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**CONSENT NOTICE PURSUANT TO SECTION 221
OF THE RESOURCE MANAGEMENT ACT 1991**

**IN THE MATTER OF A PLAN LODGED FOR DEPOSIT UNDER
NUMBER 335661**

**AND RESOURCE CONSENT NO. RM 010212
(BEING THE SUBDIVISION OF LOT 2 DP 324819),**

**AT MAUI POMARE ROAD, PARAPARAUMU
FOR MAHAKI HOLDINGS LIMITED**

The Regional Regulatory Titles Officer at Wellington

PURSUANT to Section 221 of the Resource Management Act 1991 the Kapiti Coast District Council hereby gives notice that it has consented to the subdivision and that the following conditions are to be complied with on a continuing basis:

1. **With respect to Lots 69, 70 and 73:** The native trees remaining within the lots as shown on Pritchard Group Ltd plan SP.3 NV.5 are to be protected from all harm. Owners and developers shall not cut down, damage or harm or permit to be cut down, damaged or harmed, any of these protected native trees.
2. **With respect to Lots 69 to 74 inclusive:** On-site wastewater treatment and disposal system shall be designed, constructed and operated to take into account the findings within the report prepared by Hamish Wells, dated March 20, 2001 and headed "*Nikau Valley Stage 5 – proposed Lots 72, 73, 75, 76 & 77 evaluation for on site effluent disposal in accordance with ARC TP No 58 second edition 1994*" Any system installed on site must meet the following performance criteria:
 - The system shall be designed with sufficient wastewater retention time to enable adequate treatment in relation to any constraints identified in the site investigation;
 - The wastewater shall be evenly distributed to the entire filtration surface of the disposal field;
 - The bottom of the wastewater disposal system shall be sufficiently above the groundwater at its highest level, in relation to any constraints identified in the site investigation, to prevent any contamination of groundwater;
 - The area available for on-site treatment shall be appropriate for the volume of the discharge and any constraints identified in the site investigation

Kapiti Coast District Council

Phone (04) 904 5700, Fax (04) 904 5830 175 Rimu Road, Private Bag 601, Paraparaumu. Website www.kcdc.govt.nz

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3. With respect to Lots 69, 70 and 73 to 79 inclusive: No dwelling or on site effluent system may be located within the following areas identified on DP335661:

- "U" (Lot 69);
- "V" (Lot 70);
- "Y" (Lot 73);
- "X" or "G" (Lot 74);
- "Z" or "H" (Lot 75);
- "W" or "I" (Lot 76);
- "T" (Lot 77);
- "S" (Lot 78); and
- "R" (Lot 79)

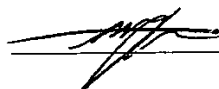
as these areas define the buffer zone associated with the location of the Ohariu Fault.

4. With respect to ALL Lots: Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings within the report prepared by Hamish Wells, dated 16-04-04 and headed "*Nikau Valley Stage 5B – lots 69 – 84 – site soil conditions and suitability for the construction of light timber framed buildings in accordance with NZS 3604:1999*" submitted to Council in relation to application No. RM010212. A copy of the report is available in Council's Resource Consents Office at any time the office is open to the public.
5. With respect to ALL Lots: Further subdivision of the Lots (other than boundary adjustments as defined within the District Plan) shall be prohibited.

Issued in respect of application No. RM 010212 on this 30th day of August, 2004.



Wayne Gair
AUTHORISED OFFICER



Matthew Muspratt
AUTHORISED OFFICER