deposited ASSOCIATED FIRM 7030901 Rejected Dealing Number 179400-11 Settlers Client Code / Ref: Other (state) ADVERTISING NEW TITLES OTHER RE SUBMISSION & FEES 3 MULTI-TITLE FELS NOTICES DOCUMENT OR Priority Order C1 Ref. Type of Names of Parties PRIORITY FEE **GST INCLUSIVE** SURVEY FEES Instrument South Taranaki \$50.00 50.00 CONO District Council Hawera Holdings \$50.00 50.00 T Limited to Hayter, TNJ4/584 Hayter & Bulfin Hayter, Hayter & 2 \$212 \$212.00 3 OCT Bulfin 33851 Hawera Holdings \$106.00 1 \$106 4 OCT Limited TNJ4/584 5 6 \$418.00 Land Information Annotations (LINZ the only) Subtotal (for this page) \$418.00 Total for this dealing \$368.00 Fees Received Lax Invoice Less Fees paid on Dealing # 7030901

LINZ Form P005 - PDF

GS1 Registered Nil Art 182 18

LINZ Form PO05

Original Signatures? ____

ze: #

Version 1.7: 28 May 2004

\$50.00

Cash/Cheque enclosed for

CHECOLE

19-10-06 #



COMPUTER FREEHOLD REGISTER UNDER LAND TRANSFER ACT 1952



Search Copy

Identifier

293173

Land Registration District Taranaki

Date Issued

20 October 2006

Prior References

33851

TNJ4/584

Estate

Fee Simple

Area

7.2029 hectares more or less

Legal Description Lot 2 Deposited Plan 372479

Proprietors

Kounty Custodians Limited

Interests

Subject to Section 59 Land Act 1948

171535 Certificate declaring State Highway 3 adjoining the within land to be a limited access road - 26.9.1969 at 10.20 am

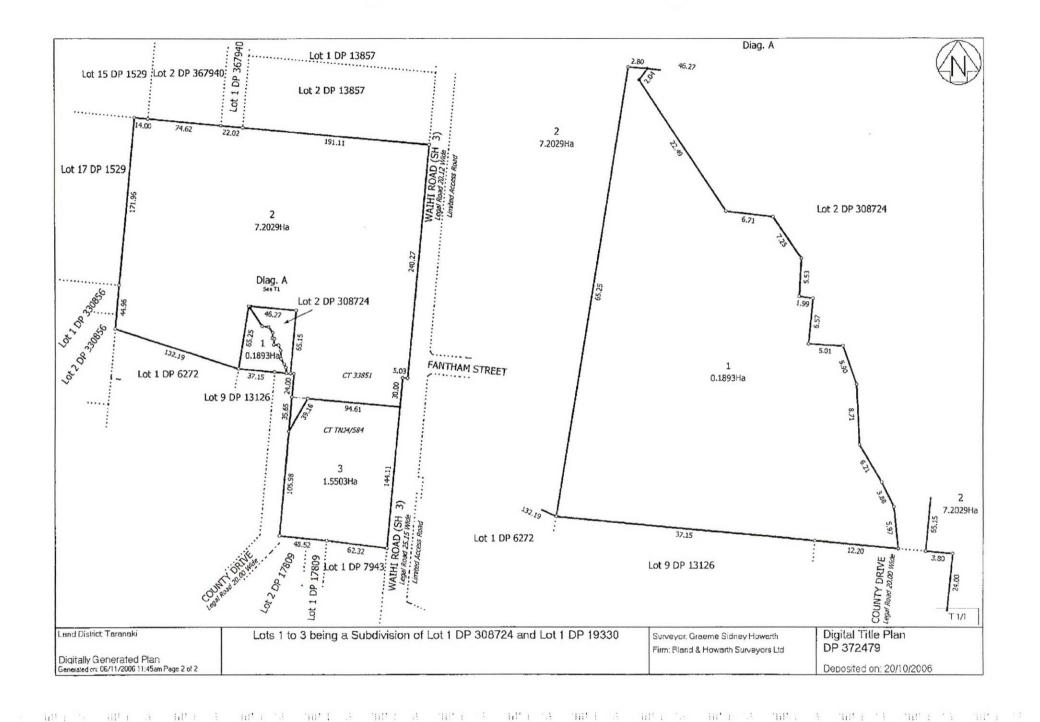
Appurtenant hereto is drainage sewage easement created by Easement Instrument 6072541.2 - 9.7.2004 at 9:00 am (Affects part formerly in CT 33851)

The easement created by Easement Instrument 6072541.2 is subject to Section 243 (a) Resource Management Act 1991

7079376.1 Consent Notice pursuant to Section 221 Resource Management Act 1991 - 20.10.2006 at 9:00 am

7245890.5 Mortgage to North South Finance Limited - 22.2.2007 at 9:00 am

7299183.1 Mortgage to Velvet Investments Limited - 28.3.2007 at 3:02 pm



Tax Invoice/Statement: 6542

GST Reg. No: 52-769-477

Invoice Date: 12 December 2008

Kounty Custodians Limited

C/- Bland & Howarth Surveyors

Address: Private Bag 902

Hawera

Phone:

06 278 0555 0800 111 323

Free Phone: Facsimile:

06 278 8757 contact@stdc.govt.nz

Email: Website:

www.stdc.co.nz

New Plymouth 4340

PO Box 637

Application Number:

RMS060106

Description:

Owner:

78 Lot Residential Subdivision B Hayter, N S Hayter, P E Bulfin

Location Address:

21 County Drive Hawera 4610

Charge Description	Charge	GST	Amount
Balance B/fwd			\$86.00
Engineering Assessment	\$1,962.67	\$245.33	\$2,208.00
Subdivision 221 Certificate Fee	\$76.44	\$9.56	\$86.00
Subdivision 222 Certificate Fee	\$76.44	\$9.56	\$86.00
Subdivision 224 Certificate Fee	\$305.78	\$38.22	\$344.00
Total	\$2,421.33	\$302.67	\$2,810.00

Remittance Advice

Please post to:

South Taranaki District Council Private Bag 902

Hawera 4640

Application Number: RMS060106 Applicant: Kounty Custodians Limited

Amount Due: \$2,810.00

12 December 2008

Ryan Eck
Allan Wallis Projects
PO Box 305267
Triton Plaza
North Shore 0757

Dear Ryan

Survey Plan - Kounty Custodians Limited, County Drive, Hawera

The Survey Plan for the above subdivision has been approved pursuant to Section 224 of the Resource Management Act 1991 electronically.

Attached are a Consent Notice issued in accordance with Section 221 and a Completion Certificate issued in accordance with Section 222 of the Resource Management Act 1991.

Also attached is an invoice for the approval. Please note that the invoice relates to costs associated with the resource consent process only and does not include outstanding monies relating to the extension or upgrading of infrastructure.

If you have any queries, please do not hesitate to contact me.

Yours sincerely

Blair Sutherland Senior Planner

E-SURVEY

SURVEY PLAN APPROVAL

Approved under Sections 223 and 224 of the Resource Management Act 1991

Applicant: Kausty Custodians Limited Appn. No: Ruso60106			
Address of Subdivision: County Dive, Hawera			
Section 223 Approval			
The Group Manager Environmental Services acting under delegated authority, approved the above Plan of Subdivision under Section(s)			
The Survey Plan presented is in accordance with the Plan of subdivision approved and therefore can be approved under Section 223 of the Resource Management Act 1991.			
RECOMMENDATION THAT the survey plan detailed above be approved under Section 223 of the Resource Management Act 1991.			
Planner	Approved: Senior Planner		
	15CSEUD		
Approved under delegation	Date: 20/11/08		
Alison Gibson Planning Manager Authorised Officer	Date: 10/12/08		
223 ONLY			
Section 224 Approval Some Alt conditions have been met for the above subdivision and a bond + cansent notice has been met for those conditions that have not been met.	Planner **BCoStUS** Approved: Senior Planner		
RECOMMENDATION	Date: 12/12/08		
THAT the subdivision be approved under Section 224 of the Resource Management Act 1991.			
Approved under delegation Alison Gibson			
Planning Manager Authorised Officer	Date: 12/12/08		
Survey Plan Received	No. of Days		
Survey Plan Completed	Sent for invoicing and monitoring		

Ref: G:\Environmental\SUB-9A Amended on 8 November 2005





TA Approvals

Territorial Authority South Taranaki District Council TA **TA Reference** RMS060106

Certification Division

LT 412125 LT Subdivision **Survey Number Survey Purpose**

138Hawera **Land District** Taranaki Surveyor Reference

Peter Vosloo Surveyor

Surveyor Firm Vision Surveys Limited (Howick)

Lots 1-17, 19-77, 99-108 being a subdivision of Lot 2 DP 372479 and Easements over Lots 17 & 18 Γ **Dataset Description**

1529

TA Certificates

V The approval of the Council under Section 223 of the Resource Management Act 1991 is subject to the amalgamation condition(s) set out hereon

V

The approval of the Council under Section 223 of the Resource Management Act 1991 is subject to the granting or reserving of the easement(s) set out in the Memorandum of Easements attached as a supporting document to plan 412125

I hereby certify that plan 412125 was approved by the South Taranaki District Council pursuant to section 223 of the Resource Management Act 1991 on the 10th day of December 2008.

V

Signature

Signed by Blair Alexander Sutherland, Authorised Officer, on 11/12/2008 08:10 AM

Receipt Information

3769075 **Transaction Receipt Number**

Signing Certificate (Distinguished Name) Sutherland, Blair Alexander

Signing Certificate (Serial Number) 1019661696 Signature Date 11/12/2008

*** End of Report ***





TA Approvals

Territorial Authority South Taranaki District Council TA TA Reference RMS060106

Certification Division

Survey Number LT 412125 Survey Purpose LT Subdivision

Surveyor Reference 138Hawera Land District Taranaki

Surveyor Peter Vosloo

Surveyor Firm Vision Surveys Limited (Howick)

Dataset Description Lots 1-17, 19-77, 99-108 being a subdivision of Lot 2 DP 372479 and Easements over Lots 17 & 18 E

1529

TA Certificates

Pursuant to Section 224(c) Resource Management Act 1991 I hereby certify that some of the conditions of the subdivision consent have been complied with to the satisfaction of the South Taranaki District Council and that a completion certificate has been issued and a consent notice has been issued and a bond has been entered into in respect of those conditions that have not been complied with. Dated this 12th day of December 2008.



Signature

Signed by Blair Alexander Sutherland, Authorised Officer, on 12/12/2008 09:54 AM

Receipt Information

Transaction Receipt Number 3774548

Signing Certificate (Distinguished Name) Sutherland, Blair Alexander

Signing Certificate (Serial Number) 1019661696 Gignature Date 12/12/2008

*** End of Report ***



Certificate under Section 222 of the Resource Management Act 1991

In the matter of Land Transfer Plan 412125 and Section 222(1) of the Resource Management Act 1991 it is hereby certified that the owner has entered into a bond with the South Taranaki District Council in respect of conditions 4, 5 and 7 relating to stage one of the subdivision and conditions 4, 5 and 7 relating to stage two of the subdivision. The conditions are requirements of resource consent RMS060106.

Notwithstanding the power of the Council under Section 222(2) of the Resource Management Act 1991 the bond agreement requires the owner to complete the work outlined in the conditions above within four months from the date of issue of Section 224(c) approval.

Dated at Hawera this 12th day of December 2008.

Alison Gibson Planning Manager

National Bank: One-off Payment Details



back to Unavolf Payments

Daymonis are subject to sufficient Available Purmis in your authorit at John on his Patiment Date.

View pur Electronic Paymente Conditions

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Blair Sutherland

From:

Hamish Stevenson

Sent:

Monday, 1 December 2008 4:15 p.m.

To:

Blair Sutherland

Cc:

Vivek Goel; Alison Gibson

Subject: Attachments: RMS 060106 Kounty Estate s224 RMS 060106 s224 request.doc

Blair

I can confirm that the engineering conditions of consent have been met taking into account that Conditions 4, 5 and 7 are dependent on the Bond. Please see the attached memo.

We sent a copy of the signed bond to Simon Thode of Ellis Law on Friday. The bond has been further amended today by Ellis Law to ensure that the schedule of outstanding works is clearly referenced within the bond. We are happy with the new bond but have not signed it yet.

There are two items that we would like to invoice along with the fees; both relate to the Rata Street pump station refurbishment.

- 1. Preliminary design report: \$4,600. This was for a pump station investigation and inspection, survey of the pipe route and capacity, and preliminary design calculations, draughting and reporting. Dale Smith of Winslow Properties agreed to pay for the report on 27 September 2006.
- 2. Pump Station refurbishment as estimated in September 2006: \$40,000. As per communications with Dale Smith in November 2006.

What do you think?

Regards

Hamish Stevenson Development Control Engineer South Taranaki District Council

Ph: (06) 278 0555 ext 8867 Mob: 0274 462 145 hamish.stevenson@stdc.govt.nz www.stdc.co.nz



Central File Ref

RMS 060106

Memorandum

To

Blair Sutherland

From

Hamish Stevenson

Date

20 November 2008

Subject

RMS 060106 - Request for s224 Approval

Site: Kounty Custodians Limited's subdivision 'Kounty Estate', County Drive, Hawera.

Regarding the application for a s224 certificate for this subdivision, I have copied the conditions below and inserted comments in bold.:

Stage one - Lots 1 - 51

Utilities and Services

- That the Council's water main in County Drive is extended to serve the development. Ok
- That each lot (excluding Lot 18), is separately connected to the Council's water supply, including a manifold type assembly, to the satisfaction of the South Taranaki District Council. Ok
- 3. That the water reticulation for the development is designed and constructed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and the plans submitted to the Council and approved by the Group Manager Engineering Services prior to any work taking place on the site. **Ok approval given 27/08/07.**
- 4. That the development is connected to the Council's sewerage system at the Rata Street pumping station. **Bonded**
- 5. That each lot is separately connected to the Council's sewerage system to the satisfaction of the South Taranaki District Council. **Ok** each lot connected to reticulation within Kounty Drive, connection of that system to Council system is bonded.
- 6. That the sewerage reticulation for the development is designed and constructed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and the plans submitted to the Council and approved by the Group Manager Engineering Services prior to works taking place on the site. Ok approval given 27/08/07.
- 7. That the Council's stormwater main is extended to take stormwater from the extension to County Drive and new road. **Ok the stormwater**

main in County Drive was too shallow, the stormwater system in Kounty Estate is complete and goes into Lot 17 and outfalls to gully, completion within Lot 17 is bonded.

- 8. That each residential lot is independent in terms of the disposal of stormwater and that the provision of this service does not give rise to cross boundary effects. Ok Geotechnical Engineer investigated the soils and found insufficient permeability to assure disposal by soakage; each lot has been connected to the stormwater system.
- 9. That the stormwater extension is designed and constructed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and the plans submitted to the Council and approved by the Group Manager Engineering Services prior to works taking place on the site. Ok approval given 27/08/07.

Access

- 10. That Lot 18, which involves the extension to County Drive and the proposed new road be formed as follows:
 - (a) A design by a qualified engineer shall be provided to and approved by the Council prior to any work being carried out. **Approved 27/08/07.** This design shall be in accordance with NZS4404:2004 Land Development and Subdivision Engineering and shall incorporate the following:
 - (i) A minimum road reserve of 20 metres, and a minimum carriageway of 11 metres for the extension to County Drive. **Ok**
 - (ii) A minimum road reserve of 20 metres, and a minimum carriageway of 11 metres for the portion of road which connects to Lot 78. **Ok**
 - (iii) A minimum road reserve of 11 metres, and a minimum carriageway of 6 metres for the new road serving Lots 20-41. **Ok**
 - (iv) Provision for stormwater from the road to be discharged to appropriate outlets. **Ok**
 - (b) The new roads shall be vested in the South Taranaki District Council in accordance with 238 of the Resource Management Act 1991. **Ok shown on Land Transfer Plan**
 - (c) The new roads shall be named by the Hawera Community Board in consultation with the consent holder. **Ok (Blair)**
- 11. That the extension to County Drive and the proposed new road, are formed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and to the satisfaction of the South Taranaki District Council. **Ok**
- 12. That vehicle crossings to serve the rights of way are formed to the Council's Standard Commercial Vehicle Crossing specifications and to the satisfaction of the South Taranaki District Council. **Ok**

Roading on County Drive approved.

- 13. That the rights of way be formed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and to the satisfaction of the South Taranaki District Council. **Ok**
- 14. That each lot (excluding Lot 18) has a vehicle crossing installed to comply with the Council's Urban Property Entrance specifications within two years from the date of approval of the survey plan or at the time of building, whichever occurs sooner, and that this form an ongoing condition under Section 221 of the Resource Management Act 1991. Ok Lots 10, 20, 32, 36 and 39 have vehicle crossings, the remainder are to have a consent notice registered against their titles.
- 15. That all necessary easements are duly granted and reserved, and shown on the Land Transfer Plan. **Ok**
- That, where installed, all other services for the subdivision including powerlines, gas distribution pipes and communication lines be installed underground. Ok
- 17. That an "as built" plan outlining the location of the services to each Lot is submitted to the South Taranaki District Council. **Ok**

Stage two - Lots 52 - 78

Utilities and Services

- That the Council's water main in County Drive is extended to serve the development. Ok
- 2. That each lot (excluding Lots 77 and 78) is separately connected to the Council's water supply, including a manifold type assembly, to the satisfaction of the South Taranaki District Council. **Ok**
- That the water reticulation for the development is designed and constructed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and the plans submitted to the Council and approved by the Group Manager Engineering Services prior to any works taking place on the site. Ok – approval given 27/08/07
- 4. That the development is connected to the Council's sewerage system at the Rata Street pumping station. **Bonded**
- 5. That each lot is separately connected to the Council's sewerage system to the satisfaction of the South Taranaki District Council. **Ok** each lot connected to reticulation within Kounty Drive, connection of that system to Council system is bonded.
- 6. That the sewerage reticulation for the development is designed and constructed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and the plans submitted to the Council and approved by the Group Manager Engineering Services prior to works taking place on the site. Ok approval given 27/08/07
- 7. That the Council's stormwater main is extended to take stormwater from the new road. Ok the stormwater main in County Drive was too shallow, the stormwater system in Kounty Estate is complete and

goes into Lot 17 and outfalls to gully, completion within Lot 17 is bonded.

- 8. That each residential lot is independent in terms of the disposal of stormwater and that the provision of this service does not give rise to cross boundary effects. Ok Geotechnical Engineer investigated the soils and found insufficient permeability to assure disposal by soakage; each lot has been connected to the stormwater system.
- 9. That the stormwater extension is designed and constructed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and the plans submitted to the Council and approved by the Group Manager Engineering Services prior to works taking place on the site. Ok approval given 27/08/07

Access

- 10. That Lot 78, the proposed new road, be formed as follows:
 - (a) A design by a qualified engineer shall be provided to and approved by the Council prior to any work being carried out. **Approved 27/08/07.** This design shall be in accordance with NZS4404:2004 Land Development and Subdivision Engineering and shall incorporate the following:
 - (i) A minimum road reserve of 20 metres, and a minimum carriageway of 11 metres for the cul de sac which serves the reserve. **Ok**
 - (ii) A minimum road reserve of 11 metres, and a minimum carriageway of 6 metres for the remaining portion of Lot 78. **Ok**
 - (iii) Provision for stormwater from the road to be discharged to appropriate outlets. **Ok**
 - (b) The new road shall be vested in the South Taranaki District Council in accordance with 238 of the Resource Management Act 1991. **Ok shown on Land Transfer Plan.**
 - (c) The new road shall be named by the Hawera Community Board in consultation with the consent holder. **Ok (Blair)**
- 11. That the proposed new road, is formed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and to the satisfaction of the South Taranaki District Council. **Ok**
- 12. That vehicle crossings to serve the rights of way from the proposed new road are formed to the Council's Standard Commercial Vehicle Crossing specifications and to the satisfaction of the South Taranaki District Council. **Ok**
- 13. That the rights of way be formed in accordance with NZS4404:2004 Land Development and Subdivision Engineering and to the satisfaction of the South Taranaki District Council. **Ok**
- 14. That each lot (excluding Lots 77 and 78)has a vehicle crossing installed to comply with the Council's Urban Property Entrance specifications within two years from the date of approval of the survey plan or at the

time of building, whichever occurs sooner, and that this form an ongoing condition under Section 221 of the Resource Management Act 1991. Ok – consent notice to be registered against titles.

- 15. That Lot 77 is vested with the Council in accordance with Section 239 of the Resource Management Act 1991. **Ok shown on Land Transfer Plan.**
- 16. That all necessary easements are duly granted and reserved, and shown on the Land Transfer Plan. **Ok**
- 17. That any existing buildings comply with the District Plan's bulk and location requirements with respect to the new boundaries. **Ok existing buildings demolished.**
- 18. That residential dwellings on Lots 59 76 be designed and constructed to be compliant with AS/NZ2107:2000: "Acoustics Recommended design sound levels and reverberation times for building interiors" and that this form an ongoing condition in accordance with Section 221 of the Resource Management Act 1991. Ok. Consent notice referring glazing of dwellings to the Acoustic Engineering Services report Hawera Subdivision: Traffic Noise Insulation Study to be registered against titles of Lots 59 76.
- 19. That, where installed, all other services for the subdivision including powerlines, gas distribution pipes and communication lines be installed underground. **Ok**
- 20. That an "as built" plan outlining the location of the services to each Lot is submitted to the South Taranaki District Council. **Ok**

Hamish Stevenson

Development Control Engineer

Blair Sutherland

From:

Hamish Stevenson

Sent:

Monday, 8 December 2008 4:37 p.m.

To:

'Ryan Eck'

Cc:

'Allan Wallis'; Blair Sutherland; Vivek Goel

Subject:

Rata Street Pump Station

Attachments:

Letter Apex Rata St PS prelim report estimate.pdf; Apex Rata St PS Prelim report.pdf; Rata St PS proj sheet.pdf; Email Vivek - Dale Rata ST PS prelim report cost payable.pdf;

Email Vivek - Dale Rata St PS project cost payable.pdf; FW: From Dale Smith

Ryan

I believe you have been discussing with Vivek agreements that we had with Kounty Custodians' predecessor Winslow Holdings to pay for refurbishment of the Rata Street Pump Station.

I attach six files for your consideration. Two relate to the pump station preliminary report for which costs were \$4600. One relates to the pump station cost estimate which was \$40,000; we ended up spending \$89,000 as there was around \$40k for a electrical system with telemetry control, however the agreement was based on the estimate of \$40k. There are also emails relating to intentions to charge Winslow for the refurb. We have had difficulty finding a record if Winslow's express acknowledgement of the agreement so we contacted Dale Smith last week see final email.

We are thus looking to recoup \$44,600.

Please contact Vivek or I should you have any questions (please note I am in training all of tomorrow).

I look forward to your response.

Thanks

Hamish Stevenson **Development Control Engineer** South Taranaki District Council

Ph: (06) 278 0555 ext 8867 Mob: 0274 462 145 hamish.stevenson@stdc.govt.nz www.stdc.co.nz



29th September 2006

South Taranaki District Council Private Bag 902 HAWERA 4640

Attention: Steve Robson

117-119 Princes Street
Hawera
telephone (06) 278 2120
fax (06) 278 2119
e-mail mail@apex-consult.co.nz
website www.apex-consult.co.nz

Our Ref: STW1238

Dear Steve

RATA STREET PUMP STATION

Thank you for the opportunity for Apex Consultants to provide a price for this work.

Our cost estimate (GST exclusive) to produce a preliminary design report is detailed below:

Data Capture and Survey

Pump Station investigation and inspection, survey of pipe route and pipe capacity

\$1,720.00

Investigation and Preliminary Design

Preliminary design calculations, preliminary draughting and design report.

\$2,880.00

Detailed Design

Includes construction drawings and specification.

Contract Documents and Tender Administration

Includes contract documents, calling for and evaluating tenders, commissioning and asbuilts. Contract supervision is detailed below as it is difficult to estimate the number of weeks required for construction.

Contract Supervision

Including a minimum of 3 site visits per week, contract supervision, processing payments.

As you can see, the estimate given excludes Detailed Design, Contract Documents and Tendering and Contract Management as the scope of the work cannot be provided until the preliminary design is undertaken.

Yours faithfully

APEX CONSULTANTS LTD

Kobus van der Merwe

Manager



117-119 Princes Street
Hawera 4640
telephone (06) 278 2120
fax (06) 278 2119
e-mail mail@apex-consult.co.nz
website www.apex-consult.co.nz

Our Ref: STR1238/SF

18th October 2006

Engineering Services South Taranaki District Council Private Bag 902 HAWERA 4640

Attention: Steve Robson

Dear Steve

RATA STREET PUMP STATION - INTERIM REPORT ON SEWER MAIN & PUMP STATION CAPACITY

We undertook a review of the capacity of the sewer main and the pump station at Rata Street as requested by you and checked whether the existing system is able to cope with sewage from additional 120 households. The system was surveyed and the capacity checked against the expected flows based on 290 l/person/day and 2.5 persons/household. We report as follows:

1. Sewer Main

The existing sewer main is sufficient for the increased flow. The expected instantaneous wet weather flow will reach 63% of the pipe capacity in the critical pipe run (HAMH03035). However, 3 out of the 8 pipe runs between Glover Road and Rata Street Pump Station are laid at a gradient less than the minimum grade of 0.55% as specified in table 5.5 of NZS 4404: 2004 and the dry weather peak flow does not reach the minimum velocity of 0.9 m/s as recommended in the NPDC Sanitary Sewer Code of Practice in 6 out of the 8 pipe runs. Therefore the self cleansing capacity of the existing system is limited, but should improve due to the increased flows.

2. Pump Station

The existing pump station is sufficient for the increased flow. The expected instantaneous wet weather flow will create a maximum incoming flow of 8.1 l/s. One pump delivers 8.5 l/s and two pumps deliver 10.0 l/s at the current set-up. The expected average dry weather flow of 1.6 l/s and the current volume between start and stop will result in less than 5 starts per hour. The maximum number of starts per hour recommended by the pump manufacturer is 15.

The increased flows lie within the capacity of the existing system and no upgrade work is necessary to allow the sewer from the County Drive Development to be connected into the existing sewer in Rata Street.

We trust the above information is sufficient at this stage. We will proceed with the project to refurbish the pump station as per your design brief.

Apex Consultants Limited Civil and Structural Engineers If you need any further information, please do not hesitate to contact us.

Yours faithfully
APEX CONSULTANTS LTD

Sven Freitag Engineer

PROJECT NUMBER REGISTER DATA SHEET

Project Number 07117

Date 26/09/2006

Description

Rata Street Pump Station

Project Sponsor

Chamath Piyabandu

Project Manager Vivek Goel

Budget Original \$0.00

Budget Revised \$40,000.00

RevisedDate 26/09/2006

Activity Group

28

Waste Services

Activity

111

Wastewater Networks

Asset Group

19

Waste Water Pump Station

Fixed Asset Category

896

WasteWater

Hawera

Capital

Location

03

Project Funding

CP

NA

Water Supply Type

Primary Funding

Secondary Funding

For all new Projects or updated information this sheet is to be passed to the Finance dept for Finance One data entry.

Vivek Goel

From:

Vivek Goel

Sent:

Wednesday, 27 September 2006 12:49 p.m.

To:

'Dale Smith'

Cc: Subject: Chamath Piyabandu

County Drive Subdivision

Hello Dale,

This is to confirm the decisions we had in our meeting with you and Turuturu School management on 19th September 2006. It was agreed that a parking arrangement shall be designed and provided within the school boundary and a drop off zone be installed within the road reserve on County drive. The existing footpath shall remain intact and a commercial vehicle crossing shall be installed to gain access to the new parking lot within the school boundary. The maintenance of the parking area shall be the responsibility of school.

Plans shall be required for approval prior to any construction.

Wastewater

The Council has engaged Apex Consultants to conduct an assessment study for the possible connections to Council's reticulated sewer network. The scope of this study shall include the possibility of connecting onto the existing manhole on Glover Road, and the probable upgrades to Rata Street pump station. We have discussed and assessed the other two pump stations and the only possible connection could be to Rata Street pump station.

This assessment has been arranged on your behalf for County Drive Subdivision/ Development. The cost shall be passed on to Winslow Developments. The connection to Rata Street pump station shall depend on the conclusion of this report and a copy will be forwarded to you. Please confirm by return mail.

Should there be anything else at this stage, please feel free to contact me on 0800 111 323 ext 8835.

Regards

Firef. Goel
Development Control Engineer
South Taranaki District Council
Ph : (06) 278 0555 ext 835
vivek.goel@stdc.govt.nz
www.stdc.co.nz

Vivek Goel

From: Vivek Goel

Sent: Monday, 6 November 2006 11:46 a.m.

To: 'helen@bhsurveyors.co.nz'

Subject: FW: Rata Street Pump Station Assessment report - Hawera

FYI

Vivek Goel
Development Control Engineer
South Taranaki District Council
Ph: (06) 278 0555 ext 835
vivek.goel@stdc.govt.nz
www.stdc.co.nz
-----Original Message-----

From: Vivek Goel

Sent: Monday, 6 November 2006 8:55 a.m.

To: 'Dale Smith'

Cc: Chamath Piyabandu; Howard Wilkinson

Subject: Rata Street Pump Station Assessment report - Hawera

Hello Dale,

Attached is the report as advised. As anticipated, the pump station is of sufficient capacity and no upgrade work is required. However refurbishment of Pump station is required and will advise you of the costs involved.

The Council intends to get the work done by its own preferred contractors and expects Winslow to pay the costs as discussed in our earlier meetings. Please re-confirm.

Secondly, please forward company details for invoicing purposes.

Should you wish to discuss this matter further, please feel free to contact me.

Regards

Vivek Goel
Development Control Engineer
South Taranaki District Council
Ph: (06) 278 0555 ext 835
vivek.goel@stdc.govt.nz
www.stdc.co.nz

Blair Sutherland

From:

Vivek Goel

Sent:

Monday, 8 December 2008 7:16 a.m.

To:

Hamish Stevenson

Subject:

FW: From Dale Smith

Importance:

High

Hamish

See below. Confirmation from Dale Smith. Can you now pass on the information to Kounty Custodians advising them of further amounts due on account of Rata Street PS upgrades.

I am away on annual leave today. Give me a call on my cell if you need me. We also need to sort out the deed.

Cheers

Vivek Goel

From: Dale Smith [mailto:dsmith@infinitywanaka.com]

Sent: Fri 5/12/2008 12:33 p.m.

To: Vivek Goel

Subject: From Dale Smith

Hi Vivek

Thank you for your call regarding the below email which I have copied from my achieve file...

I can confirm that Winslow did agree to pay for the costs to refurbish the pump station at Rata St, Hawera,

Please feel free to call me if you have any further questions.

Hello Dale,

Attached is the report as advised. As anticipated, the pump station is of sufficient capacity and no upgrade work is required. However refurbishment of Pump station is required and will advise you of the costs involved.

The Council intends to get the work done by its own preferred contractors and expects Winslow to pay the costs as discussed in our earlier meetings. Please re-confirm.

Secondly, please forward company details for invoicing purposes.

Should you wish to discuss this matter further, please feel free to contact me.

Regards

Vivek Goel

Development Control Engineer South Taranaki District Council Ph: (06) 278 0555 ext 835 vivek.goel@stdc.govt.nz www.stdc.co.nz

Regards 1

Dale Smith General Manager Sales & Marketing



"Sustainable development in harmony with the land"

Infinity Investment Group Holdings

Ltd

Infinity Building

78 Ardmore Street, PO Box 390

Wanaka 9343 New Zealand Main: +64 3 443 0088

Ddi:

Fax:

+6A

+64 3 443 0470 +64 3 443 0089 Email: Web: dsmith@infinitywanaka.com

www.infinitywanaka.com

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Blair Sutherland

From:

Allan Wallis [allan@awprojects.co.nz]

Sent:

Wednesday, 10 December 2008 1:59 p.m.

To: Subject: Blair Sutherland Kounty Custodians

Hi Blair

North South Finance has confirmed that they paid the \$572.75 (GST portion) into Council's account yesterday.

Regards Allan

Allan Wallis Director mobile 021 672 752

Allan Wallis Projects

www.awprojects.co.nz

PO Box 305 267 Triton Plaza, North Shore 0757

Unit M1 Antares Centre, 4 Antares Place, Mairangi Bay, Auckland 0757 phone 09 476 7022 fax 09 475 5472

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Blair Sutherland

From:

Blair Sutherland

Sent:

Wednesday, 10 December 2008 4:39 p.m.

To:

'Richard Evans'; Vivek Goel

Cc:

Brendan Meech; Tony Maginness; Simon Thode; Allan Wallis

Subject:

RE: KOUNTY CUSTODIANS SECURITY BOND

Hello Richard,

Section 223 Approval has been issued this afternoon. Landonline is currently unavailable and so it has not been updated. This will occur tomorrow morning (assuming landonline is available then).

Section 224 Approval will be issued when the Council is satisfied that all conditions have been met, covered by a Consent Notice or covered by a bond. This may be as soon as tomorrow but I am not willing to categorically state that it will be issued tomorrow.

Thanks, Blair

Blair Sutherland Senior Planner South Taranaki District Council Ph. 0800 111 323

From: Richard Evans [mailto:evansr@brookfields.co.nz]

Sent: Wednesday, 10 December 2008 4:03 p.m.

To: Vivek Goel; Blair Sutherland

Cc: Brendan Meech; Tony Maginness; Simon Thode; Allan Wallis

Subject: KOUNTY CUSTODIANS SECURITY BOND

Vivek / Blair

We confirm that we have received a counterpart copy of the Bond signed by the Council and enclose counterpart copies signed by both Kounty Custodians Limited (as owner) and North South Finance Limited (as surety).

We further confirm that we have today paid \$230,000 into your Westpac, Hawera Branch account and enclose confirmation of such payment.

Kindly acknowledge receipt of this e-mail and confirm that the section 223C and 224C certificates will be issued tomorrow.

Regards

Richard Evans

Senior Associate

Brookfields Lawyers

DDI: +64 9 979 2184
Fax: +64 9 379 3224
Mob: +64 29 979 2190
Email: evansr@brookfields.co.nz
Web: www.brookfields.co.nz
19 Victoria Street West
AUCKLAND, NEW ZEALAND

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This e-mail message has been scanned and cleared by MailMarshal

Recipient

'Richard Evans'

Vivek Goel

Brendan Meech

Tony Maginness

Simon Thode

Allan Wallis

Read

Read: 10/12/2008 4:45 p.m.

11 December 2008

Trevor Ralph Acclaim Consultants Limited PO Box 6363 **Auckland** 1141

Dear Trevor

Survey Plan - Kounty Custodians Limited, County Drive, Hawera

The Survey Plan for the above subdivision has been approved pursuant to Section 223 of the Resource Management Act 1991 electronically.

Attached is an invoice for the approval. Please note that the invoice relates to costs associated with the resource consent process only and does not include outstanding monies relating to the extension or upgrading of infrastructure.

If you have any queries, please do not hesitate to contact me.

Yours sincerely

Blair Sutherland Senior Planner DATED 5 12 December

BETWEEN

2008

KOUNTY CUSTODIANS LIMITED

"the Owner"

NORTH SOUTH FINANCE LIMITED

"the Surety"

AND

SOUTH TARANAKI DISTRICT COUNCIL

"the Council"

BOND PURSUANT TO SECTION 224(c) RESOURCE MANAGEMENT ACT 1991

ELLIS LAW

Barristers & Solicitors PO Box 4516 DX CP24078

AUCKLAND NEW ZEALAND Telephone: (64) 09-3796249

Facsimile: (64) 09-3098451 Email: <u>bellis@ellislaw.co.nz</u> Website: <u>www.ellislaw.co.nz</u> THIS BOND dated this 5 day of Decamber 200

BETWEEN

KOUNTY CUSTODIANS LIMITED ('the Owner") of the first part

AND

NORTH SOUTH FINANCE LIMITED ("the Surety") of the second part

AND

SOUTH TARANAKI DISTRICT COUNCIL ("the Council") of third part

RECITALS

A The Owner is the registered proprietor of land at State Highway 3, Waihi Road, Hawera being more particularly described as an estate in fee simple in all that parcel of land containing 7.2029 hectares more or less being Lot 2 Deposited Plan 372479 and being comprised and described in Certificate of Title 293173 Taranaki Land Registry (hereinafter called "the Land")

- The Owner was granted consent pursuant to Sections 104 and 108 of the Resource Management Act 1991 ("the Act") by the Council on 5 March 2007 to subdivide the Land into 78 lots ("the Subdivision") subject to a condition (amongst others) that storm water from the extension to County Drive and the new roads in the Subdivision is piped into Lot 17 DP 1529 and discharged into a natural watercourse. A four page summary of the work to be completed by the Owner on Lot 17 DP 1529 to comply with the requirements of the Council and costing titled "Kounty Estate, Hawera, Inframax Construction Limited, Bond amount for outstanding work" ("the Work") is attached to this bond document.
- The Council has agreed to issue a certificate for the Subdivision pursuant to Section 224(c) of the Act subject to the Owner and the Surety entering into this Bond with the Council pursuant to Section 224(c)(iii) of the Act to ensure completion of the Work.
- D The Surety is first mortgagee of the Land and in order to assist the Owner in completing the Subdivision has agreed to enter into this Bond as surety

IT IS AGREED BY THE PARTIES AS FOLLOWS:

THAT by this Bond the Owner and the Surety are each bound to the Council in the sum of TWO HUNDRED AND THIRTY THOUSAND DOLLARS (\$230,000.00) inclusive of GST ("the amount") upon the conditions hereinafter set out in this Bond. The Surety shall pay the amount to the Council and the amount shall be held by the Council subject to the terms of this Bond in the Council's bank account at Westpac New Zealand, Hawera to the credit of the Surety. The Surety hereby authorises the Council to make any necessary payments from the amount that may be permitted by the terms of this Bond. Upon payment of \$230,000.00 by the Surety to the Council in clear funds, the Surety will have no further obligations to the Council under this Bond.

- The Owner undertakes to promptly complete the Works at its cost. Immediately the Owner has carried out and completed all of the Work to the satisfaction of the Council then but not otherwise all obligations of the Surety under this Bond shall cease, and this Bond shall be void (but clauses 4 to 6 inclusive below shall remain in force).
- IF the Owner does not complete all of the Work to the satisfaction of the Council within four months from the date of the Section 224(c) Certificate referred to above (or mitigate any adverse effect or substandard work that may become apparent prior to that time) the Council may enter onto the Land and carry out or cause to be carried out the construction or reconstruction of all or any of the Work, and then the proper costs of the Work shall be payable to the Council from the amount. The Council agrees to obtain not less than three independent quotes for the work, and to provide copies thereof to the Surety and the Owner.
- The Council is not obliged however to carry out all or any of the uncompleted Work and if it chooses to carry out any uncompleted Work it does so without prejudice to the exercise of any other rights, remedies or powers which it may have against the Owner.
- In the event that the cost of the Work exceeds the amount such excess cost shall be a debt due and owing by the Owner to the Council.
- Any part of the amount remaining after payment of the costs of completing the Work shall, upon the Council confirming to the Owner the compliance of the Work with its reasonable requirements, be released to the Surety.
- This Bond may be executed in any number of counterparts all of which taken together shall constitute one and the same instrument and any of the parties hereto may execute this Bond by signing any such counterpart and the receipt by each or any of the parties hereto of a faxed signed copy hereof shall be deemed compliance with this clause.

IN WITNESS WHEREOF these presents have been executed the day and year first hereinbefore written.

EXECUTED by	
KOUNTY CUSTODIA	NS LIMITED
as Owner by its Direct	or in the presence of

Signature of Witness

Occupation

Address

Simon Thode
Lawrer
NUCCO MAD

Initial here

Director

EXECUTED by NORTH SOUTH FINANCE LIMITED as Surety by its Director in the presence of:)	Director
Signature of Witness	-	
Occupation		
Address		
EXECUTED by the SOUTH TARANAKI DISTRICT COUNCIL By in the presence of:)))	
Signature of Witness		
Occupation		
Address		



Schedule 200 : Earthworks

ITEM NO	PAYMENT	DESCRIPTION	UNIT	QTY	Rate RATE	Rate AMOUNT
2.3.1	236	Excavate in all materials from stockpile on Kounty Estate, cart and stockpile on Lot 17 for later re-use (volume to be based on the volume measured loose in stockpile)	m³	600	4.50	2700.00
TOTAL (CARRIED FOR	RWARD TO SUMMARY				2700.00



Schedule 400 : Stormwater drainage

NO	PAYMENT	DESCRIPTION	UNIT	QTY	Rate RATE	Rate AMOUNT
4.1	410 416	Pipes on granular bedding Supply, lay, bed and joint RCRRJ pipes, including excavating in all materials, dewatering of trenches, supply of bedding material, backfilling, compacting and disposal of surpus excavated material:				
4.1.4		- 750mm dia Class X	m	50	380.00	19000.00
4.1.5		- 900mm dia Class X	m	15	550.00	8250.00
4.2	470	Manholes				
	471	Supply and construct 1200mm dia precast concrete manholes as per Standard Drawing CM-004 & CM-006, including excavating in all materials, backfilling and disposal of surplus material:				
4.2.2		- upto 3.0m deep	No	1	2800.00	2800.00
4.2.3		- upto 5.0m deep	No	1	3800.00	3800.00
	471	Construct benching in manholes, set reducer slab at correct level and fix manhole frame and cover	No	6	550.00	3300.00
TOTAL (CARRIED FO	RWARD TO SUMMARY				37150.00



Schedule 500 : Wastewater Drainage

ITEM NO	PAYMENT	DESCRIPTION	UNIT	QTY	Rate RATE	Rate AMOUNT
5.1	510	Pipes on granular bedding				
5.1.1	511	Supply, lay, bed and joint 150mm dia Class SN8 uPVC pipes, including excavating in all materials, dewatering trenches, supply of bedding material, backfilling and compacting	m	240	47.32	11356.8
5.1.2		Supply, lay, bed and joint 90mm OD PE80 PN12 rising main, including excavating in all materials, dewatering trenches, supply of bedding material, backfilling and compacting	m	247	80.00	19760.0
5.3	560	Manholes				
		Supply and construct 1050mm dia precast concrete manholes as per Standard Drawing CM-004, Including excavating in all materials, disposal of surplus material and backfilling:				
5.3.1		- upto 2.0m deep	No	2	2317.74	4635.48
5.3.2		- upto 3.0m deep	No	2	2730.82	5461.64
		- upto 4.0m deep	No	1	3170.22	3170.22
		Wastewater pump station Supply and install pumping sets and electrical control	Sum	0.5	90869.00	45434.50
5.5	590	Miscelianeous				
5.5.1	591	Supply and place hardfill backfill beneath carriageways (measured solid insitu)	m³	80	36.27	2901.60
5.5.2	595	Supply all materials and make 150mm dia connection to the existing manhole in Rata Street	Sum	1	3353.56	3353.56
TOTAL C	ARRIED FO	RWARD TO SUMMARY				96073.80



SUMMARY OF SECTIONS

SECTION	DESCRIPTION	Rate AMOUNT
200	Earthworks	2700.0
400	Stormwater drainage	37150.00
500	Wastewater drainage	96073.80
	RRIED FORWARD TO SUMMARY OF SCHEDULES	135923.8



BETWEEN

KOUNTY CUSTODIANS LIMITED
"the Owner"

NORTH SOUTH FINANCE LIMITED "the Surety"

AND

SOUTH TARANAKI DISTRICT COUNCIL

"the Council"

BOND PURSUANT TO SECTION 224(c) RESOURCE MANAGEMENT ACT 1991

ELLIS LAW

Barristers & Solicitors
PO Box 4516 DX CP24078
AUCKLAND NEW ZEALAND

Telephone: (64) 09-3796249
Facsimile: (64) 09-3098451
Email: bellis@ellislaw.co.nz
Website: www.ellislaw.co.nz

THIS BOND dated this

day of

2008

BETWEEN

KOUNTY CUSTODIANS LIMITED ('the Owner") of the first part

AND

NORTH SOUTH FINANCE LIMITED ("the Surety") of the second part

AND

SOUTH TARANAKI DISTRICT COUNCIL ("the Council") of third part

RECITALS

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- D The Surety is first mortgagee of the Land and in order to assist the Owner in completing the Subdivision has agreed to enter into this Bond as surety

IT IS AGREED BY THE PARTIES AS FOLLOWS:

THAT by this Bond the Owner and the Surety are each bound to the Council in the sum of TWO HUNDRED AND THIRTY THOUSAND DOLLARS (\$230,000.00) inclusive of GST ("the amount") upon the conditions hereinafter set out in this Bond. The Surety shall pay the amount to the Council and the amount shall be held by the Council subject to the terms of this Bond in the Council's bank account at Westpac New Zealand, Hawera to the credit of the Surety. The Surety hereby authorises the Council to make any necessary payments from the amount that may be permitted by the terms of this Bond. Upon payment of \$230,000.00 by the Surety to the Council in clear funds, the Surety will have no further obligations to the Council under this Bond.

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- The Council is not obliged however to carry out all or any of the uncompleted Work and if it chooses to carry out any uncompleted Work it does so without prejudice to the exercise of any other rights, remedies or powers which it may have against the Owner.
- In the event that the cost of the Work exceeds the amount such excess cost shall be a debt due and owing by the Owner to the Council.
- Any part of the amount remaining after payment of the costs of completing the Work shall, upon the Council confirming to the Owner the compliance of the Work with its reasonable requirements, be released to the Surety.
- This Bond may be executed in any number of counterparts all of which taken together shall constitute one and the same instrument and any of the parties hereto may execute this Bond by signing any such counterpart and the receipt by each or any of the parties hereto of a faxed signed copy hereof shall be deemed compliance with this clause.

IN WITNESS WHEREOF these presents have been executed the day and year first hereinbefore written.

EXECUTED by KOUNTY CUSTODIANS LIMITED as Owner by its Director in the presence of:)))	ector
Signature of Witness		
Occupation		
Address		

TLM Initial here

EXECUTED by NORTH SOUTH FINANCE LIMITED as Surety by its Director in th e presence of:	ICEO North Jorth France Che
Signature of Witness	74
Occupation `	Lending Manager
Address	20 Bradford St
	Parell Auchland
EXECUTED by the SOUTH TARANAKI DISTRICT COUNCIL By in the presence of:))
Signature of Witness	
Occupation	
Address	

Schedule 200 : Earthworks

236	Excavate in all materials from stockpile on Kounty Estate, cart and stockpile on Lot 17 for later re-use (volume to be based on the volume measured loose in stockpile)	m³	600	4.50	2700.00
	3				
	NRRIED FOR	NRRIED FORWARD TO SUMMARY	ARRIED FORWARD TO SUMMARY	ARRIED FORWARD TO SUMMARY	ARRIED FORWARD TO SUMMARY



Schedule 400 : Stormwater drainage

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4.1	410 416	Pipes on granular bedding Supply, lay, bed and joint RCRRJ pipes, including excavating in all materials, dewatering of trenches, supply of bedding material, backfilling, compacting and disposal of surpus excavated material:				
4.1.4		- 750mm dia Class X	m	50	380.00	19000,0
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5.3.2		- upto 3.0m deep	No	2	2730.82	5461.64
		- upto 4.0m deep	No	1	3170.22	3170,22
		Wastewater pump station Supply and install pumping sets and electrical control	Sum	0.5	90869.00	45434.50
5.5	590	Miscellaneous				
5.5.1	591	Supply and place hardfill backfill beneath carriageways (measured solid Insitu)	m³	80	36.27	2901.60
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