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11 February 2026

Matt Jones

### **LAND INFORMATION MEMORANDUM (LIM)**

The attached LIM provides you with information about 7 Mahia Lane, Waikanae.

The information provided in this LIM has been gathered from all the information the Council holds on this property, as at the date of your application.

It is important to note that the Council has not undertaken an on-site inspection of the property and there may be information which is not known to Council - for example, illegal or unauthorised building or works on the property.

If you have any future plans to develop this property, please contact us for advice about how to proceed and the process for obtaining the necessary approvals.

In addition to the information in this LIM you may be interested to find out more about the Kapiti Coast District. Information and advice on council services and our District Plan are available on our website: [www.kapiticoast.govt.nz](http://www.kapiticoast.govt.nz)

Finally, if you have any questions about your LIM, please don't hesitate to contact us at [kapiti.council@kapiticoast.govt.nz](mailto:kapiti.council@kapiticoast.govt.nz) or 0800 486 486.



Steve Cody  
**Building Team Manager**

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# Land Information Memorandum (LIM)

Prepared by Kāpiti Coast District Council for the property located at:

**7 Mahia Lane, Waikanae**

## Document information

This Land Information Memorandum (LIM) has been prepared for the purpose of section 44A of the Local Government Official Information and Meetings Act 1987 (LGOIMA). It is a summary of the information that we hold on the property. Each heading or 'clause' in this LIM corresponds to a part of section 44A of LGOIMA.

The information provided is based on a search of Council database records as at the date of your application and not an inspection of the property. There may be other information relating to the land which is unknown to Council, for example, illegal or unauthorised building or works on the property. Any person obtaining a LIM is solely responsible for ensuring that the land is suitable for a particular purpose.

Third party reports included in this LIM are for information only. We recommend independent advice before relying on them.

## Application details

<b>Applicant</b>	Matt Jones
<b>LIM number</b>	L260118
<b>Application date</b>	02/02/26
<b>Issue date</b>	11/02/26

## Property details

<b>Property address</b>	7 Mahia Lane, Waikanae
<b>Legal description</b>	LOT 16 DP 476550
<b>Area (hectares)</b>	0.0522

## Valuation information

<b>Valuation number</b>	1494195013
<b>Capital value</b>	\$960,000
<b>Land value</b>	\$355,000
<b>Improvements value</b>	\$605,000

Please note that these values are intended for rating purposes only.

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## Attachments

- Glossary of Terms and Maps
- Aerial Photograph
- Deposited Plan/Record of Title
- District Plan Zones
- District Plan Precincts and other overlays
- District Plan Features
- District Plan Natural Hazards – Active Faults
- District Plan Natural Hazards – Flooding
- Latest Flood Hazards
- Resource Consents - Maps and Summary Detail (if applicable)
- Health and Alcohol Licenses
- Services Network
- As Built Drainage Plan (if applicable)
- Resource Consent documents (if applicable)
- Earthquake-Prone Building documents (if applicable)

## **1. Rates**

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*In this section: information relating to any rates owing in relation to the property.*

Rates are charged in four instalments for the period commencing 1 July and ending 30 June each year. Amounts stated are inclusive of GST.

<b>Current rates year</b>	Current Rates Year 2025 to 2026
<b>Annual rates</b>	The annual rates for 2025/26 rating year are \$5,780.24 This includes Greater Wellington Regional Council rates
<b>Next instalment date</b>	09/03/26
<b>Arrears for previous years</b>	\$0.00
<b>Water rates</b>	\$573.92 last year (2024/25)  For the 2025/2026 rating year, all water used is charged at a volumetric rate of \$1.72 (incl GST) per cubic metre (1000 litres) on the water rates invoice, and a fixed annual charge of \$318.60 (incl GST) per separately used or inhabited part of a rating unit, is charged on the property rates invoice.
<b>Water balance due</b>	\$0.00

For further information on this section, contact the Rates Team on 0800 486 486.

## **2. Consents, Certificates, Notices, Orders or Requisitions affecting the land and buildings**

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*In this section: information concerning any consent, certificate, notice, order, or requisition affecting the land or any building on the land previously issued by Council; information required to be provided to a territorial authority under section 362T(2) of the Building Act 2004; and information concerning any certificate issued by a building certifier pursuant to the Building Act 1991 or the Building Act 2004.*

### **Building Consents**

28/02/18	CERTIFICATE OF ACCEPTANCE CA0293: Closed in Gazebo : Cert of Acceptance Issued 28/02/18
16/02/17	BUILDING CONSENT 161030: New single level brick & Linea Weatherboard dwelling with attached double garage. : Code Compliance Certificate issued 26/07/17

The Certificate of Acceptance relates to building work that was undertaken without first obtaining Building Consent. Council did not carry out any inspections during construction that would normally be undertaken as part of the Building Consent process.

### **Engineer's report**

Further building may require an Engineer's soil report and, if necessary, a foundation design.

### **Wind**

Indicative wind zones can be found at [BRANZ Map](#). Wind zones should be determined in accordance with the New Zealand Building Code.

For further information on this section, contact the Building Team on 0800 486 486.

### **Swimming Pools: Compliance with the Building Act 2004**

No pool registered to this property.

For further information on this section, contact the Building Team on 0800 486 486.

### **Registered Environmental Health Premises and Licences**

No information located.

For further information on this section, contact the Environmental Health Team on 0800 486 486.

## **3. Weathertightness**

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*In this section: information notified to the Council under section 124 of the Weathertight Homes Resolution Services Act 2006.*

The Council has received no correspondence from the Ministry of Business, Innovation and Employment in relation to this property.

#### **4. Land use and Conditions**

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*In this section: information relating to the use to which that land may be put, and conditions attached to that use.*

##### **Planning/Resource Management**

District Plan Zone/Precinct/Development Area:

The District Plan maps provided with this LIM provide a useful visual overview of the planning information provided in this LIM. However, the planning information provided is not exhaustive and reference to the Operative District Plan (2021) is recommended.

Full details of the relevant zone, precinct or development area requirements are contained within the Operative District Plan (2021) on our website [Operative District Plan 2021 \(kapiticoast.govt.nz\)](http://Operative District Plan 2021 (kapiticoast.govt.nz))

There may be policies or rules in the Greater Wellington Regional Council's Natural Resources Regional Plan (and/or a proposed change to that Plan) that regulate land use on this property. This Plan is available from the Greater Wellington Regional Council website [www.gw.govt.nz/](http://www.gw.govt.nz/).

Questions about the impact of that Plan on this property should be made to the Greater Wellington Regional Council on 0800 496 734.

##### **District Plan Features and Overlays**

The Operative District Plan (2021) records which properties in the District have these special features and overlays located on them. Each feature and overlay is given a unique reference number or title. There are specific restrictions on development within or around many of these features. The District Plan Features Map provided with this LIM displays whether any of these features are on, or adjacent to, this property.

This property is zoned Waikanae North Development Area in the Operative District Plan (2021).

This property is located within PRECINCT 44 - Waikanae North Village Precinct. There are specific provisions in the Operative District Plan (2021) for this Precinct.

This property was created via subdivision in 2015 under resource consent numbers RM100229 & RM100229A. Copies of the Decisions are provided with this LIM.

Section 221 Consent Notices were imposed as part of this subdivision and previous subdivision of the underlying lot (Parent Title) which require certain conditions to be complied with on an on-going basis. For detail refer to the attachments provided with this LIM.

There are no known easements.

Copies of the Deposited Plan (DP 476550) and Record of Title are provided with this LIM.

It is recommended that the Record of Title is checked for any interests registered against the property such as easements or covenants.

Below is a list of resource consents issued in relation to this property and further detail can be found in the decision letters provided with this LIM.

RESOURCE CONSENT RM160295: To construct a dwelling within Precinct 4 at Waikanae North with a rear lane encroachment and does not comply with the permitted activity standards for solar hot water systems.

RESOURCE CONSENT RM140222: 14 lot subdivision at 19 State Highway One, Waikanae.

RESOURCE CONSENT RM140222A: Application to vary consents notices 9099897.6 and 9897467.1

RESOURCE CONSENT RM130101: 32 lot subdivision with right of way at Waikanae North - 19 State Highway, Waikanae.

RESOURCE CONSENT RM130101: 32 lot subdivision with right of way at Waikanae North - 19 State Highway, Waikanae. (Found on related property: 1494195001).

RESOURCE CONSENT RM100229A: Change of consent condition at 19 Parata Street, Waikanae.

RESOURCE CONSENT RM100229: 15 lot subdivision into development blocks of Waikanae North Development Zone at 19 Parata Street, Waikanae:

There is no record of any further resource consents for this property.

For information about the resource consents for surrounding properties refer to the Resource Consents map and Summary Details Report provided with this LIM.

If you are interested in reading the full resource consent files then these can be viewed at the Council administration building at 175 Rimu Road, Paraparaumu.

Note: some resource consent files may be archived offsite; however, these can be retrieved for you. Please call the Resource Consents Team on 0800 486 486 to check the availability of the files.

Part of this property contains and is adjacent to land which is shown to contain a specific feature on it that is recorded in the Operative District Plan (2021).

This feature is:

Transportation Noise Effects Route - which includes designations for both State Highway No.1 (D0101) and Railway (D0301). This requires an acoustic design to new residential buildings or major additions.

There is no record of any identified cultural or archaeological sites contained on this site.

For further information on this section, contact the Resource Consents Team on 0800 486 486.

## 5. Special Features and Characteristics of the land

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*This section identifies information held by Council about:*

- *natural hazards and the impacts of climate change that exacerbate natural hazards;*
- *potential natural hazards and potential impacts of climate change that exacerbate natural hazards; and*
- *information about other special features or characteristics of the land concerned, including information about the likely presence of hazardous contaminants that are known to Council, but are not apparent from its District Plan under the Resource Management Act 1991.*

### Climate Change

Any available information regarding the potential impacts of climate change is currently contained in the natural hazard section.

### Contaminated Sites

Greater Wellington Regional Council holds information on properties with a history of hazardous activity or industry. Refer to the Selected Land Use Register available on the Greater Wellington Regional Council website [Greater Wellington - Search Selected Land Use Register \(gw.govt.nz\)](http://Greater Wellington - Search Selected Land Use Register (gw.govt.nz)).

### Natural Hazards

A Natural hazard is defined as any atmospheric or earth or water related occurrence (including earthquake, tsunami, erosion, volcanic and geothermal activity, landslip, subsidence, sedimentation, wind, drought, fire, or flooding) the action of which adversely affects or may adversely affects human life, property, or other aspects of the environment.

If this property has been the subject of a Resource Consent or Building Consent since 1 July 2020 a geotechnical assessment may have been supplied with that application. A geotechnical report may contain advice about ground conditions at that site including liquefaction, slope stability assessment as well as commentary on ground bearing capacity. All available Building Consent geotechnical assessments are located in attached building files. Where available Resource Consent geotechnical assessments are referenced in attached resource consent decision documents, for further information contact the Resource Consents Team on 0800 486 486.

### Coastal Erosion and Inundation Hazards

Council holds a number of reports that assess the possibility that areas of the Kāpiti Coast District shoreline may be susceptible to current and future coastal erosion and inundation. The available information on coastal hazards that are specific to the District are available on the following link: [www.kapiticoast.govt.nz/coastal-science](http://www.kapiticoast.govt.nz/coastal-science). The science of coastal erosion and inundation continues to develop as national and international best practice changes, and new information is released. The information received by Council will therefore outline different perspectives.

Currently, information specific to the Kapiti Coast District includes:

- Council-commissioned assessments by Jacobs NZ Ltd, including coastal area-specific risk assessments, a hazard and susceptibility assessment, and the coastal hazards GIS map viewer allowing you to assess how any particular property may be affected.
- A community commissioned coastal hazard risk assessment report by Dr Willem de Lange and related predicted shoreline maps.
- Advice from the Ministry for the Environment and the Department of Conservation on coastal hazard risk identification and management of coastal risks.

Council will consider the information and its possible impact on Kāpiti properties, as part of its review of coastal provisions in the Council's Operative District Plan. On 30 January 2025 Council resolved that this work is a priority to progress.

### **Earthquakes**

Greater Wellington Regional Council holds information on earthquake risks in the Kapiti Coast District. This information, along with associated Earthquake Risk Maps, can be found on the Greater Wellington Regional Council website [www.gw.govt.nz/](http://www.gw.govt.nz/).

Earthquake fault traces within the Kapiti Coast are mapped in the Operative District Plan (2021). These are shown (if applicable) on the District Plan Features Map provided with this LIM and are available on our website [Operative District Plan 2021 \(kapiticoast.govt.nz\)](http://Operative%20District%20Plan%202021%20(kapiticoast.govt.nz).).

### **Fire**

Due to its climate and geographical features, the Kapiti Coast District can be susceptible to risks of fire, including wildfire. More information on this risk can be found in the [District Plan](#), while mapping of the rural wildfire fire risk across the Wellington Region on the Greater Wellington Regional Council website ([GWRC rural wildfire risk](#)).

### **Liquefaction**

Due to its geographic location and soil typology, the Kapiti Coast District may be susceptible to liquefaction in the event of an earthquake. More information on this risk can be found in the [District Plan](#), while mapping of [combined earthquake risk](#) including liquefaction, can be found on the Greater Wellington Regional Council website.

### **Tsunami Evacuation Zones**

Tsunami Evacuation Zone Maps have been developed by the Greater Wellington Regional Council to assist emergency preparedness by identifying the area's residents may need to evacuate in the event of a tsunami.

Each map has three evacuation zones: red, orange and yellow. The updated tsunami evacuation maps for Kapiti can be viewed at the Council's website at [www.kapiticoast.govt.nz/our-district/cdem/get-prepared/tsunami-zones/](http://www.kapiticoast.govt.nz/our-district/cdem/get-prepared/tsunami-zones/).

## Other Information

The adjacent and adjoining road carriageways (Mahia Lane and Parata Street) are shown to be subject to a flood hazard in the Operative District Plan (2021), and the latest Flood Hazard Maps.

The flood hazard identified on the maps provided with this LIM is based on the projected future flooding risk to the property including climate change projections.

The maps show the projected flood extent arising from the 1% AEP or 1% Annual Exceedance Probability Flood Event (that is, a flood event that has a 1% probability of occurring in any one year, often referred to as a 1 in 100-year storm), incorporating the projected 2090 climate change impacts, in conjunction with a 20-year return period high tide.

The nature of the controls imposed by the District Plan depends on where individual sites are located within the 1 in 100-year flood extent, which flood hazard map (operative or latest) is referenced in legislation or the District Plan, and which flood hazard category applies.

The adjacent and adjoining road carriageways (Mahia Lane and Parata Street) are shown to be subject to an overflow path in the Operative District Plan (2021) Natural Hazard maps, and the latest Flood Hazard Maps.

Overflow paths generally occur in lower-lying areas on the floodplain which act as channels for flood waters. They can be natural, or artificially formed, and are often characterised by fast flowing water during a flood event. An overflow path is a direct hazard.

The adjoining road carriageway (Parata Street) are shown to be subject to ponding on the Operative District Plan (2021) Flood Hazard Maps, and the latest Flood Hazard Maps.

Ponding are areas where slower-moving flood waters could pond either during or after a flood event. A Ponding Area may be affected by a direct flood risk. Ponding can be associated with rivers and streams as well as the piped stormwater network. Ponding is a direct risk.

For further information on flood hazards please contact the Stormwater and Coastal Asset Manager on 0800 486 486.

Greater Wellington Regional Council holds flood hazard information relating to the major rivers and streams in the District. For further information on these flood hazards, please contact the Greater Wellington Regional Council (Flood Control Department) on 0800 496 734.

For information on minimum floor levels for buildings and the potential implications for building consents on this property please contact the Building Team on 0800 486 486.

For further information on this section, contact the Resource Consents Team on 0800 486 486.

## **6. Other land and building classifications**

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*In this section: This is information which, in terms of any other Act, has been notified to the Council by any statutory organisation having the power to classify land or buildings for any purpose.*

No information located.

## **7. Private and Public stormwater and sewerage drains**

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*In this section: Information on private and public stormwater and sewerage drains as shown in the Council's records.*

There is Council sewer reticulation available with a lateral. The location of the sewer lateral is shown on the services network plan. An as-built plan of private drainage is provided with this LIM.

Stormwater discharges via attenuation tank(s) which overflow to the swale connection provided. There is no record of any Council services running through the property.

For further information on this section, contact the Plumbing & Drainage Team on 0800 486 486.

## **8. Drinking water supply**

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*In this section: information on whether the land is supplied with drinking water and if so, whether the supplier is the owner of the land or a networked supplier; any conditions that are applicable; and any information the Council has about the supply.*

Council has a potable water supply system available with an ordinary dual restricted metered water supply connection. Location of the Council service valve (manifold/toby) is shown on the services network plan provided with this LIM. One pipe goes to the dwelling; the second pipe is restricted and goes to top up the rainwater storage tank [600 litres/day].

For further information on this section, contact the Plumbing & Drainage Team on 0800 486 486.

## **9. Network utility information**

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*In this section: information which has been notified to the Council by any network utility operator pursuant to the Building Act 1991 or the Building Act 2004.*

Contact Electra for power availability and Vector for gas availability.

## **10. Other information about the property**

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*In this section: information concerning the land and the property that the Council has the discretion to include if it considers it to be relevant.*

### **Cultural and Archaeological**

The settlement history of the Kapiti Coast suggests that there are still an unknown number of unidentified cultural and archaeological sites within the District and indeed these are still being discovered during earthworks from time to time. The Heritage NZ Pouhere Taonga Act 2014 provides for substantive penalties for unauthorised destruction or modification of an archaeological site.

More detail on what to look for and who to contact can be found on our website:  
[www.kapiticoast.govt.nz/Our-District/Tangata-Whenua](http://www.kapiticoast.govt.nz/Our-District/Tangata-Whenua)

### **Development Impact Fees**

Development Impact Fees consist of a combination of development contributions and financial contributions (including Reserves Contributions) from all new developments e.g. a new residential dwelling or a subdivision as well as new or expanded non-residential buildings.

Further information on the range of Development Impact Fees can be found on  
[Development impact fees - Kāpiti Coast District Council \(kapiticoast.govt.nz\)](http://Development impact fees - Kāpiti Coast District Council (kapiticoast.govt.nz))

## **Glossary of Terms and Maps attached**

### **Aerial Photograph**

A birds-eye view in colour of the property and its surrounds.

### **Deposited Plan**

Sometimes referred to as a 'Flats Plan' or 'Title Plan'. A Deposited Plan covers more than one lot (or property) and has a diagram showing the boundary distances and the land area. A Record of Title relates to a specific property and shows current owner and interests (such as mortgages, encumbrances and easements).

### **Building Information (if requested)**

This includes any information Council holds about any structure that is on the lot (property), e.g. plumbing, drainage and floor plans and elevation drawings of the building and any alterations or additions to it, together with any code compliance certificates.

### **Services Network Map**

Information on private and public stormwater and sewerage drains on the property as shown in Council's records.

### **Location of Health and Alcohol Licenses**

This map shows the location of registered businesses in the neighbourhood that hold health and alcohol licenses.

### **Resource Consents**

Included with this LIM are Reports and Maps of resource consents (if applicable that relate to the property) and a list of resource consents in the neighbourhood of the property that have been notified. The District Plan contains rules about different types of activities in different parts of the district. Anything not permitted by the Plan requires a resource consent. When a resource consent application is received the Council determines whether or not to notify it on the basis of the environmental effects under Section 95A-F of the Resource Management Act 1991.

### **Designation(s) (if applicable)**

A designation is a planning technique used by Ministers of the Crown, councils and network utility operators approved as requiring authorities under section 167 of the Resource Management Act 1991. It provides for 'spot zoning' over a site, area or route in a district plan which authorises the requiring authority's work and activity on the site, area or route without the need for a land use resource consent.

### **District Plan**

Every city and district council is required to have a District Plan under the [Resource Management Act 1991](#). The District Plan plays a big part in how Kapiti develops. The rules in the Plan determine what you can and can't do on your property without permission from Council - whether it be subdividing, renovating, building a new garage or deck, or starting a home business. This LIM includes maps which show the Zone, Precinct, or Development Area (if relevant), the Features, Overlays and the Natural Hazards that relate to the rules in the District Plan.

### **Latest Flood Hazards**

To better understand the extent of the flood hazard risk in the District and to assist in the potential mitigation of this risk, Council has over the years undertaken a number of floodplain management investigations. This map shows the latest flood hazard information; these are not necessarily included in the Operative District Plan (2021). This information is particularly relevant if you are considering subdividing the land or constructing a building.

# Aerial Photography

7 Mahia Lane, Waikanae (LOT 16 DP 476550)



0 10 20 Metres  
Scale @ A4 - 1:500

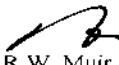
Date Printed: February 2, 2026

Kapiti Coast District Council accepts no responsibility for incomplete or inaccurate information contained on this map. Use of this website is subject to, and constitutes acceptance of the conditions set out in our disclaimer. This publication is copyright reserved by the Kapiti Coast District Council. Cadastral and Topographic information is derived from Land Information New Zealand, CROWN COPYRIGHT RESERVED.



**RECORD OF TITLE  
UNDER LAND TRANSFER ACT 2017  
FREEHOLD  
Historical Search Copy**



  
R.W. Muir  
Registrar-General  
of Land

**Constituted as a Record of Title pursuant to Sections 7 and 12 of the Land Transfer Act 2017 - 12 November 2018**

**Identifier** **658759**

**Land Registration District** **Wellington**

**Date Issued** 21 April 2015

**Prior References**

657176

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**Estate** Fee Simple

**Area** 522 square metres more or less

**Legal Description** Lot 16 Deposited Plan 476550

**Original Registered Owners**

V J Limited

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**Interests**

9099897.6 Consent Notice pursuant to Section 221 Resource Management Act 1991 - 1.10.2012 at 11:53 am

Land Covenant in Easement Instrument 9099897.7 - 1.10.2012 at 11:53 am

9099897.8 Encumbrance to Charles Fleming Retirement Village Limited - 1.10.2012 at 11:53 am

9851253.13 Mortgage to Westpac New Zealand Limited - 14.11.2014 at 4:04 pm

9897467.1 Consent Notice pursuant to Section 221 Resource Management Act 1991 - 21.4.2015 at 11:17 am

10268001.1 Variation of Consent Notice 9897467.1 pursuant to Section 221(5) Resource Management Act 1991 - 19.1.2016 at 4:29 pm

10268001.2 Variation of Consent Notice 9099897.6 pursuant to Section 221(5) Resource Management Act 1991 - 19.1.2016 at 4:29 pm

10679112.1 Discharge of Mortgage 9851253.13 - 20.1.2017 at 1:38 pm

10679112.2 Transfer to KC Homes Limited - 20.1.2017 at 1:38 pm

Fencing Covenant in Transfer 10679112.2 - 20.1.2017 at 1:38 pm

10938000.1 Transfer to Conan Bernard Doyle, Kendall Kore Doyle and Peter Bernard Doyle - 10.11.2017 at 10:54 am

11732709.1 Transfer to Matthew Grant Jones, Janette Elizabeth Jones and BKL Corporate Trustee JFT Limited - 1.5.2020 at 11:55 am

# CSD Plan - DP 476550

**Survey Number** DP 476550

**Surveyor Reference** 1642 VJ Limited Stage 1

**Surveyor** Paul William Turner

**Survey Firm** Landlink Ltd

**Surveyor Declaration** I Paul William Turner, being a licensed cadastral surveyor, certify that:

- (a) this dataset provided by me and its related survey are accurate, correct and in accordance with the Cadastral Survey Act 2002 and the Rules for Cadastral Survey 2010, and
- (b) the survey was undertaken by me or under my personal direction.

Declared on 05 Dec 2014 01:06 PM

## Survey Details

**Dataset Description** LOTS 1, 13 TO 32, 100, 200, 201 AND 202 BEING A SUBDIVISION OF LOT 1 DP 471200

**Purpose** LT Subdivision

**Status** Deposited

**Type**

Survey

**Land District** Wellington

**Survey Class**

Class A

**Meridional Circuit** Wanganui 2000

## Survey Dates

**Surveyed Date** 13/10/2014 **Certified Date** 05/12/2014

**Submitted Date** 05/12/2014 13:06:52 **Survey Approval Date** 06/01/2015

**Deposit Date** 21/04/2015

## Referenced Surveys

<b>Survey Number</b>	<b>Land District</b>	<b>Bearing Correction</b>
DP 17551	Wellington	-0°00'40"
DP 31774	Wellington	-0°00'40"
DP 51126	Wellington	0°00'00"
DP 76132	Wellington	0°00'00"
SO 36327	Wellington	0°00'00"
DP 17845	Wellington	-0°00'40"
DP 68445	Wellington	0°00'00"
DP 88880	Wellington	0°00'00"
DP 454080	Wellington	0°00'00"
DP 471200	Wellington	0°00'00"

## Territorial Authorities

Kapiti Coast District

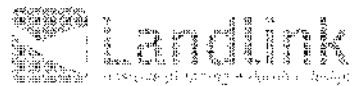
## Comprised In

CT 657176

## Created Parcels

<b>Parcels</b>	<b>Parcel Intent</b>	<b>Area</b>	<b>CT Reference</b>
Area U Deposited Plan 476550	Easement		
Lot 1 Deposited Plan 476550	Fee Simple Title	0.1078 Ha	658755

# Schedule / Memorandum



## Easement Schedule/Memorandum

Land Registration District

Wellington

Plan Number

DP 476550

Territorial Authority

Kāpiti Coast District Council

### Memorandum of Easements in Gross

Purpose	Shown	Servient Tenement	Grantee
Stormwater Drainage	U	Lot 13 hereon	Kāpiti Coast District Council

### Schedule of Existing Easements to be surrendered

Purpose/Interest	Shown	Servient Tenement	Creating Document
Right to Drain Sewage	A	Lot 1 DP 471200	9099897.9

### Land Covenants

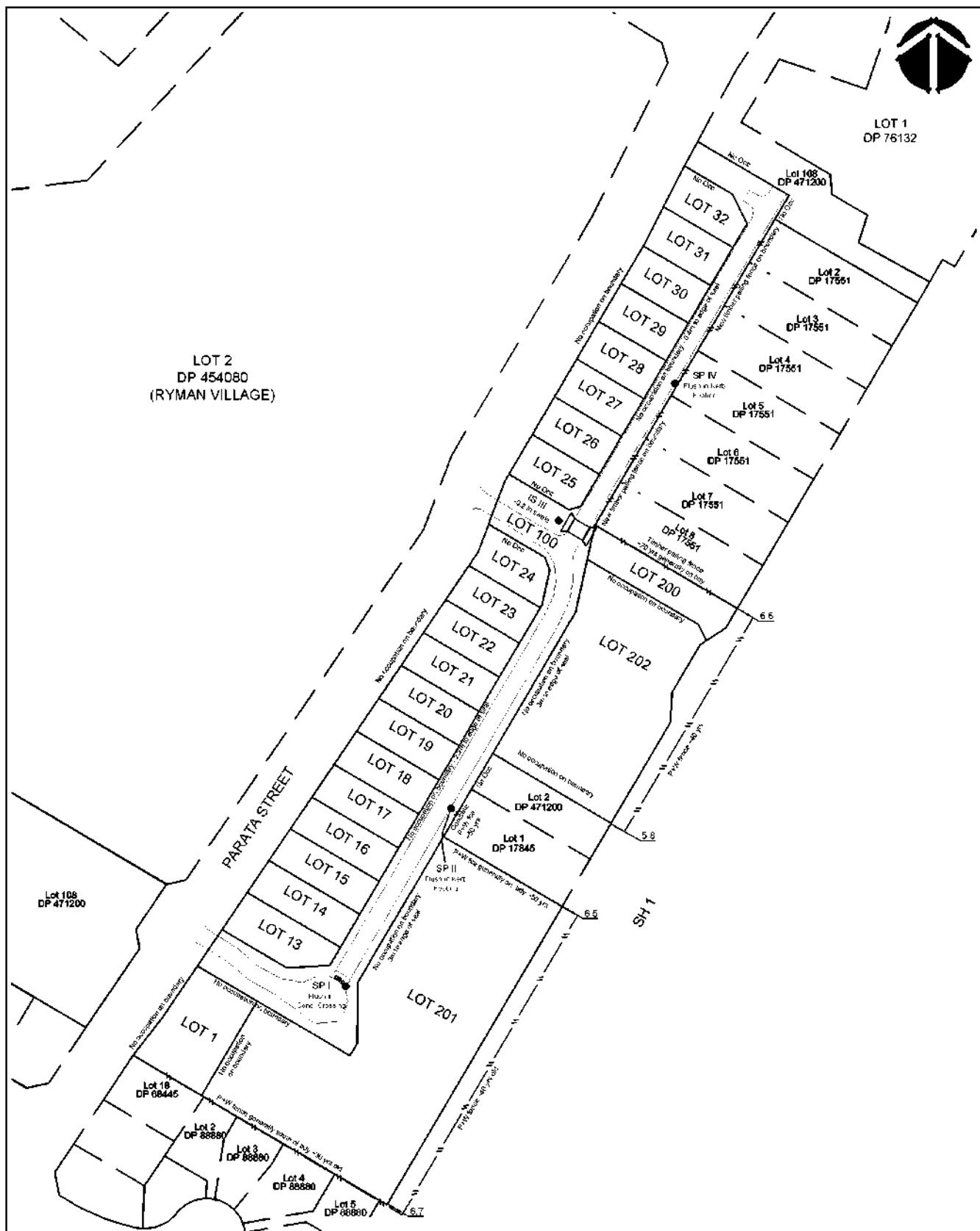
Lots 1, 13-32, 201 and 202 are subject to an existing land covenant, {Creating Document: 9099897.7}

Area X is subject to a land covenant (Building Exclusion Zone)

LL File: 1642 VJ Limited Stage 1

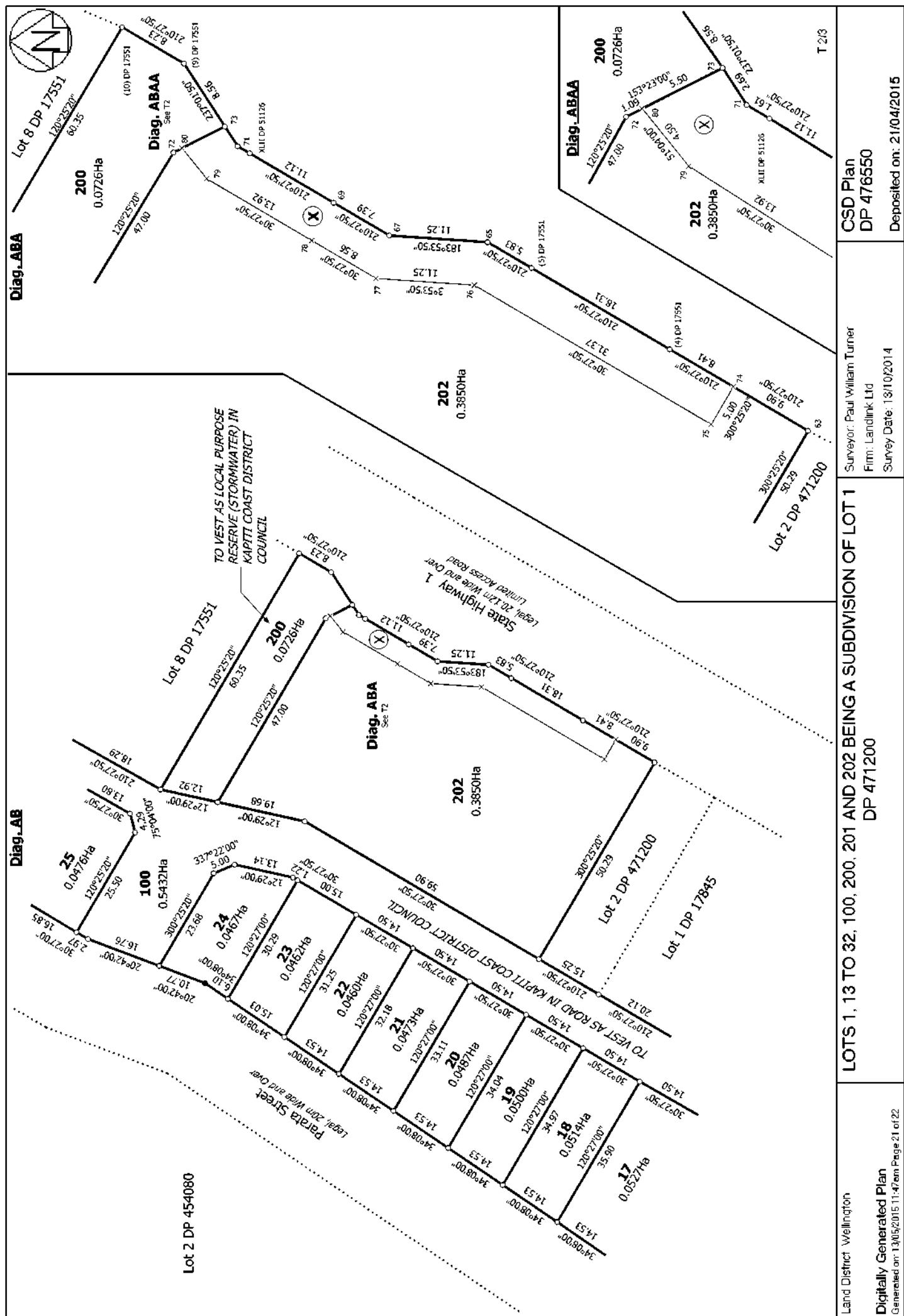
KCDC File: RM130101

# Occupation Diagram



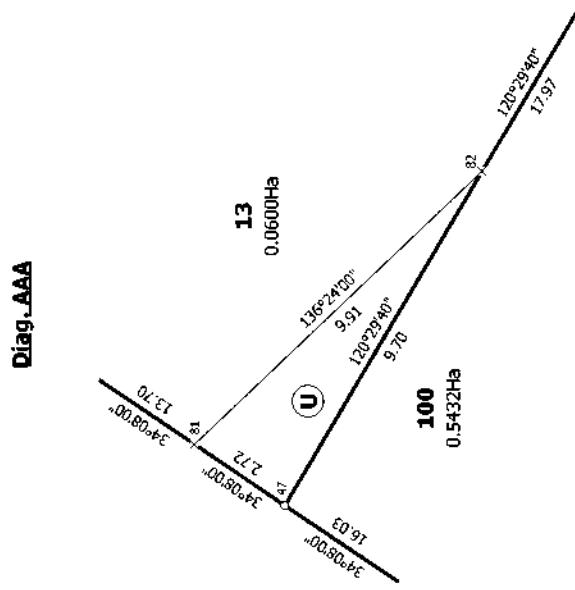
 <b>Landlink</b> <small>positive planning + durable design</small> <p>Mahara House - 3 Ngāti Road - P.O.Box 370 - Waihī 5250  <a href="http://www.landlink.co.nz">www.landlink.co.nz</a> - <a href="mailto:contactus@landlink.co.nz">contactus@landlink.co.nz</a> - P 04 902 6161 - F 04 902 6162</p>	<b>OCCUPATION DIAGRAM</b> <b>FOR THE SUBDIVISION OF</b> <b>LOT 1 DP 471200</b>	Plan Reference: DP 476550 Date: Nov. 2014 Sheet: 1 of 2 Territorial Authority: Kāpiti Coast District Land District: Wellington Surveyors Reference: 1642-Stage 1
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T 3/3



Diag. AAA



Diag. AA

Land District Wellington

LOTS 1, 13 TO 32, 100, 200, 201 AND 202 BEI  
DP 471200

**MD 202 BEING A SUBDIVISION OF LOT 1**

Surveyor: Paul William Turner  
Firm: Landlink Ltd

CSD Plan

Digitally Generated Plan  
Generated on 13/05/2015 11:47pm Page 22 of 22

# Operative District Plan 2021 - Zones and Precincts

7 Mahia Lane, Waikanae (LOT 16 DP 476550)



## Key to map symbols

- Precinct
- General Residential Zone
- High Density Residential Zone
- Waikanae North Development Area



0 20 40 Metres  
Scale @ A4 - 1:1,000

Date Printed: February 2, 2026

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Operative District Plan 2021 - Historical, Cultural, Infrastructure & Districtwide  
7 Mahia Lane, Waikanae (LOT 16 DP 476550)



## Key to map symbols

- Strategic Arterial Routes (or SH1)
- Noise Corridor
- Coastal Environment

The 'Key to map symbols' column above will be empty if no relevant District Plan Features are present in the area shown on this map.

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# Operative District Plan 2021 - Designations & Miscellaneous Features

7 Mahia Lane, Waikanae (LOT 16 DP 476550)



## Key to map symbols

Designation

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Scale @ A4 - 1:2,000

# Operative District Plan 2021 - Natural Features

## 7 Mahia Lane, Waikanae (LOT 16 DP 476550)



## Key to map symbols

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# Operative District Plan 2021 - Natural Hazards

7 Mahia Lane, Waikanae (LOT 16 DP 476550)



## Key to map symbols

- Stream Corridor
- Overflow Path
- Ponding Area
- Shallow Surface Flow

The 'Key to map symbols' column above will be empty if no relevant District Plan Features are present in the area shown on this map.



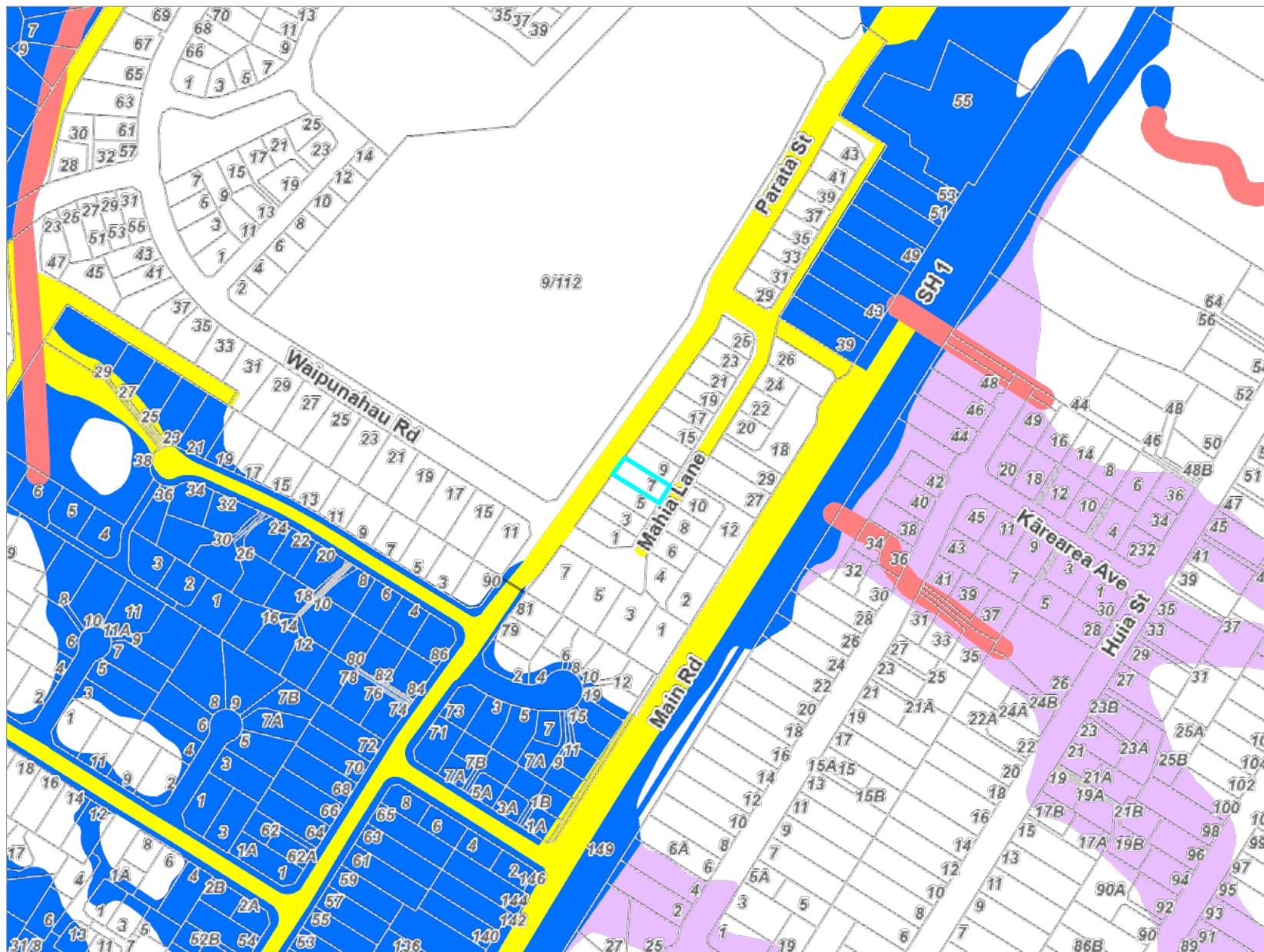
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# Latest Flood Hazards

7 Mahia Lane, Waikanae (LOT 16 DP 476550)



## Key to map symbols

- Stream Corridor
- Overflow Path
- Ponding
- Shallow Surface Flow

The 'Key to map symbols' column above will be empty if no Flood Hazards are present in the area shown on this map.



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# Resource Consents Map

7 Mahia Lane, Waikanae (LOT 16 DP 476550)

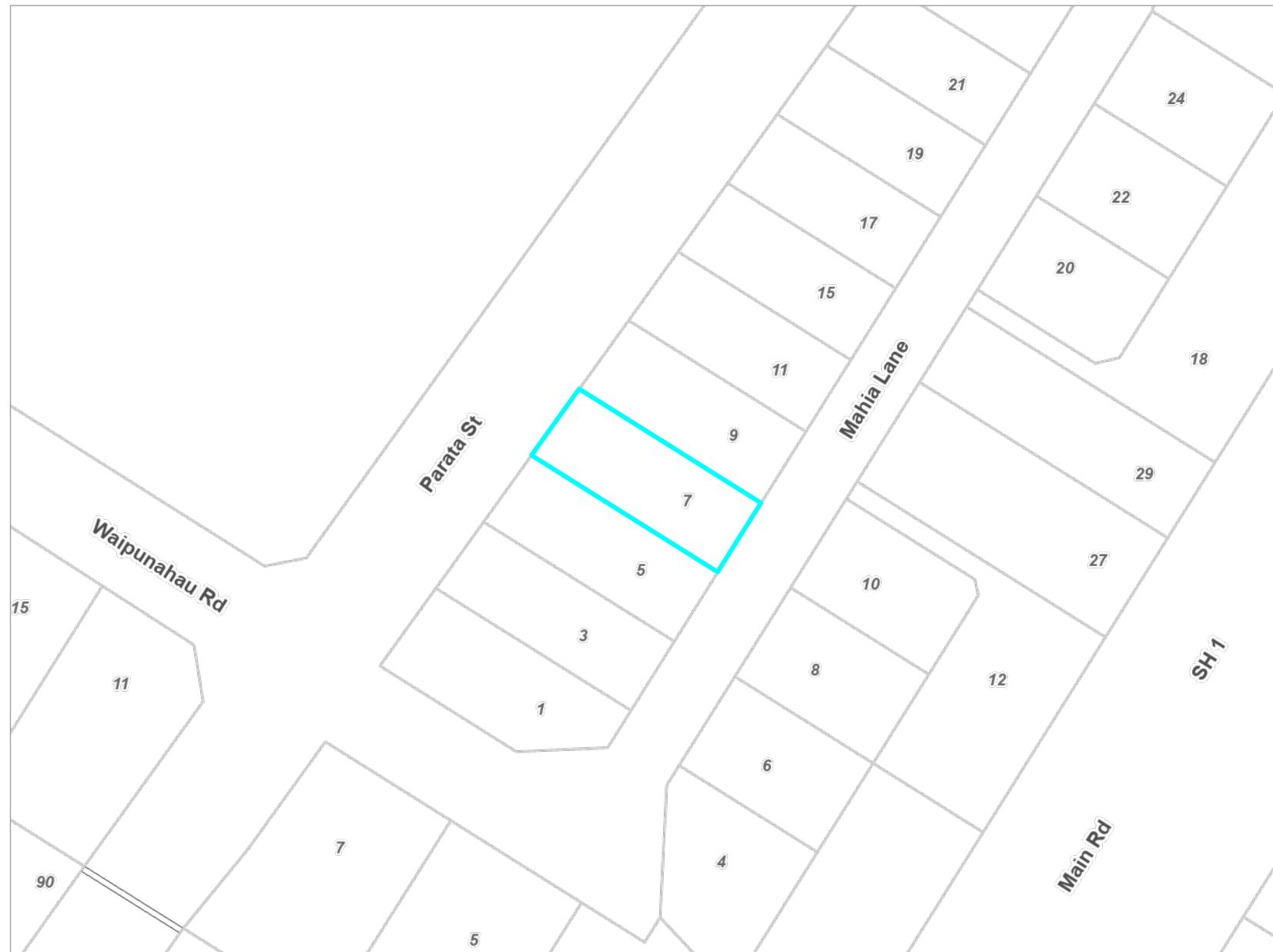


## Resource Consents Report

Resource Consent Number	Location	Valuation Number	Property Legal Description	Consent Type	Consent Proposal	Notified Yes/No	Hearing Yes/No	Consent Status	Decision Date	App.Date
160233	4 Mahia Lane, Waikanae	1494195034	LOT 5 DP 492347 CT 715291	LD	Construction of a dwelling within Precinct 4 of the Waikanae	N	N	Decision Issued	6/12/2016	6/10/2016
160170	9 Mahia Lane, Waikanae	1494195014	LOT 17 DP 476550 CT 658760	LD	Construct new dwelling with yard encroachment within	N	N	Decision Issued	6/9/2016	12/8/2016
140209	5 Mahia Lane, Waikanae	1494195012	LOT 15 DP 476550 CT 658758	LDR	Construct a new dwelling with yard encroachments	N	N	Decision Issued	17/12/2014	27/11/2014
160295	7 Mahia Lane, Waikanae	1494195013	LOT 16 DP 476550 CT 658759	LD	To construct a dwelling within Precinct 4 at Waikanae North	N	N	Decision Issued	14/2/2017	11/1/2017
160154	3 Mahia Lane, Waikanae	1494195011	LOT 14 DP 476550 CT 658757	LD	To construct a dwelling with yard encroachments in Precinct	N	N	Decision Issued	11/8/2016	26/7/2016
180034	2 Mahia Lane, Waikanae	1494195044	LOT 35 DP 492347 CT 715301	LD	To construct a dwelling that does not meet the permitted	N	N	Decision Issued	27/4/2018	13/2/2018
170051	11 Mahia Lane, Waikanae	1494195015	LOT 18 DP 476550 CT 658761	LD	To construct a dwelling within Precinct 4 at Waikanae North	N	N	Decision Issued	9/5/2017	21/3/2017

Resource Consent Number	Location	Valuation Number	Property Legal Description	Consent Type	Consent Proposal	Notified Yes/No	Hearing Yes/No	Consent Status	Decision Date	App.Date
170104	5 Mahia Lane, Waikanae	1494195012	LOT 15 DP 476550 CT 658758	LD	To construct a dwelling within Precinct 4 at of Waikanae	N	N	Decision Issued	12/6/2017	18/5/2017
170098	17 Mahia Lane, Waikanae	1494195017	LOT 20 DP 476550 CT 658763	LD	To construct a dwelling within Precinct 4 of the Waikanae	N	N	Decision Issued	22/6/2017	15/5/2017
170155	1 Mahia Lane, Waikanae	1494195010	LOT 13 DP 476550 CT 658756	LD	To construct a dwelling within Precinct 4 that does not	N	N	Decision Issued	26/7/2017	30/6/2017
180040	8 Mahia Lane, Waikanae	1494195036	LOT 7 DP 492347 CT 715293	LN	To construct a dwelling within Precinct 2 with a rear lane	N	N	Decision Issued	26/3/2018	19/2/2018
170109	6 Mahia Lane, Waikanae	1494195035	LOT 6 DP 492347 CT 715292	LD	To construct a dwelling within Precinct 4 with a rear lane	N	N	Decision Issued	30/6/2017	22/5/2017
180080	20 Mahia Lane, Waikanae	1494195038	LOT 9 DP 492347 CT 715295	LD	To construct a dwelling in Precinct 2 of Waikanae North	N	N	Decision Issued	16/5/2018	9/4/2018
170106	19 Mahia Lane, Waikanae	1494195018	LOT 21 DP 476550 CT 658764	LD	To construct a dwelling within precinct 4 of the Waikanae	N	N	Decision Issued	14/7/2017	19/5/2017
170115	15 Mahia Lane, Waikanae	1494195016	LOT 19 DP 476550 CT 658762	LD	To construct a standalone dwelling within the Waikanae North	N	N	Decision Issued	23/6/2017	24/5/2017

Resource Consent Number	Location	Valuation Number	Property Legal Description	Consent Type	Consent Proposal	Notified Yes/No	Hearing Yes/No	Consent Status	Decision Date	App.Date
180014	8 Mahia Lane, Waikanae	1494195036	LOT 7 DP 492347 CT 715293	LN	Construct a dwelling in Precinct 4 of Waikanae North that	N	N	Application Returned incomplete		18/1/2018
180044	10 Mahia Lane, Waikanae	1494195037	LOT 8 DP 482347 CT 715294	LN	Construct a dwelling in Precinct 2 of Waikanae North that	N	N	Decision Issued	19/3/2018	19/2/2018
180012	10 Mahia Lane, Waikanae	1494195037	LOT 8 DP 482347 CT 715294	LN	Construct a dwelling in Precincts 2 and 4 of Waikanae North	N	N	Application Returned incomplete		18/1/2018



#### Key to map symbols

The 'Key to map symbols' column above will be empty if no Health and Alcohol Licences are present in the area shown on this map.



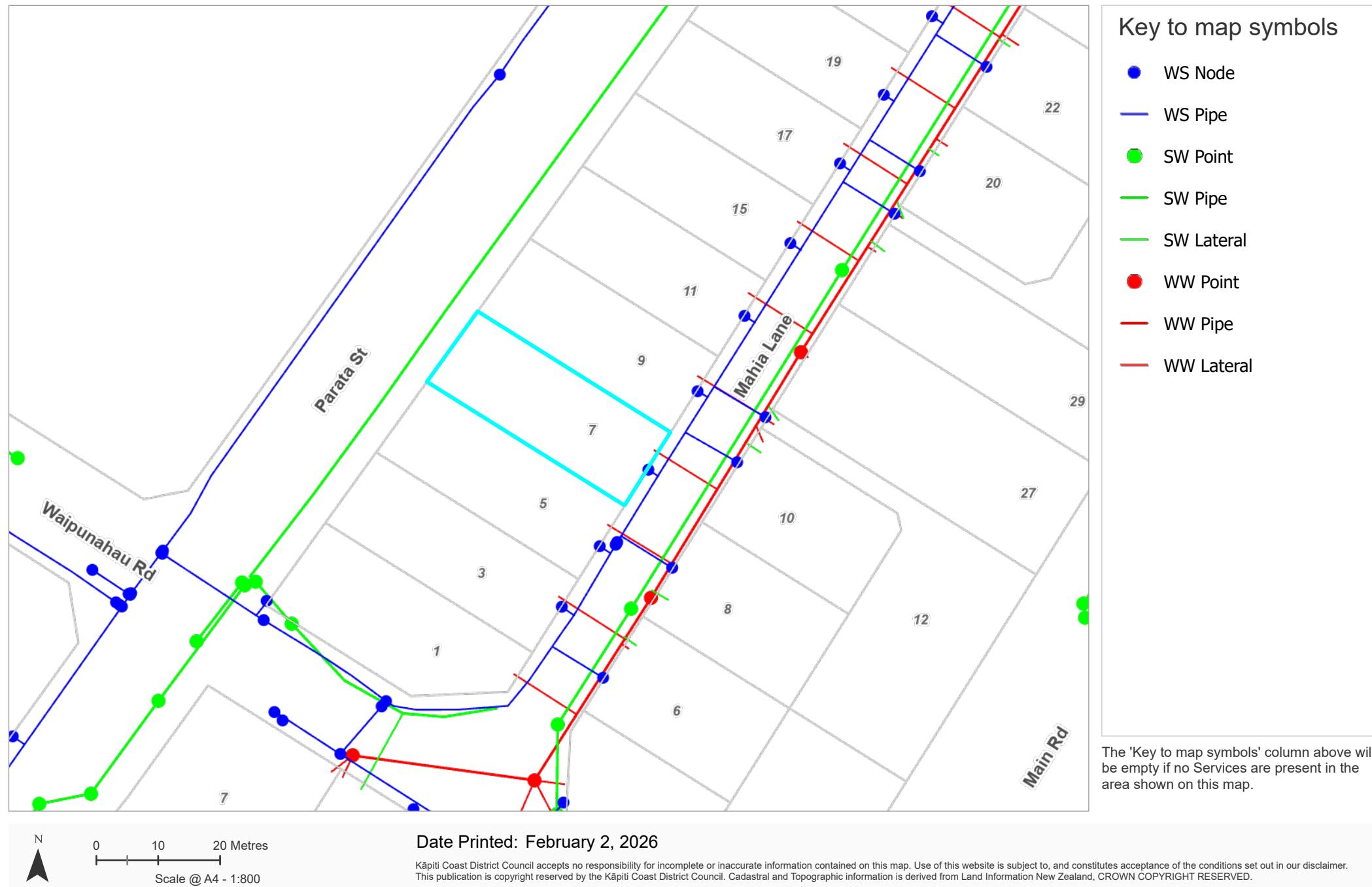
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# Services Network

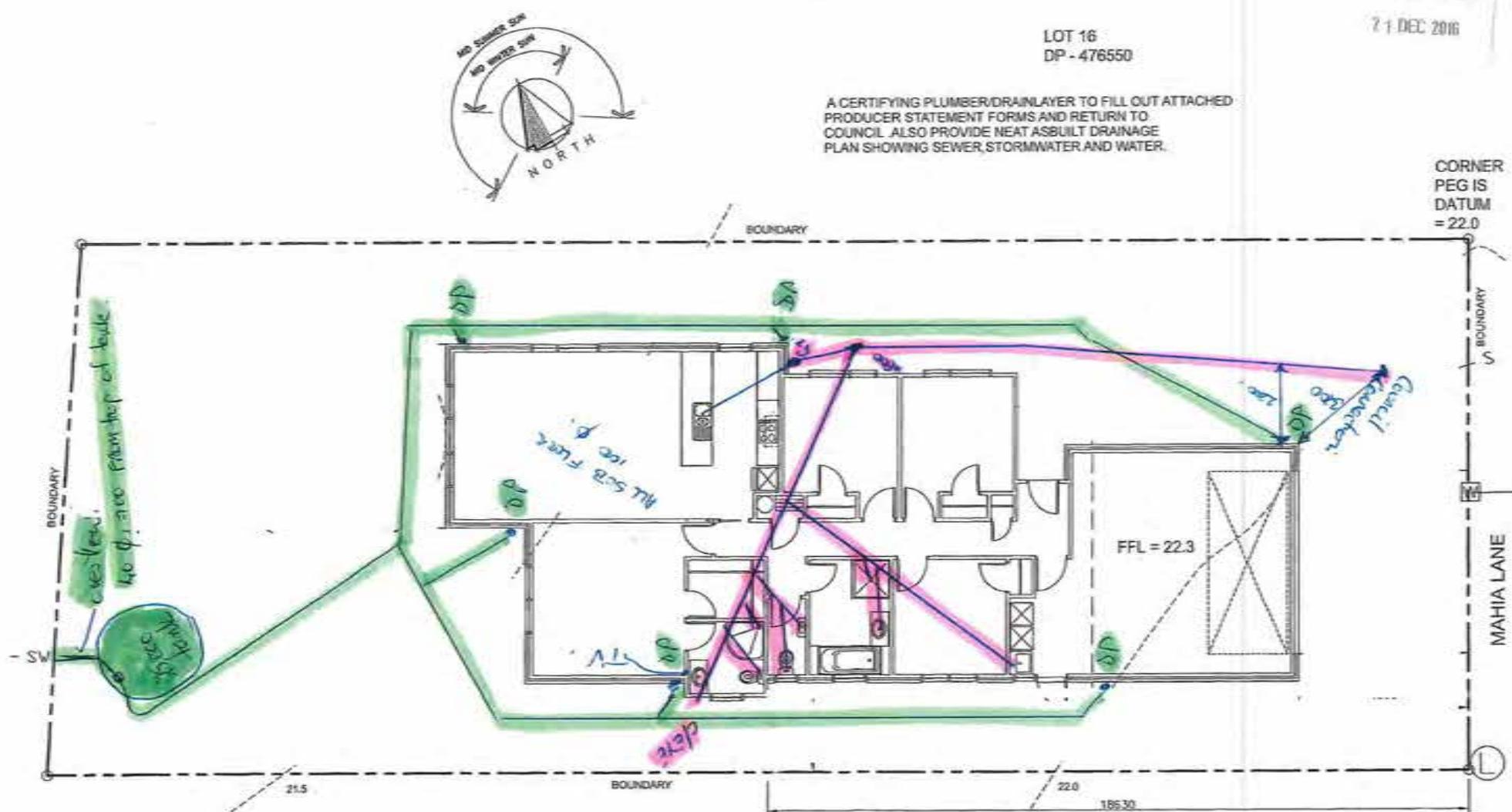
7 Mahia Lane, Waikanae (LOT 16 DP 476550)



71 DEC 2016

LOT 16  
DP - 476550

A CERTIFYING PLUMBER/DRAINLAYER TO FILL OUT ATTACHED PRODUCER STATEMENT FORMS AND RETURN TO COUNCIL ALSO PROVIDE NEAT ASBUILT DRAINAGE PLAN SHOWING SEWER, STORMWATER AND WATER.



## SITE PLAN

SCALE 1:100

All work shall be in accordance with the Building Act 2004. The Council shall only evaluate drawings on the shop drawings. Printed dimensions are to be checked, certified and signed by the architect, engineer, and/or contractor before Council. Applications for any permit shall be submitted to the Council. This plan is not to be used for any purpose other than the original purpose of the architect or engineer.

Revisions: NOVEMBER 2016 rev A	Project: NEW DWELLING	Drawing Ref: KC HOMES LTD LOT 16, 7 MAHIA LANE, WAIKANAЕ	Drawing Ref: SITE PLAN	Design: COASTAL ARCHITECTURE LTD 11 Main Road Paraparaumu New Zealand Tel: 04 266 1248 e-mail: <a href="mailto:kchomes@paraparaumu.net.nz">kchomes@paraparaumu.net.nz</a>	Design: BRI FRANCIS Drawn M Basic as shown
				Job: 175 Page: 1 Rev: A	





Kapiti Coast District Council

Private Bag 60 601  
Paraparaumu 5254  
New Zealand

Tel (04) 296 4700  
or 0800 486 486

Fax (04) 296 4830 ■  
kapiti.council@kapiticoast.govt.nz ■  
www.kapiticoast.govt.nz ■

## RESOURCE CONSENT UNDER PART VI OF THE RESOURCE MANAGEMENT ACT 1991

CONSENT NO: RM100229

APPLICANT:	Waikanae North Limited
LOCATION OF ACTIVITY:	19 Parata Street, Waikanae and at 53 State Highway 1, Waikanae (Lot 2 DP31774, Pt Lot 1 DP4829, Lot 12 DP17551, Lot 11 DP17551, Lot 10 DP17551, Lot 9 DP17551, Lot 2 DP76132, & Pt Nagara West A79.)
DESCRIPTION OF ACTIVITY:	Subdivision of Waikanae North Development Zone (WNDZ) into 15 lots (development blocks) with ancillary earthworks and modification of native vegetation

### DECISION 1 (Stage 1)

Acting under authority delegated from the Council and pursuant to Sections 104 and 104B of the Resource Management Act 1991 consent is hereby granted for the subdivision of the Waikanae North Development Zone (WNDZ) into 4 lots (development blocks) with ancillary earthworks and modification (relocation) of specified native vegetation at 19 Parata Street & 53 State Highway No.1, Waikanae (Lot 2 DP31774, Pt Lot 1 DP4829, Lot 12 DP17551, Lot 11 DP17551, Lot 10 DP17551, Lot 9 DP17551, Lot 2 DP76132, & Pt Nagara West A79) subject to the following conditions which were imposed under Sections 108 & 220 of the Resource Management Act 1991.

#### Conditions:

##### Form of Subdivision

1. The e-survey dataset shall be in general conformity with Landlink Plan number 1062.42-23 Issue D except where modified by any of the following conditions of consent.
2. Lot 107 may be subsumed into Lot 108 and shown on the e-survey dataset as one allotment because the Kapiti Coast District Council does not require the allotment in its current form to be vested as Recreation Reserve.

##### Fees, Levies and Contributions

3. The consent holder shall pay Council Engineering Monitoring Fees of \$539.00, plus \$324 per lot, (total \$1187.00 GST inclusive) for work that may be required for plan approvals, site inspections and consent compliance monitoring prior to the Section 224(c) certification of the subdivision.  
Extra fees may apply in accordance with the Engineering Fees Schedule adopted by Council from 1 July 2008.

**Note:** The current charge out rate is \$108.00 (GST inclusive) per hour.

*delivering on the community's plan*

### General Engineering Requirements and Procedures

4. The consent holder shall comply with the requirements of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2005, unless alternatives are proposed by the consent holder and approved by the Council.
5. The consent holder shall submit to Council for approval copies of the plans and specifications for the engineering development in accordance with Paragraph 1 of Schedule 1 contained in Part 4 of the Council's Subdivision and Development requirements. All open channels shall be designed to mimic a stream's natural geomorphology to improve the structure and functionality of the local ecosystem. No work shall commence until the plans and specifications have been approved by the Council in writing.

**Note:** Engineering drawings shall contain sufficient detail to clearly illustrate the proposal to enable assessment of compliance with the Council's Subdivision and Development Principles and Requirements and to enable accurate construction.

6. The Developer's Representative shall notify the Subdivision Engineer of each stage of the work. A minimum of 24 hours notice is required, excluding weekends and public holidays. The stages for which notification of works is required are as follows:
  - ◆ Commencement of works or recommencement after a substantial lapse
  - ◆ Prepared earthworks and subsoil drainage prior to filling
  - ◆ Drainage and water reticulation prior to backfilling
  - ◆ Water and drainage reticulation during pressure testing
  - ◆ Completed earthworks and prepared subgrade (roading and footpaths)
  - ◆ Finished basecourse before the commencement of road sealing
  - ◆ Road sealing – waterproof and final seal coat
  - ◆ Roads during Benkelman Beam testing
  - ◆ Soiling and sowing of berms
  - ◆ Final inspectionAll work required to be tested by or in the presence of the Subdivision Engineer (or their authorised representative) shall have been pre-tested by the Developer's Representative and proved to be satisfactory before any notification is made.
7. The consent holder shall advise the names of the Developer's or Owner's Representative or Representatives appointed in terms of Clause B(ii) of Part 3 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2005 prior to the commencement of work, but no later than one month from the date of issue of this consent.
8. The consent holder shall advise the names and their professional qualifications and experience of Suitably Qualified Persons required in terms of Clause B(iii) of Part 3 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2005. If the Council considers any of the nominated persons are not acceptable then the consent holder shall nominate alternative persons, or the Council may require the consent holder to employ a specified Suitably Qualified Person or Persons at the consent holders cost. Suitably Qualified Persons are required for, but not necessarily limited to, the following areas:
  - ◆ Geotechnical Engineering
  - ◆ Foundation recommendations
  - ◆ Stormwater and flood issues

- ◆ Traffic engineering
- ◆ Civil engineering with respect to infrastructure provision

9. The consent holder shall provide a copy signed by the consent holder's contractor of the Contractor Health and Safety Obligation Form as set out in Appendix 2 of Section 6 of the Council's Health and Safety Manual for those situations where connections are to be made to Council owned existing services or roads.
10. A bench mark, level reference point, with respect to Mean Sea Level, (Wellington) shall be provided within close vicinity of the subdivision to the approval of the Council.

#### Land Stability, Foundations and Earthworks

11. Earthworks shall proceed in accordance with drawing 1062.45-206, issue B. Any proposed amendments to the earthwork drawings shall be submitted to the Council for approval. If approved, then the amended drawings become the approved drawings.
12. The consent holder shall submit to Council for approval an Earthworks Management Plan (EMP) in accordance with Paragraph 3 of Schedule 2 contained in Part 4 of the Council's Subdivision and Development Requirements. The EMP shall address all potential adverse effects of the proposed earthworks including, but not limited to, the following
  - ◆ windblown sand,
  - ◆ sediment control and storm water run-off,
  - ◆ maintenance of local drainage paths from adjoining properties
  - ◆ progressive top soiling and re-vegetation immediately following completion of each stage of the works
  - ◆ the monitoring program for effects of the earthworks on and off site (including transportation of material),
  - ◆ the control of noise and other construction related effects
  - ◆ the discovery of an unrecorded archaeological site.

The consent holder shall comply with the requirements of the approved earthworks management plan. Any proposed amendments to the earthworks management plan shall be submitted to the Council for approval. If approved, then the amended earthworks management plan becomes the approved plan.

13. Where the existing land or vegetative cover is disturbed, suitable ground cover shall be established as soon as practicable following earthworks or within 5 days of completion whichever shall occur first. For this condition "suitable ground cover" means application of basecourse, topsoil, grassing or mulch, or another type of application to the satisfaction of the Council.
14. Adequate provision shall be made for the control of storm water run-off during the construction period to the satisfaction of the Subdivision Engineer. Silt retaining structures or ponding areas shall be constructed and maintained throughout the duration of the works to the satisfaction of the Subdivision Engineer.

**Note:** The Consent holder's attention is drawn to the Wellington Regional Council Publications "Erosion and Sediment Control Guidelines for the Wellington Region" and "Small earthworks – Erosion and sediment control for small sites". Applying the appropriate recommended treatments from these publications is a means of compliance with this condition.

15. The consent holder shall not remove soil support from adjacent lots.
16. All batters shall be self-supporting.
17. Earthworks shall comply with the requirements of the current issue of NZS 4431, unless otherwise specifically approved by the Council. At the completion of earthworks the consent holder shall provide a report and certificates in the form of Appendix A of NZS 4431 and Schedule 2A of NZS 4404 by a suitably qualified person.
18. The consent holder shall supply to Council a report by a suitably qualified person detailing site investigation work and findings together with recommendations for foundation design for all of the lots in accordance with Part 2 of the Council's Subdivision and Development Requirements, and the requirements and intent of the report entitled '*Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical*' dated August 2006.

If specifically designed foundations are required in accordance with the Building Act 2004, then the Council will issue a Consent Notice under Section 221 of the Resource Management Act recording that specifically designed foundations are required.

19. Should a waahi tapu or other cultural site be unearthed during earthworks the contractor and/or owner shall :-
  - (a) cease operations;
  - (b) inform local iwi (Te Ati Awa ki Whakarongotai);
  - (c) inform the NZ Historic Places Trust (NZHPT) and apply for an appropriate authority if required;
  - (d) Take appropriate action, after discussion with the NZHPT, Council and iwi to remedy damage and/or restore the site.

**Note:** In accordance with the Historic Places Act 1993, where an archaeological site is present (or uncovered), an authority from the NZ Historic Places Trust is required if the site is to be modified in any way.

#### Roads

20. All roads shall be sealed using asphaltic concrete paving, unless otherwise approved by the Roading Asset Manager.
21. The consent holder shall provide all signs and install all road markings for compliance with Land Transport Safety Authority/Transit New Zealand Manual of Traffic Signs and Markings, unless otherwise approved by the Council. The associated costs of legalising any no stopping lines, give way and compulsory stops that are required shall be met by the consent holder.
22. The consent holder shall submit a road safety audit report in accordance with the Land Transport Audit Policy and Procedures 1993 for the development when engineering drawings are submitted for approval. A post-construction road safety audit report shall be submitted for approval prior to the issue of the s224(c) certificate. Both reports shall be undertaken by a suitably qualified person and audit recommendations incorporated into the works, unless otherwise approved by the Subdivision Engineer.
23. The consent holder shall provide three names per new road to Council when engineering drawings are submitted for approval. Sign posts and/or name plates are

to be provided for each new road. This requirement shall be met by lodging a cash contribution with the Council of \$250 (GST inclusive) per required sign.

24. Lot 101 (shown as Road 1 on Plan 1062.42-23 Issue D) shall be appropriately shown on the e-survey dataset as Road to Vest and shall therefore transfer to Council free of any encumbrances.
25. With respect to the existing transmission line and electricity services supported by poles which traverse the site in the vicinity of Road 1 (the extension to Parata Street), either:
  - ◆ The electrical transmission infrastructure shall be relaid underground within the land to vest as legal road; or
  - ◆ The location of the road shall be modified so that the electrical transmission infrastructure is located on private land and not within legal road, with the exception of the minimum amount necessary to effect a transition from the existing alignment of Parata Street; or
  - ◆ The location of the transmission infrastructure shall be modified so that, with the exception of the minimum amount necessary to effect a transition from the existing alignment within Parata Street, no part of the overhead transmission infrastructure shall be located within the allotment shown on the approved plan as Road 1 (Lot 101).

#### Stormwater

26. The stormwater disposal design for stage 1 shall be submitted for approval with the engineering drawings. Because no increase in post development design flows for an event below  $Q_{10}$  is acceptable to Council, the consent holder shall engage Sinclair Knight Merz to update the report entitled '*Review of Pond Attenuation for Waikanae North Development*', dated 20 June 2011, to test an acceptable scenario.

The design shall be in accordance with the principles contained in Part 3 Section E of the Council's Subdivision and Development Principles and Requirements, and the requirements and intent of the report entitled '*Stormwater Management Plan, Waikanae North*' dated 17 May 2011, except where modified by the Sinclair Knight Merz updated report. The stormwater disposal design may be subject to peer review at the consent holder's expense.

Where the solution requires storm water to be conveyed through and either attenuated or disposed of on adjacent lots, appropriate easements shall be registered and must be subject to section 243 of the Resource Management Act 1991.

Note: The Stormwater Management Plan has been designed for a specific impervious surface covering and outlet configuration. If this or any of the design parameters change, the Stormwater Management Plan will need to be re-modelled by Sinclair Knight Merz or an approved alternative.

27. In the event that a stormwater disposal design is not approved by Council for lots 2 and 5 prior to the issue of the 224(c) certificate for stage 1, a consent notice will be issued at the time of issue of certification. The consent notice shall include reference to the following design criteria:
  - ◆ provide all roads and vehicle carriageways with a primary system designed to convey the  $Q_{10}$  rainfall event and with a secondary overflow system designed to convey the  $Q_{100}$  rainfall event;

- ◆ include appropriate control structures to ensure the stormwater discharging from lots 2 and 5 meet the parameters specified in the stormwater disposal design approved under condition 26;
- ◆ protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by Council's Stormwater Engineer; and
- ◆ be verified through hydraulic modeling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

The Consent Notice shall also include reference to the following:

- the owners' responsibility to construct a system to meet the above performance standard; and
- the owners' responsibility to maintain the system on an ongoing basis to meet the above performance standard as it applied at the time of approval.

28. A 'building exclusion zone (flooding)' that reflects the extent of flooding in the  $Q_{100}$  event (as indicated by hatched area on the plan prepared by SKM, dated 20/07/2011 and entitled '*Waikanae North Building Exclusion Zone*') shall be defined on the title sheet of the survey plan or e-survey dataset in such a way as to be able to be physically defined by normal survey methods, unless otherwise modified by the storm water disposal design and engineering report (conditions 26, 27) with the approval of Council's Stormwater Engineer. The areas so defined as the 'building exclusion zone (flooding)' shall be appropriately identified on the survey plan or e-survey dataset by numbers and/or letters for future reference.

The following are prohibited in the above 'building exclusion zone (flooding)' areas unless otherwise approved by Council's Stormwater Engineer:

- ◆ The construction of any buildings or other works other than decks supported on poles;
- ◆ The erection of any fences;
- ◆ Earthworks of any nature;
- ◆ Any other activity that may disturb any satisfactory operation of the storm water attenuation pond, secondary overflow paths and/or ponding areas which lie within the building exclusion zone (flooding) as defined on the e-survey dataset.

**Note:** A consent notice under section 221 of the Resource Management Act shall be registered on all affected titles recording the requirement to comply with this condition on an ongoing basis.

29. The consent holder shall produce flood hazard maps for stage 1 of the development showing the extent of  $Q_{100}$  inundation and cross sections showing recommended minimum build levels for each lot shall be submitted with the engineering drawings. All residential lots shall be at least 300mm above the modelled top  $Q_{100}$  water levels in the road. The flood hazards maps shall be presented in ESRI i.e. ShapeFile and NZTM map projection.

All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as defined above.

**Note:** A consent notice under section 221 of the Resource Management Act shall be registered on all titles recording the requirement to comply with this condition on an ongoing basis.

30. Detailed 'as-built' plans shall be provided of all earthworks, overflow paths, pond, swales and channel volumes to confirm they are constructed as designed. Confirmation of adequate sizing and structural soundness shall be supplied to Council's Stormwater Engineer by the design engineer.

Network Utilities:

31. The subdivision shall be reticulated for wastewater disposal. All lots shall be provided with individual service connections. Stage 1 shall be constructed in accordance with Landlink drawings 1062.45-301 (issue F), 1062.45-302 (issue D) and 1062.45-303 (issue D), dated March 2011.
32. The subdivision shall be reticulated with a public water supply. Fire-fighting requirements shall comply with the New Zealand Fire Service Fire-fighting Water Supplies Code of Practice SNL PAS 4509:2008.
33. The consent holder shall submit a concept plan showing the total development of Waikanae North and any immediate areas adjacent to the proposal with known development potential, and appropriate zoning, with the engineering drawings. Details that accompany the concept plan shall include population, consumption requirements for peak demand and fire flows within the various stages of the development and overall requirements.

Using the supplied information, the consent holder shall, at its cost, create a water model for the concept plan verifying the sizes of the mains and what, if any, mitigation measures would be required on the existing reticulation to meet the requirements of the proposed complete development. The cost of any upgrade to existing services shall be met by the consent holder.

If any of the design parameters change as the staged development proceeds, the Water Model may need to be recalibrated to reflect these changes.

**Note:** A consent notice under section 221 of the Resource Management Act 1991 shall be registered on any balance titles (e.g. Lots 107 and 108) recording the requirement to comply with this condition on an ongoing basis.

**Note:** The consent holder is advised that Kapiti Coast District Council has engaged MWH NZ Ltd to develop a model of the existing water reticulation for Waikanae. There are potential cost savings for the consent holder to engage MWH to develop the model for the purposes of the proposed modelling.

34. Underground power and telecommunication services, including the installation of street lighting standards and lamps, shall be provided to the approval of the Council's Subdivision Engineer. The street lighting layout shall comply with AS/NZS 1158. Transformer sites shall be specifically provided for by recession the front boundary of lots and including the area within road reserve.
35. The consent holder shall provide and install pipes for gas supply to service the subdivision to the approval of the Council's Subdivision Engineer.

Miscellaneous:

36. The consent holder shall submit for approval with the engineering plans a comprehensive Landscape Plan for the development covering the open space areas

(i.e. those located in Precinct 3), roads, as well as any areas associated with stormwater management (i.e. the northern drain, open channels, overflow paths and detention pond). Landscape work shall be completed in accordance with the approved Landscape Plan for those parts of the works constructed during the execution of stage 1.

37. In order to preserve the integrity of the intent of the Kapiti Coast District Plan Waikanae North Development Zone provisions as much as possible, the further development of all lots shall be in accordance with the connectivity concepts of the overall development as shown on the Regulatory Plan.

**Note:** A consent notice under section 221 of the Resource Management Act shall be registered on all titles recording the requirement to comply with this condition on an ongoing basis.

38. Easements are required over any rights of way and communal, private and public services where these pass through the lots of the subdivision. Easements associated with the waterways or open drains, attenuation or disposal areas shall provide enough room for a mechanical excavator and truck to gain unlimited and unrestricted vehicular access to undertake maintenance work. All such easements shall be subject to section 243 of the Resource Management Act 1991. The Council may require other easements. Easement documents shall be prepared by solicitors at the consent holder's expense.

For the avoidance of doubt, the stormwater easement shown on plan 1062.45-206, issue A, shall not be defined or identified on the e-survey dataset.

39. The consent holder shall provide Council with an itemised schedule of quantities and costs, for those services and assets which are to vest in Council.
40. The consent holder shall supply a copy of the title sheet(s) of the e-survey dataset and shall list and indicate how each condition has been met to the satisfaction of the Council.

**Advice Notes:**

- Under Section 125 of the Resource Management Act 1991, this resource consent will lapse in five years, unless it is given effect to within that time.
- Please note that any future development of the allotments which will be created by this proposal must be in compliance with the provisions of the Kapiti Coast District Plan Waikanae North Development Zone unless specific consent is granted through a Resource Consent for any proposal which is not in accordance with the Rules and Standards applicable to the relevant Precinct within that zone.
- It is the consent holder's responsibility to comply with any conditions imposed on this resource consent prior to and during (as applicable) exercising this resource consent.
- Please note that a resource consent is not a consent to build. A building consent must be issued prior to any building work being undertaken.
- As no additional allotments will be created by this proposal, no Reserves Contribution is payable. For the avoidance of doubt, the underlying landholding contained 8 allotments, for which a credit of 6 allotments will remain against future developments, if Lots 107 and 108 are subsumed into one balance allotment. If, however Lot 107 is created as a stand alone allotment, the remaining credit for future development will be 5 allotments.

- All costs arising from any of the above conditions shall be borne by the consent holder.
- The consent holder should not encroach onto adjacent land owned by others without having first obtained their written consent.
- Contravention of the Land Drainage Act is not permitted and natural drainage patterns are to be preserved.
- The allocation of street addresses is the responsibility of local authorities under section 319B of the Local Government Act 1974. In order to achieve clear and unambiguous street addresses, street numbers may be changed for a section of or for the entire street rather than just for a single property in accordance with Council's Street Numbering and Naming Policy. This is to ensure that numbering maintains a logical sequence to assist the delivery of mail and the response of emergency services.
- Development Contributions will be required pursuant to section 198 of the Local Government Act 2002 and the 2010/2011 Council's Development Contributions Policy in any further development of the allotments. The contributions will be calculated and levied in accordance with the fees that apply at the time resource or building consent (as applicable) is granted.

## **DECISION 2 (Stage 2).**

Acting under authority delegated from the Council and pursuant to Sections 104 and 104B of the Resource Management Act 1991 consent is hereby granted for the **subdivision of the Waikanae North Development Zone (WNDZ) into up to 15 lots (development blocks) with ancillary earthworks at 19 Parata Street & 53 State Highway No.1, Waikanae (Lot 2 DP31774, Pt Lot 1 DP4829, Lot 12 DP17551, Lot 11 DP17551, Lot 10 DP17551, Lot 9 DP17551, Lot 2 DP76132, & Pt Nagara West A79)** subject to the following conditions which were imposed under Sections 108 & 220 of the Resource Management Act 1991.

### **Conditions:**

#### Form of Subdivision

41. The e-survey dataset shall be in general conformity with Landlink Plan number 1062.42-24 Issue D except where modified by any of the following conditions of consent.
42. Lot 107 may be subsumed into any of Lots 6, 9 or 10 or any combination thereof and shown on the e-survey dataset as one allotment as the Kapiti Coast District Council does not require Lot 107 in its current form to be vested as Recreation Reserve. Council does, however wish to negotiate an alternative allotment, in the vicinity of the Lot 107 / Lot 9 frontage with Lot 103 (Road 3).

**Note:** In this regard, further negotiation with the Asset Manager, Leisure and Recreation is strongly recommended. Council will favourably consider a change to condition 42, which could provide for an amended configuration of Lots 6, 9, 10 and 107 if such negotiations are successful.

#### Fees, levies and contributions

43. The consent holder shall pay Council Engineering Monitoring Fees of \$539.00, plus \$324 per lot, (total \$3131.00 GST inclusive) for work that may be required for plan

approvals, site inspections and consent compliance monitoring prior to the Section 224(c) certification of the subdivision.

Extra fees may apply in accordance with the Engineering Fees Schedule adopted by Council from 1 July 2008.

**Note:** The current charge out rate is \$108.00 (GST inclusive) per hour.

**Note:** The above monitoring fee does not include payment for Lots 2 and 5 as these relate to Stage 1 of the development and it is assumed that payment will already have been received in this regard.

44. A Reserves Contribution of \$12,937.50 inclusive of 15% GST is exigible for each allotment created in excess of the number of credits accruing from Stage 1 (refer condition 42 above) and must be paid prior to the issue of certification pursuant to section 224(c) of the Resource Management Act 1991.

#### General requirements and procedures

45. The consent holder shall comply with the requirements of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2005, unless alternatives are proposed by the consent holder and approved by the Council.
46. The consent holder shall submit to Council for approval copies of the plans and specifications for the engineering development in accordance with Paragraph 1 of Schedule 1 contained in Part 4 of the Council's Subdivision and Development requirements. All open channels shall be designed to mimic a stream's natural geomorphology to improve the structure and functionality of the local ecosystem. No work shall commence until the plans and specifications have been approved by the Council in writing.

**Note:** Engineering drawings shall contain sufficient detail to clearly illustrate the proposal to enable assessment of compliance with the Council's Subdivision and Development Principles and Requirements and to enable accurate construction.

47. The Developer's Representative shall notify the Subdivision Engineer of each stage of the work. A minimum of 24 hours notice is required, excluding weekends and public holidays. The stages for which notification of works is required are as follows:
  - ◆ Commencement of works or recommencement after a substantial lapse
  - ◆ Prepared earthworks and subsoil drainage prior to filling
  - ◆ Drainage and water reticulation prior to backfilling
  - ◆ Water and drainage reticulation during pressure testing
  - ◆ Completed earthworks and prepared subgrade (roading and footpaths)
  - ◆ Finished basecourse before the commencement of road sealing
  - ◆ Road sealing – waterproof and final seal coat
  - ◆ Roads during Benkelman Beam testing
  - ◆ Soiling and sowing of berms
  - ◆ Final inspection

All work required to be tested by or in the presence of the Subdivision Engineer (or their authorised representative) shall have been pre-tested by the Developer's Representative and proved to be satisfactory before any notification is made.

48. The consent holder shall advise the names of the Developer's or Owner's Representative or Representatives appointed in terms of Clause B(ii) of Part 3 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2005 prior to the commencement of work, but no later than one month from the date of issue of this consent.
49. The consent holder shall advise the names and their professional qualifications and experience of Suitably Qualified Persons required in terms of Clause B(ii) of Part 3 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2005. If the Council considers any of the nominated persons are not acceptable then the consent holder shall nominate alternative persons, or the Council may require the consent holder to employ a specified Suitably Qualified Person or Persons at the consent holders cost. Suitably Qualified Persons are required for, but not necessarily limited to, the following areas:
  - ◆ Geotechnical Engineering
  - ◆ Foundation recommendations
  - ◆ Stormwater and flood issues
  - ◆ Traffic engineering
  - ◆ Civil engineering with respect to infrastructure provision
50. The consent holder shall provide a copy signed by the consent holder's contractor of the Contractor Health and Safety Obligation Form as set out in Appendix 2 of Section 6 of the Council's Health and Safety Manual for those situations where connections are to be made to Council owned existing services or roads.
51. A bench mark, level reference point, with respect to Mean Sea Level, (Wellington) shall be provided within close vicinity of the subdivision to the approval of the Council.

#### Land stability, foundations and earthworks

52. The consent holder shall submit to Council for approval an Earthworks Management Plan (EMP) in accordance with Paragraph 3 of Schedule 2 contained in Part 4 of the Council's Subdivision and Development Requirements. The EMP shall address all potential adverse effects of the proposed earthworks including, but not limited to, the following
  - ◆ windblown sand,
  - ◆ sediment control and storm water run-off,
  - ◆ maintenance of local drainage paths from adjoining properties
  - ◆ progressive top soiling and re-vegetation immediately following completion of each stage of the works
  - ◆ the monitoring program for effects of the earthworks on and off site (including transportation of material),
  - ◆ the control of noise and other construction related effects
  - ◆ the discovery of an unrecorded archaeological site.

The consent holder shall comply with the requirements of the approved earthworks management plan. Any proposed amendments to the earthworks management plan shall be submitted to the Council for approval. If approved, then the amended earthworks management plan becomes the approved plan.

For the avoidance of doubt the components of the earthworks management plan submitted in association with stage 1 that related to stage 2 and 3 have not been approved.

53. Where the existing land or vegetative cover is disturbed, suitable ground cover shall be established as soon as practicable following earthworks or within 5 days of completion whichever shall occur first. For this condition "suitable ground cover" means application of basecourse, topsoil, grassing or mulch, or another type of application to the satisfaction of the Council.
54. Adequate provision shall be made for the control of storm water run-off during the construction period to the satisfaction of the Subdivision Engineer. Silt retaining structures or ponding areas shall be constructed and maintained throughout the duration of the works to the satisfaction of the Subdivision Engineer.  
**Note:** The Consent holder's attention is drawn to the Wellington Regional Council Publications "Erosion and Sediment Control Guidelines for the Wellington Region" and "Small earthworks – Erosion and sediment control for small sites". Applying the appropriate recommended treatments from these publications is a means of compliance with this condition.
55. The consent holder shall not remove soil support from adjacent lots.
56. All batters shall be self-supporting.
57. Earthworks shall comply with the requirements of the current issue of NZS 4431, unless otherwise specifically approved by the Council. At the completion of earthworks the consent holder shall provide a report and certificates in the form of Appendix A of NZS 4431 and Schedule 2A of NZS 4404 by a suitably qualified person.
58. The consent holder shall supply to Council a report by a suitably qualified person detailing site investigation work and findings together with recommendations for foundation design for all of the lots in accordance with Part 2 of the Council's Subdivision and Development Requirements, and the requirements and intent of the report entitled '*Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical*' dated August 2006.

If specifically designed foundations are required in accordance with the Building Act 2004, then the Council will issue a Consent Notice under Section 221 of the Resource Management Act recording that specifically designed foundations are required.

59. Should a waahi tapu or other cultural site be unearthed during earthworks the contractor and/or owner shall :-
  - (e) cease operations;
  - (f) inform local iwi (Te Ati Awa ki Whakarongotai);
  - (g) inform the NZ Historic Places Trust (NZHPT) and apply for an appropriate authority if required;
  - (h) Take appropriate action, after discussion with the NZHPT, Council and iwi to remedy damage and/or restore the site.

**Note:** In accordance with the Historic Places Act 1993, where an archaeological site is present (or uncovered), an authority from the NZ Historic Places Trust is required if the site is to be modified in any way.

#### Roads

60. All roads shall be sealed using asphaltic concrete paving, unless otherwise approved by the Roading Asset Manager.

61. The consent holder shall provide all signs and install all road markings for compliance with Land Transport Safety Authority/Transit New Zealand Manual of Traffic Signs and Markings, unless otherwise approved by the Council. The associated costs of legalising any no stopping lines, give way and compulsory stops that are required shall be met by the consent holder.
62. The consent holder shall submit a road safety audit report in accordance with the Land Transport Audit Policy and Procedures 1993 for the development when engineering drawings are submitted for approval. A post-construction road safety audit report shall be submitted for approval prior to the issue of the s224(c) certificate. Both reports shall be undertaken by a suitably qualified person and audit recommendations incorporated into the works, unless otherwise approved by the Subdivision Engineer.
63. The consent holder shall provide three names per new road to Council when engineering drawings are submitted for approval. Sign posts and/or name plates are to be provided for each new road. This requirement shall be met by lodging a cash contribution with the Council of \$250 (GST inclusive) per required sign.
64. Lots 103, 104, 105 and 106 (shown as Roads 3, 4, 5 and 6 on Plan 1062.42-24 Issue D) shall be appropriately shown on the e-survey dataset as Road to Vest and shall therefore transfer to Council free of any encumbrances.

#### Stormwater

65. A storm water disposal design and engineering report shall be submitted with the engineering drawings for each part of the development after stage 1, either subdivision or other development, in accordance with the principles contained in Part 3 Section E of the Council's Subdivision and Development Principles and Requirements, and the requirements and intent of the report entitled '*Walkanae North Limited, Assessment of Stormwater Effects*' (issue D) dated 18 September 2006, for approval.

The design shall:

- ◆ provide all roads and vehicle carriageways with a primary system designed to convey the  $Q_{10}$  rainfall event and with a secondary overflow system designed to convey the  $Q_{100}$  rainfall event;
- ◆ include appropriate control structures to ensure the pre-development hydrological regime is replicated for the  $Q_2$ ,  $Q_5$ ,  $Q_{10}$ , and  $Q_{100}$  rainfall event, where the maximum rate of discharge and peak flood levels post development are no greater than pre-development;
- ◆ protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by Council's Stormwater Engineer;
- ◆ produce flood hazard maps for the development showing the extent of  $Q_{100}$  inundation and cross sections showing recommended build levels for each lot. All residential lots shall be at least 300mm above the modelled top  $Q_{100}$  water levels of the road; and
- ◆ be verified by hydraulic modeling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

The report shall include detail regarding the staging of the development to ensure that the storm water solutions proposed for each block remains viable as the development proceeds. Where the solution requires storm water to be conveyed through and either attenuated or disposed of on adjacent lots, easements will be required. Each stage, subdivision or development shall be verified by hydraulic modeling.

All aspects of the construction of the development shall be in accordance with the agreed storm water disposal and management design and any systems so installed shall be maintained in such a way as to ensure that they operate to the approved design criteria.

**Note:** A consent notice under section 221 of the Resource Management Act shall be registered on all titles recording the requirement to comply with this condition on an ongoing basis.

66. A 'building exclusion zone (flooding)' that reflects the extent of flooding in the Q<sub>100</sub> event (as indicated by hatched area on the plan prepared by SKM, dated 20/07/2011 and entitled 'Waikanae North Building Exclusion Zone') shall be defined on the title sheet of the survey plan or e-survey dataset in such a way as to be able to be physically defined by normal survey methods, unless otherwise modified during stage 1 or by the storm water disposal design and engineering report (condition 65) with the approval of Council's Stormwater Engineer. The areas so defined as the 'building exclusion zone (flooding)' shall be appropriately identified on the survey plan or e-survey dataset by numbers and/or letters for future reference.

The following are prohibited in the above 'building exclusion zone (flooding)' areas unless otherwise approved by Council's Stormwater Engineer:

- ◆ The construction of any buildings or other works other than decks supported on poles;
- ◆ The erection of any fences;
- ◆ Earthworks of any nature;
- ◆ Any other activity that may disturb any satisfactory operation of the storm water attenuation pond, secondary overflow paths and/or ponding areas which lie within the building exclusion zone (flooding) as defined on the e-survey dataset.

**Note:** A consent notice under section 221 of the Resource Management Act shall be registered on all titles recording the requirement to comply with this condition on an ongoing basis, however if this restriction on the use of the land was registered as part of the completion of Stage 1 of the development, no further Consent Notice need be issued or registered.

67. Detailed 'as-built' plans shall be provided of all earthworks, overflow paths, pond, swales and channel volumes to confirm they are constructed as designed. Confirmation of adequate sizing and structural soundness shall be supplied to Council's Stormwater Engineer by the design engineer.

#### Network Utilities:

68. The subdivision shall be reticulated for wastewater disposal. All lots shall be provided with individual service connections to the satisfaction of the Subdivisions Engineer.

69. The subdivision shall be reticulated with a public water supply. Fire-fighting requirements shall comply with the New Zealand Fire Service Fire-fighting Water Supplies Code of Practice SNL PAS 4509:2008.

70. The consent holder shall submit a concept plan showing the total development of Waikanae North and any immediate areas adjacent to the proposal with known development potential, and appropriate zoning, with the engineering drawings. Details that accompany the concept plan shall include population, consumption requirements

for peak demand and fire flows within the various stages of the development and overall requirements.

Using the supplied information, the consent holder shall, at its cost, create a water model for the concept plan verifying the sizes of the mains and what, if any, mitigation measures would be required on the existing reticulation to meet the requirements of the proposed complete development. The cost of any upgrade to existing services shall be met by the consent holder.

If any of the design parameters change as the staged development proceeds, the Water Model may need to be recalibrated to reflect these changes.

**Note:** A consent notice under section 221 of the Resource Management Act 1991 shall be registered on all titles recording the requirement to comply with this condition on an ongoing basis, however if this restriction on the use of the land was registered as part of the completion of Stage 1 of the development, no further Consent Notice need be issued or registered.

**Note:** The consent holder is advised that Kapiti Coast District Council has engaged MWH NZ Ltd to develop a model of the existing water reticulation for Waikanae. There are potential cost savings for the consent holder to engage MWH to develop the model for the purposes of the proposed modelling.

71. Underground power and telecommunication services, including the installation of street lighting standards and lamps, shall be provided to the approval of the Council's Subdivision Engineer. The street lighting layout shall comply with AS/NZS 1158. Transformer sites shall be specifically provided for by recession the front boundary of lots and including the area within road reserve.
72. The consent holder shall provide and install pipes for gas supply to service the subdivision to the approval of the Council's Subdivision Engineer.

Miscellaneous:

73. The consent holder shall submit for approval with the engineering plans a comprehensive Landscape Plan for the development covering the open space areas, road, as well as any areas associated with stormwater management (i.e. the northern drain, open channels, overflow paths and detention pond). Landscape work shall be completed in accordance with the approved Landscape Plan.
74. In order to preserve the integrity of the intent of the Kapiti Coast District Plan Waikanae North Development Zone provisions as much as possible, the further development of all lots shall be in accordance with the connectivity concepts of the overall development as shown on the Regulatory Plan.

**Note:** A consent notice under section 221 of the Resource Management Act shall be registered on all titles recording the requirement to comply with this condition on an ongoing basis, however if this restriction on the use of the land was registered as part of the completion of Stage 1 of the development, no further Consent Notice need be issued or registered.

75. Easements are required over any rights of way and communal, private and public services where these pass through the lots of the subdivision. Easements associated with the waterways or open drains, attenuation or disposal areas shall provide enough

room for a mechanical excavator and truck to gain unlimited and unrestricted vehicular access to undertake maintenance work. All such easements shall be subject to section 243 of the Resource Management Act 1991. The Council may require other easements. Easement documents shall be prepared by solicitors at the consent holder's expense.

For the avoidance of doubt, the stormwater easement shown on plan 1062.45-206, Issue A, shall not be defined or identified on the e-survey dataset.

76. Fencing shall be erected around the perimeter of the three areas within the site identified in the Kapiti Coast District Plan as Ecological Site(s) K133 to prevent the accidental access of the sites by heavy machinery or the storage of or stockpiling of materials within the identified ecological sites.

**Note:** Temporary fencing is acceptable for this purpose, but it is strongly recommended that in the longer term that stock proof fencing be installed to assist with the protection of the Ecological sites.

77. The consent holder shall provide Council with an itemised schedule of quantities and costs, for those services and assets which are to vest in Council.
78. The consent holder shall supply a copy of the Title Plan and shall list and indicate how each condition has been met to the satisfaction of the Council.

#### **Advice Notes:**

- Under Section 125 of the Resource Management Act 1991, this resource consent will lapse in five years, unless it is given effect to within that time.
- Please note that any future development of the allotments which will be created by this proposal must be in compliance with the provisions of the Kapiti Coast District Plan Waikanae North Development Zone unless specific consent is granted through a Resource Consent for any proposal which is not in accordance with the Rules and Standards applicable to the relevant Precinct within that zone.
- It is the consent holder's responsibility to comply with any conditions imposed on this resource consent prior to and during (as applicable) exercising this resource consent.
- Please note that a resource consent is not a consent to build. A building consent must be issued prior to any building work being undertaken.
- The Reserves Contribution which is payable for this stage of the development makes due recognition of the credit available from the title composition of the underlying landholding. For the avoidance of doubt, the underlying landholding contained 8 allotments, for which a credit of either 5 or 6 allotments was appropriate dependent on the configuration of stage 1 of the development.
- Development Contributions will be required pursuant to section 198 of the Local Government Act 2002 and the 2010/2011 Council's Development Contributions Policy when creating new allotments. The contributions will be calculated and levied for each additional allotment(s) created by this resource consent in accordance with the fees that apply at the time consent is granted. The per allotment fees are listed below and will apply to each allotment created in excess of the credit accruing from the 8 original allotments which together formed the development site:

Water supply	\$2,784.15
Sewage	\$1,237.40
Community Facilities	\$4,693.15
Roads – CWB	\$1,909.00
Flood Mitigation Works	\$794.65
<b>Total per additional allotment</b>	<b>\$11,418.35</b>

The contributions must be paid prior to the issue of any certificate pursuant to Section 224(c) of the Resource Management Act 1991 (please refer also to Section 208 of the Local Government Act 2002).

- Development Contributions will be required pursuant to section 198 of the Local Government Act 2002 and the 2010/2011 Council's Development Contributions Policy in any further development of the allotments. The contributions will be calculated and levied in accordance with the fees that apply at the time resource or building consent (as applicable) is granted.
- Reserves Contributions will be required under the provisions of Part E of the Kapiti Coast District Plan in any further development of the allotments and will be calculated and levied in accordance with the fees applicable at the time resource or building consent (as applicable) is granted.
- All costs arising from any of the above conditions shall be borne by the consent holder.
- The consent holder should not encroach onto adjacent land owned by others without having first obtained their written consent.
- Contravention of the Land Drainage Act is not permitted and natural drainage patterns are to be preserved.
- The allocation of street addresses is the responsibility of local authorities under section 319B of the Local Government Act 1974. In order to achieve clear and unambiguous street addresses, street numbers may be changed for a section of or for the entire street rather than just for a single property in accordance with Council's Street Numbering and Naming Policy. This is to ensure that numbering maintains a logical sequence to assist the delivery of mail and the response of emergency services.

#### **Reasons for Decisions:**

In accordance with Sections 104 and 104B of the Resource Management Act 1991, the actual and potential effects associated with the proposed activity have been assessed and are outlined above. I consider that the adverse effects of the proposed activity on the environment will be minor and that the proposed activity is not contrary to the Objectives and Policies of the Kapiti Coast District Plan.



Wayne Gair

Senior Resource Consents Planner

20 July, 2011.

Note: Condition 25 corrected 29 July, 2011.

22nd May 2015

Waikanae North Limited  
C/- Landlink Limited  
PO Box 370  
Waikanae 5250

Attention: Ben Addington

Dear Waikanae North Limited

**RM100229A: VARIATION TO CONSENT NOTICE 9099897.6,  
PARATA STREET AND 53 STATE HIGHWAY ONE, WAIKANAE**

We are pleased to enclose the Notice of Decision with respect to the above application.

As you will see from the Decision there is one condition that needs to be complied with and it is noted that your application proffered this condition as a means of managing the effects related to the conditions with ongoing effect contained in Consent Notice 9099897.6.

If you do not agree with the provisions of your consent you may object and have the matter considered by Hearing Commissioners. This is done by lodging an objection in accordance with Section 357A of the Resource Management Act 1991. Please note that, if you do wish to object, you must advise the Resource Consents Manager within 15 working days from the date of receiving this consent.

If you have any concerns regarding the conditions prior to lodging an objection please contact me to discuss on (04) 2964 782 as it may be possible to make minor amendments or corrections outside of the objection process.

There is no deposit for an objection. However, a fee of \$140 per hour (including GST) is required if Council's Development Engineer is involved. Time and costs will also be charged unless waived by the Hearing Commissioners and if an objection is upheld there will be no charges; if upheld in part then a proportion of costs will be charged.

In order to facilitate the registration of the variation to Consent Notice 9099897.6 I have attached the Variation to Consent Notice document in a form ready for lodgement with Land Information New Zealand.

The Resource Consents Team is continually working to improve the service we provide and as a result we would appreciate your comments via the following website link to Survey Monkey: <https://www.surveymonkey.com/s/kcdcconsents>

Thank you for dealing with the Kāpiti Coast District Council.



Wayne Gair  
Principal Resource Consents Planner

# VARIATION TO CONSENT NOTICE UNDER PART VI OF THE RESOURCE MANAGEMENT ACT 1991 CONSENT NO: RM100229A

<b>APPLICANT:</b>	Waikanae North Limited
<b>LOCATION OF ACTIVITY:</b>	Parata Street and 53 State Highway 1, Waikanae
<b>DESCRIPTION OF ACTIVITY:</b>	Change of conditions of Consent Notice 9099897.6

## DECISION (issued 22 May, 2015):

That officers, acting under delegated authority hereby conditionally agree pursuant to section 221(3) of the Resource Management Act 1991 to vary conditions 1, 3, 4 and 5 of Consent Notice 9099897.6, which was registered in relation to Lots 2, 3, 5, 107 and 108 DP 454080 so that the Consent Notice will be amended to read as set out at schedule 1 below, subject to the following condition, which was imposed pursuant to section 108 of the Resource Management Act 1991:

1. Consent Notice 9099897.6 shall not be varied, as approved, until after or in conjunction with the deposit of a survey plan implementing decision 2 of RM100229 (for example LT 478686) to ensure that a building exclusion zone (flooding) is continuously registered on the relevant computer freehold registers.

## Schedule 1 (Note – condition 2 below remains unchanged):

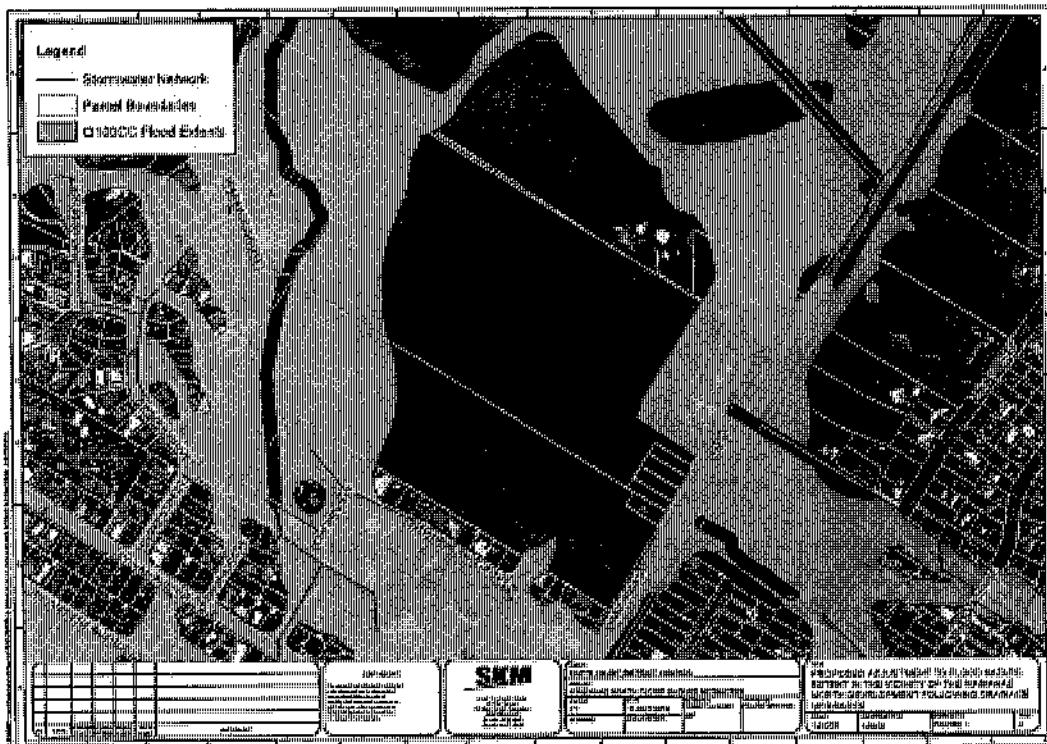
1. With respect to Lots 2, 3, 5 and 107: Foundation design and construction for any new building or additions and alterations to a building shall take into account:
  - the findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "Statement of Professional Opinion as to Suitability of Land for Building Construction" together with associated documents which were submitted to Council in relation to application No. RM100229; and
  - the requirements and intent of the report entitled "Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical" dated August 2006.Copies of the above documents are available in the Kapiti Coast District Council Office at any time the office is open to the public.

2. With respect to Lots 3 and 5: Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to meet the following design criteria to the satisfaction of the Kapiti Coast District Council:
  - provide all roads and vehicle carriageways with a primary system designed to convey the  $Q_{10}$  rainfall event and with a secondary overflow system designed to convey the  $Q_{100}$  rainfall event;
  - include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal design approved under condition 26;

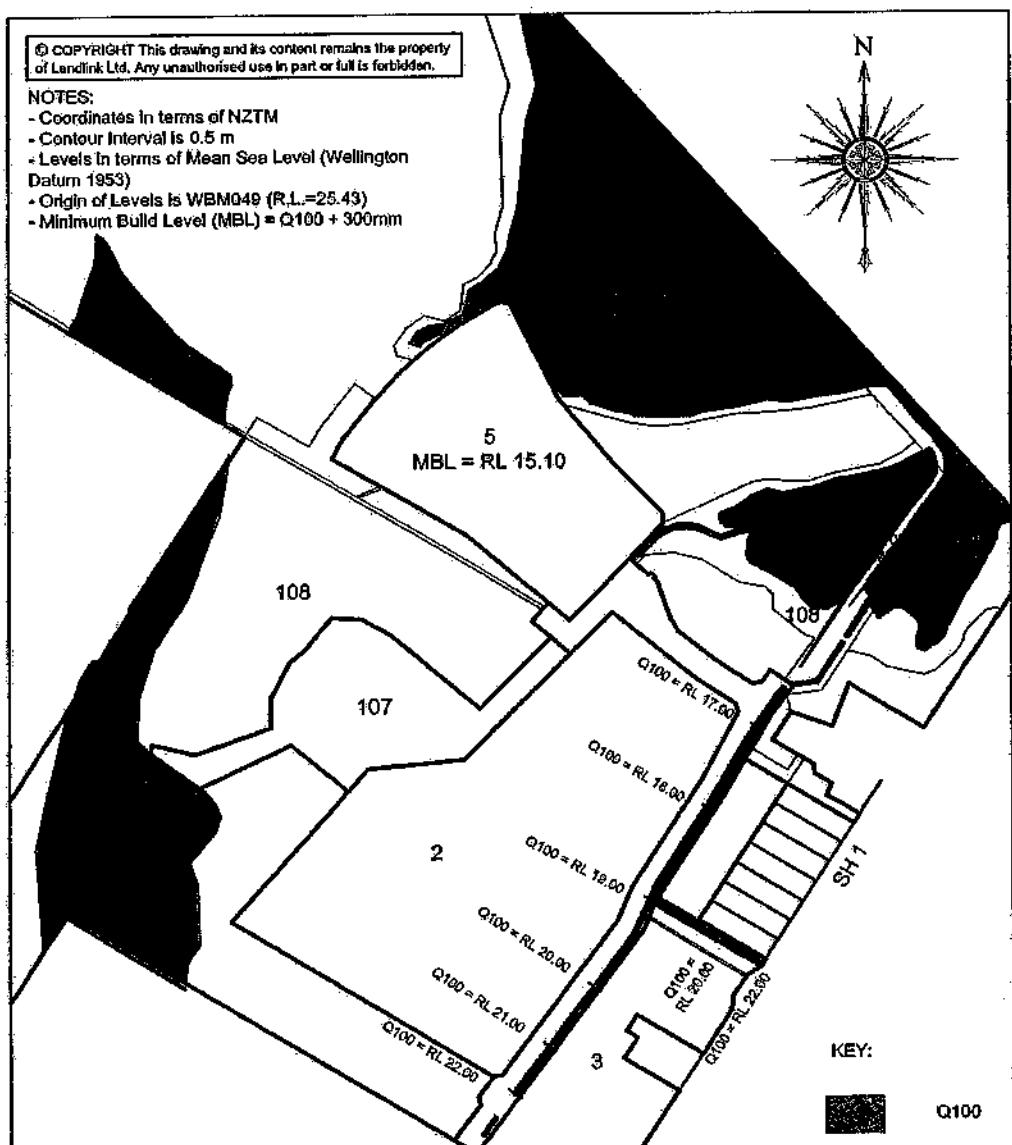
- protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kapiti Coast District Council Stormwater Engineer; and
- be verified through hydraulic modeling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

*It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.*

3. **With respect to Lot 107:** The area identified on DP 454080 as area I is hereby defined as a "Building Exclusion Zone (Flooding)" and the following activities are prohibited within this zone unless otherwise approved by the Kapiti Coast District Council Stormwater Engineer:
  - The construction of buildings or other works other than decks supported on poles;
  - The erection of any fences;
  - Earthworks of any nature;
  - Any other activity that may disturb any satisfactory operation of the storm water attenuation pond, secondary overflow paths and/or ponding areas which lie within the building exclusion zone (flooding) as defined above.
4. **With respect to Lots 3 and 107:** Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level ( $Q_{100}$ ) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended building levels can be obtained by consultation with the Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent notice, related to the flood risk as shown on the Waikanae North Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Waikanae North Development following Drainage Upgrades", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled Q<sub>100</sub> levels are, at the date of issue of this consent notice, as recorded on Landlink Flood Hazard Plan number 1062.48-2 Issue A, a copy of which is replicated below for purposes of identification:



FLOOD HAZARD PLAN  
RM100229 WAIKANAE NORTH LIMITED, PARATA STREET



**Landlink**  
positive planning + durable design

Mehara House - 3 Ngalo Road - P.O.Box 370 - Waikanae 5250  
www.landlink.co.nz ~ contactus@landlink.co.nz ~ P 04 902 6161 ~ F 04 902 6162

REVISION		A - Original Issue	
SURVEYED	PA	DATE	MAY 2012
DESIGNED		Scale (A4) 1:4000	
DRAWN	PA	Original Plan A	
CHECKED	PT	DRAWING NO.	ISSUE
APPROVED		1062.48-2	A

Note: The above plans are held on Kapiti Coast District Council file RM100229 and are available from Council's office at any time the office is open to the public.

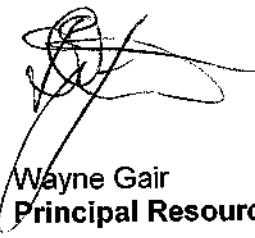
5. With respect to Lots 3 and 107: A water supply model for the concept plan of the Waikanae North Development has been prepared by MWH New Zealand Limited and a report prepared which was entitled "Waikanae North Water Modelling – Final Report" dated 30 May, 2012. This report verifies that mitigation measures are required on the existing reticulation to meet the requirements of the proposed complete development. The model concludes that an upgrade is required as a result of the demand imposed by the development, but that before the upgrade is required, the proposed retirement village, school and up to 318 residential units (or any development form of the same demand) can be developed within the Waikanae North Development Zone water catchment. The demand has been assessed as being able to be met up to this limit before an upgrade to the Hemi Street water main is required.

*Where the model clearly indicates that the upgrade is required as a direct result of the demand imposed by the development in excess of the above limit, the cost of any upgrade to existing services shall be met by the consent holder for the development which creates that demand.*

*If any of the design parameters change as the staged development proceeds, the Water Model may need to be recalibrated to reflect these changes.*

#### **Reasons for Decision:**

In accordance with Sections 104 and 104B of the Resource Management Act 1991 the actual and potential effects associated with the proposed activity have been assessed and are outlined in the report. It is considered that the adverse effects of the proposed activity on the environment will be less than minor and that the proposed activity is not contrary to the relevant Objectives, Policies and Assessment Criteria of the Kapiti Coast Operative and Proposed District Plans.



Wayne Gair  
Principal Resource Consents Planner

22 May, 2015

**VARIATION TO CONSENT NOTICE  
PURSUANT TO SECTION 221(3)  
OF THE RESOURCE MANAGEMENT ACT 1991**

**IN THE MATTER OF DP 454080**

**For Lot 108 DP 471200;**

**CFR 657178**

**At Parata Street and 53 State Highway One, Waikanae**

**For Waikanae North Limited**

To: the Regional Regulatory Titles Officer at Wellington

Please be advised that pursuant to Section 221(3) of the Resource Management Act 1991 the Kāpiti Coast District Council hereby gives notice that, in relation to Lot 108 DP 471200 only, it has consented to a variation of consent notice conditions 1, 3, 4 and 5 from the consent notice dated 9<sup>th</sup> August 2012 for DP454080 and registered as document number 9099897.6 so that any reference to Lot 108 of DP 454080 is deleted from the relevant conditions.

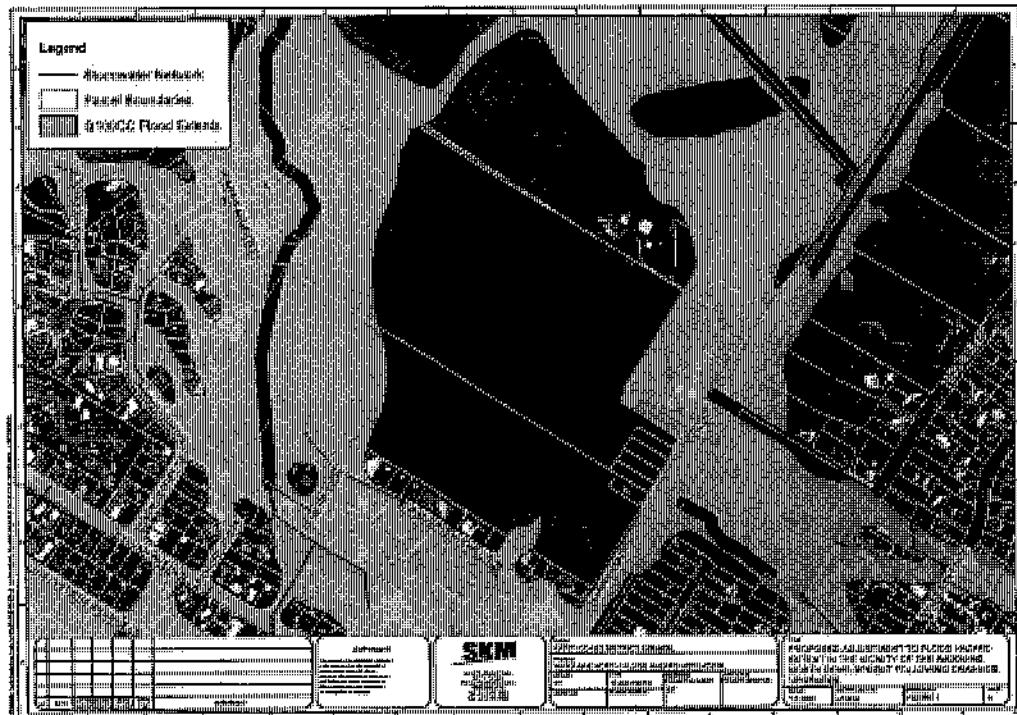
For the avoidance of doubt, the entire array of conditions from Consent Notice 9099897.6 incorporating the varied conditions is replicated below

1. **With respect to Lots 2, 3, 5 and 107: Foundation design and construction for any new building or additions and alterations to a building shall take into account:**
  - the findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "Statement of Professional Opinion as to Suitability of Land for Building Construction" together with associated documents which were submitted to Council in relation to application No. RM100229; and
  - the requirements and intent of the report entitled "Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical" dated August 2006.

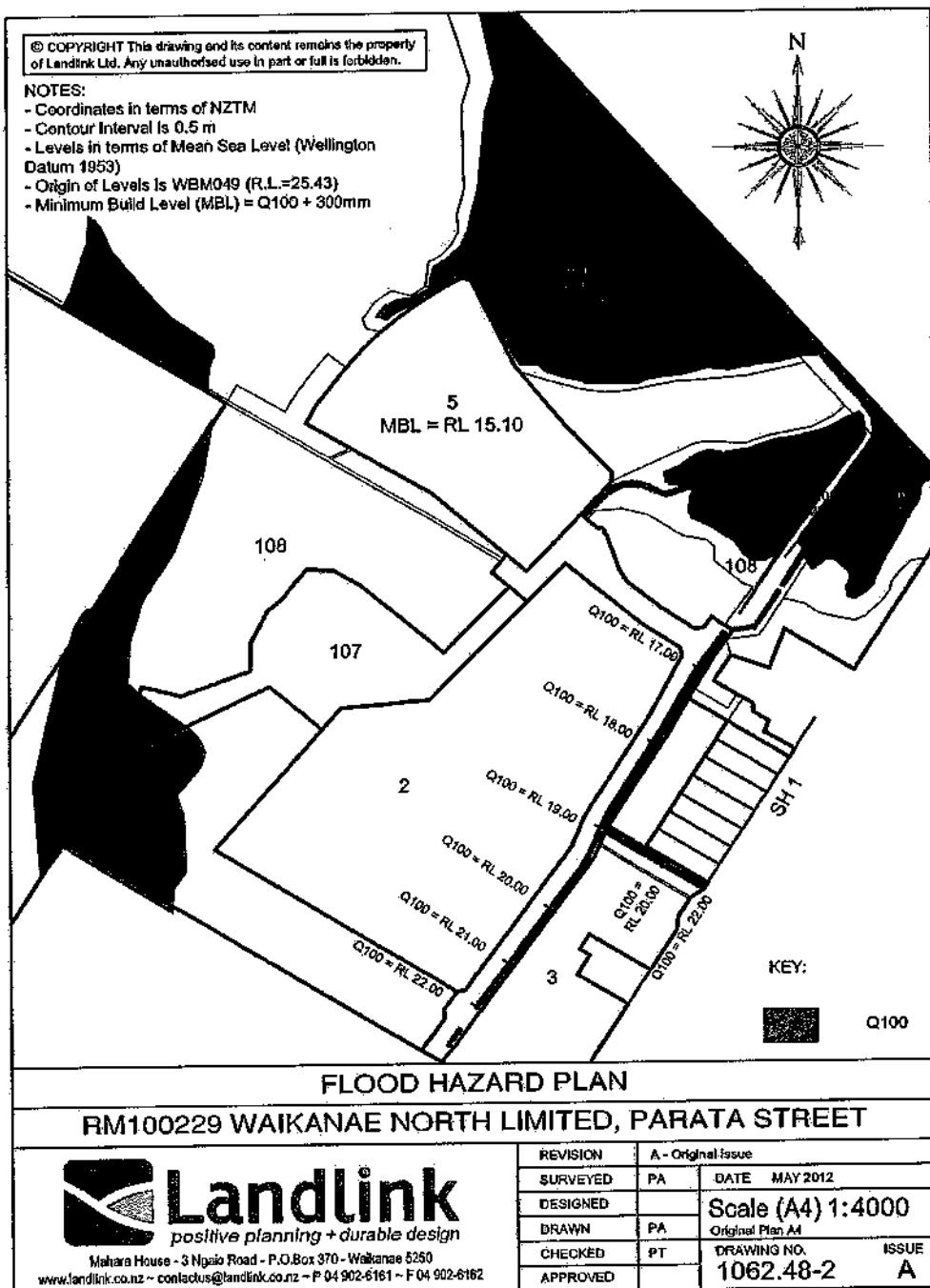
*Copies of the above documents are available in the Kāpiti Coast District Council Office at any time the office is open to the public.*
2. **With respect to Lots 3 and 5: Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to meet the following design criteria to the satisfaction of the Kāpiti Coast District Council:**
  - provide all roads and vehicle carriageways with a primary system designed to convey the Q<sub>10</sub> rainfall event and with a secondary overflow system designed to convey the Q<sub>100</sub> rainfall event;
  - include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal design approved under condition 26;
  - protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kāpiti Coast District Council Stormwater Engineer; and
  - be verified through hydraulic modeling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

**It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.**

3. **With respect to Lot 107:** The area identified on DP 454080 as area I is hereby defined as a "Building Exclusion Zone (Flooding)" and the following activities are prohibited within this zone unless otherwise approved by the Kapiti Coast District Council Stormwater Engineer:
  - The construction of buildings or other works other than decks supported on poles;
  - The erection of any fences;
  - Earthworks of any nature;
  - Any other activity that may disturb any satisfactory operation of the storm water attenuation pond, secondary overflow paths and/or ponding areas which lie within the building exclusion zone (flooding) as defined above.
4. **With respect to Lots 3 and 107:** Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level ( $Q_{100}$ ) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended building levels can be obtained by consultation with the Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent notice, related to the flood risk as shown on the Waikanae North Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Waikanae North Development following Drainage Upgrades", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled  $Q_{100}$  levels are, at the date of issue of this consent notice, as recorded on Landlink Flood Hazard Plan number 1062.48-2 Issue A, a copy of which is replicated below for purposes of identification:



Note: The above plans are held on Kapiti Coast District Council file RM100229 and are available from Council's office at any time the office is open to the public.

5. **With respect to Lots 3 and 107:** A water supply model for the concept plan of the Waikanae North Development has been prepared by MWH New Zealand Limited and a report prepared which was entitled "Waikanae North Water Modelling – Final Report" dated 30 May, 2012. This report verifies that mitigation measures are required on the existing reticulation to meet the requirements of the proposed complete development. The model concludes that an upgrade is required as a result of the demand imposed by the development, but that before the upgrade is required, the proposed retirement village, school and up to 318 residential units (or any development form of the same demand) can be developed within the Waikanae North Development Zone water catchment. The demand has been assessed as being able to be met up to this limit before an upgrade to the Hemi Street water main is required.

Where the model clearly indicates that the upgrade is required as a direct result of the demand imposed by the development in excess of the above limit, the cost of any upgrade to existing services shall be met by the consent holder for the development which creates that demand.

If any of the design parameters change as the staged development proceeds, the Water Model may need to be recalibrated to reflect these changes.

The owners of Lot 108 DP 471200; Waikanae North Limited and the Kapiti Coast District Council hereby agree to the above variation to Consent Notice 9099897.6.

Issued by the Kapiti Coast District Council in respect of RM100229A  
this 22<sup>nd</sup> day of May, 2015



David Wayne Gair  
Authorised Officer



Monique Sarah Leith  
Authorised Officer

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On Behalf of Waikanae North Limited  
Date:

25 November, 2013

V J Limited  
C/- Landlink Limited  
P O Box 370  
Waikanae 5250

Attention: Ben Addington

Dear V J Limited

**RM130101: PROPOSED BOUNDARY ADJUSTMENT SUBDIVISION;  
PROPOSED 32 LOT SUBDIVISION;  
PROPOSED RIGHT OF WAY;  
PROPOSED REMOVAL OF NATIVE TREE; AND  
THE ERECTION OF TWO DWELLINGS IN THE WAIKANAE NORTH  
DEVELOPMENT ZONE - 19, 27 AND 53 STATE HIGHWAY ONE,  
WAIKANAE.**

We are pleased to enclose your Resource Consent decisions for the above proposals.

As you will see from the Resource Consent there are a number of conditions that need to be complied with.

If you do not agree with the conditions of your consent you may object and have the matter considered by Hearing Commissioners. This is done by lodging an objection in accordance with Section 357A of the Resource Management Act 1991. Please note that, if you do wish to object, you must advise the Resource Consents Manager within 15 working days from the date of receiving this consent.

There is no deposit for an objection. However, a fee of \$228.00 (including GST) is required if Council's Subdivisional Engineer is involved. Time and costs will also be charged unless waived by the Hearing Commissioners and if an objection is upheld there will be no charges; if upheld in part then a proportion of costs will be charged.

Please note also that this consent will lapse within 5 years of the date of issue of this decision unless it is given effect to within that time. You may apply for an extension of the consent before the consent lapses. Council may grant an extension if it is satisfied that the criteria set out in Section 125 of the Resource Management Act 1991 are met.

If you have any concerns or enquiries about the conditions please do not hesitate to contact me on (04) 2964 782.

Thank you for dealing with the Kapiti Coast District Council.



Wayne Gair  
Principal Resource Consents Planner

## RESOURCE CONSENT UNDER PART VI OF THE RESOURCE MANAGEMENT ACT 1991

### CONSENT NO: RM130101

APPLICANT:	V J Limited
LOCATION OF ACTIVITY:	19, 27 and 53 State Highway One, Waikanae Lot 3 DP 454080 (CFR 582326), Part Lot 108 DP 454080 (CFR 582239) and Lot 13 DP 17551 (CFR WN640/4)
DESCRIPTION OF ACTIVITY:	Boundary Adjustment Subdivision 32 Lot Fee Simple Subdivision Right of Way Native Tree Removal Establishment of Two Dwellings

#### DECISION 1 (issued 25 November, 2013):

That officers, acting under authority delegated from the Council and pursuant to Sections 104 and 104B of the Resource Management Act 1991, hereby grant consent for a subdivision of 19 and 27 State Highway One Waikanae, being Lots 3 and 108 DP 454080 and Lot 13 DP 17551 as shown on Landlink plan number 1642-8 Issue B, subject to the following conditions which were imposed under sections 108 and 220 of the Resource Management Act 1991.

#### Conditions:

##### General

1. The e-survey dataset shall be in general conformity with Landlink plan number 1642-8 Issue B.

##### Advice notes:

- Under Section 125 of the Resource Management Act 1991, this resource consent will lapse in five years, unless it is given effect to within that time.
- It is the consent holder's responsibility to comply with any conditions imposed on this resource consent prior to and during (as applicable) exercising this resource consent.

- Please note that a resource consent is not a consent to build. A building consent must be issued prior to any building work being undertaken.

**DECISION 2 (issued 25 November, 2013):**

That officers, acting under authority delegated from the Council and pursuant to Sections 104 and 104B and 104D of the Resource Management Act 1991, hereby grant consent for:

- a 32 Lot subdivision of 19 State Highway 1, Waikanae being Lot 1 of the subdivision consented to in Decision 1 above; and
- the removal of the Ngaio tree located within 19 State Highway 1, Waikanae which is required to facilitate the construction of the 32 Lot subdivision (above)

subject to the following conditions which were imposed under sections 108 and 220 of the Resource Management Act 1991.

**Conditions:**

**General**

2. The proposed development shall be undertaken in general accordance with the Landlink plans numbered 1642-6 Issue C, 1642-8 Issue B, 1642-9 Issue A, 1642-10 Issue F and other information lodged with Council in relation to application RM130101 except where modified by any of the conditions of this consent.
3. The e-survey dataset shall be in general conformity with the Landlink plan number 1642-10 Issue F except where modified by any of the conditions of this consent.

**Fees, Levies and Contributions**

4. A Reserves Contribution is exigible and has been assessed at \$71,300, inclusive of GST (15%). This assessment is in accordance with clause 3.7 of the Reserves Agreement between Waikanae North Limited and the Kapiti Coast District Council dated 2 May, 2013.  
The contribution must be paid prior to the issue of any certificate pursuant to section 224(c) of the Resource Management Act 1991.
5. The consent holder shall pay Council Engineering Fees of \$565.00, plus \$332 per lot, (total \$11,189.00 GST inclusive) for work that may be required for plan approvals, site inspections and consent compliance monitoring prior to the Section 224(c) certification of the subdivision.  
Extra fees may apply in accordance with the Engineering Fees Schedule adopted by Council from 1 July 2013.

**General requirements and procedures**

6. The consent holder shall arrange and conduct a pre-construction on site meeting prior to any work authorised by this consent commencing and must invite, with a minimum of 10 working days' notice, the Development Engineer (or its representative) and a representative from each key contractor undertaking the works.

7. The consent holder shall notify the Council's Compliance Officer in writing 48 hours before the works begin. The consent holder shall fill out and return (by Fax 04 296 4830 or Private Bag 60601, Paraparaumu 5254) the form attached to the decision letter.
8. The consent holder shall comply with the requirements of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2012, unless alternatives are proposed by the consent holder and accepted by the Development Engineer.
9. The consent holder shall submit to Council for consideration and acceptance copies of the plans and specifications for the engineering development in accordance with Paragraphs 1 to 5 of Schedule 1 contained in Part 4 of the Council's Subdivision and Development Requirements, 2012. No work shall commence until the plans and specifications have been accepted by the Development Engineer in writing.

**Note:** Engineering drawings shall contain sufficient detail to clearly illustrate the proposal to enable assessment of compliance with the Council's Subdivision and Development Principles and Requirements and to enable accurate construction.

10. The Developer's Representative shall notify the Development Engineer of each stage of the work. A minimum of 24 hours notice is required, excluding weekends and public holidays. The stages for which notification of works is required are as follows:
  - commencement of works or recommencement after a substantial lapse;
  - drainage and water reticulation prior to backfilling;
  - water and drainage reticulation during pressure testing;
  - completed earthworks and prepared subgrade (roading and footpaths);
  - finished basecourse before the commencement of road sealing;
  - road sealing – waterproof and final seal coat;
  - roads during nuclear density and benkelman beam testing; and
  - final inspection of civil works.

All work required to be tested by or in the presence of the Development Engineer (or its authorised representative) shall have been pre-tested by the Developer's Representative and proved to be satisfactory before any notification is made.

11. The consent holder shall advise the names of the Developer's or Owner's Representative or Representatives appointed in terms of Clause B(ii) of Part 3 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2012 prior to the commencement of work, but no later than one month from the date of issue of this consent.
12. The consent holder shall advise the names and their professional qualifications and experience of Independent Suitably Qualified Persons required in terms of Clause B(iii) of Part 3 of the Kapiti Coast District Council's Subdivision and Development Principles and Requirements 2012. If the Council considers any of the nominated persons are not acceptable then the consent holder shall nominate alternative persons, or the Council may require the consent holder to employ a specified Suitably Qualified Person or Persons at the consent holders cost. Suitably Qualified Persons are required for, but not necessarily limited to, the following areas:

- Stormwater
- Civil Works
- Landscaping

13. The consent holder shall provide a copy signed by the consent holder's contractor of the Contractor Health and Safety Obligation Form as set out in Appendix 2 of Section 6 of the Council's Health and Safety Manual for those situations where connections are to be made to Council owned existing services or roads.

#### Earthworks and foundation

14. The consent holder shall submit to Council's Development Engineer an Earthworks Management Plan (EMP) for consideration and acceptance. The EMP shall address potential adverse effects of the proposed earthworks including, but not limited to, the following:

- windblown sand;
- sediment and erosion control and storm water run-off;
- maintenance of local drainage paths from adjoining properties;
- any local conditions, such as areas that have previously slipped or been earth-worked, where springs or under-runners may be present, or where seismic events are likely to affect earth-fills, slopes and liquefiable ground;
- implementation and operational procedures for the management of groundwater;
- progressive top soiling and re-vegetation immediately following completion of each stage of the works;
- the monitoring program for effects of the earthworks on and off site (including transportation of material);
- the control of noise and other construction related effects;
- the discovery of an unrecorded archaeological site; and
- review procedures.

The EMP shall be accompanied by an engineering drawing showing the extent of cut and fill, and the existing and final contours.

The consent holder shall comply with the requirements of the accepted earthworks management plan. Any proposed amendments to the earthworks management plan shall be submitted to the Council for consideration. If accepted, then the amended earthworks management plan becomes the accepted plan.

15. Adequate provision shall be made for the control of storm water run-off during the construction period to the satisfaction of the Subdivision Engineer. Silt retaining structures or ponding areas shall be constructed and maintained throughout the duration of the works to the satisfaction of the Subdivision Engineer.

**Note:** The Consent holder's attention is drawn to the Wellington Regional Council Publications "Erosion and Sediment Control Guidelines for the Wellington Region" and "Small earthworks – Erosion and sediment control for small sites". Applying the appropriate recommended treatments from these publications is a means of compliance with this condition.

16. The consent holder shall not remove soil support from adjacent lots.
17. All batters shall be self-supporting.
18. Should a waahi tapu or other cultural site be unearthed during earthworks the contractor and/or owner shall :
  - (a) cease operations;
  - (b) inform local Iwi (*Te Ati Awa ki Whakarongota*);
  - (c) inform the NZ Historic Places Trust (NZHPT) and apply for an appropriate authority if required;
  - (d) Take appropriate action, after discussion with the NZHPT, Council and Iwi to remedy damage and/or restore the site.

**Note:** In accordance with the Historic Places Act 1993, where an archaeological site is present (or uncovered), an authority from the NZ Historic Places Trust is required if the site is to be modified in any way.

19. Foundation design and construction for any new building or additions and alterations to a building on lots 1 to 32 shall take into account the findings and recommendations within the document entitled '*Design Report, Parata St Block Walkanae North*', dated 8 October 2013.

**Note:** A Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

#### Stormwater

20. A stormwater disposal design shall be submitted with the engineering drawings for certification. The stormwater disposal design shall be in accordance with the principles contained in Part 3 Section E of the Council's Subdivision and Development Principles and Requirements 2012; and the requirements and intent of the report entitled '*Stormwater Management Plan, Walkanae North*' dated 17 May 2011, except where modified by the Sinclair Knight Merz's report entitled '*Revision of Hydrology and Optimisation of Pond Attenuation for Walkanae North Development*', dated 23 March 2012; and unless otherwise approved by the Development Engineer.

The following design criteria apply:

- all roads and vehicle carriageways will have a primary system designed to convey the  $Q_{10}$  rainfall event with a secondary overflow system designed to convey the  $Q_{100}$  rainfall event; and
- the flow from the site (plus the 9 existing properties adjacent to the development) shall be less than  $0.459\text{m}^3/\text{sec}$  and  $0.291\text{m}^3/\text{sec}$  in the  $Q_{100}$  and  $Q_{10}$  rainfall event respectively.

The stormwater disposal design shall include, but not be limited to, the following:

- device selection and design approach;
- detailed design of all components (with supporting calculations);
- provision for effective operation and maintenance;

- an indicative design (with supporting calculations) as a means of compliance for both the perimeter precinct and village precinct style development;
- appropriate control structures, strategies and/or performance standards to ensure the stormwater discharging from individual lots meet the parameters specified in the design criteria (i.e. means of compliance for individual property owners);
- protect and maintain existing and proposed flow paths, and natural drainage paths (including vehicle crossing detail), unless otherwise certified by Council's Development Engineer;
- if the solution requires storm water to be conveyed through and either attenuated or disposed of on adjacent lots, appropriate easements shall be registered and must be subject to section 243 of the Resource Management Act 1991.

**Note 1:** The Stormwater Management Plan dated 17 May 2011 has been designed for a specific impervious surface covering. If this or any of the design parameters change, the Stormwater Management Plan will need to be re-modeled by Sinclair Knight Merz or an approved alternative, and subsequent modifications made to the attenuation pond located in lot 108 DP 454080.

**Note 2:** In the event that the solution proposed for individual lots are not installed prior to the issue of the 224(c) certificate, a Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis. The Consent Notice shall include reference to the following:

- the certified stormwater disposal design as an option for compliance;
- the owners' responsibility to construct a system to meet the performance standard given in the certified stormwater disposal design; and
- the owners' responsibility to maintain the system on an ongoing basis to meet the above performance standard as it applied at the time of approval.

21. The consent holder shall submit flood hazard maps for the development, in consultation with a suitably qualified and experienced in hydraulic modeling, showing the extent of  $Q_{100}$  inundation and cross sections showing recommended minimum build levels for each lot for consideration and acceptance with the engineering drawings. All residential lots shall be at least 300mm above the modelled top  $Q_{100}$  water levels in the road. The flood hazards maps shall be presented in ESRI i.e. ShapeFile and NZTM map projection.
22. Each lot shall have a suitable building site located above the  $Q_{100}$  flood event. In the event bunds are proposed to mitigate the flood risk, the consent holder shall show the residual flood hazard extent (in the event of failure or breach) and cross sections showing recommended build levels on the flood hazard maps required under condition 21.

All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as defined above.

**Note:** A consent notice under section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

#### Network utilities

23. All residential connections shall have a metered water supply which complies with the requirements of OIML R49 (International Organization of Legal Metrology R49:2006 Water Meters Intended for the Metering of Cold Potable Water and Hot Water - Parts 1 to 3).

**Note:** The Consent Holder's attention is drawn to the '*Approved Water Supply Products & Materials List, WS-10: Water Meters*' (<http://www.kapiticoast.govt.nz/Planning/Resource-Consents/Standard-Drawing/Water-Standard-Drawings>). Installing an approved water meter is a means of compliance with this condition.

24. The development shall be reticulated with a public water supply and for wastewater disposal.
25. Fire-fighting requirements shall comply with the New Zealand Fire Service Fire-fighting Water Supplies Code of Practice SNL PAS 4509:2008.
26. The consent holder shall provide and install pipes for gas supply to service the subdivision unless otherwise accepted by the Subdivision Engineer.
27. Underground power and telecommunication services, including the installation of street lighting standards and lamps, shall be provided to the consideration and acceptance of the Subdivision Engineer. The lighting layout shall comply with AS/NZS 1158. Where required, transformer and cell phone sites shall be specifically provided for.

A street lighting design shall be submitted with the engineering drawings for certification. The design shall be in accordance with Part 4, schedule 3, clause 3.3.14 of the Council's Subdivision and Development Principles and Requirements 2012, and employ LED and smart dimming control technology. Construction shall be in accordance with the accepted plan(s).

**Note:** The Consent holder's attention is drawn to Council's draft '*Standard Details and Specifications for Lighting Infrastructure*'. The street lighting design may be peer reviewed at the consent holders cost.

#### Transport

28. Lot 100 (shown as legal road on Plan 1642.10 Issue F) shall be appropriately shown on the e-survey dataset as Road to Vest and shall therefore transfer to Council free of any encumbrances.
29. A road safety audit shall be undertaken by an suitably qualified person or persons during the following stages of the construction:
  - (a) Detailed Design Stage. The detailed design of the road and intersections shall take into account the findings of the road safety audit report; and
  - (b) Post Construction Stage on completion of the last stage of the development. If there are any adverse safety issues raised by the safety audit, recommendations shall be included in the report for necessary corrections and remedial works. The required remedial works must be completed to the satisfaction of the Subdivision Engineer prior to the issue of certification of last

stage of the unit title subdivision pursuant to Section 224(c) of the Resource Management Act 1991. The suitably qualified person shall advise Council in writing, upon completion of any improvements or remedial work when it has been carried out in accordance with the recommendations of the report.

**Note:** The consent holder attention is drawn to the Transfund New Zealand "Road Safety Audit Procedures for Projects Guidelines". Adopting the appropriate procedures from this publication is a means of compliance with this condition.

30. The consent holder shall provide all signs and install all road markings for compliance with Land Transport Safety Authority/Transit New Zealand Manual of Traffic Signs and Markings, unless otherwise approved by the Council. The associated costs of legalising any no stopping lines, give way, compulsory stop and speed zone signs that are required shall be met by the consent holder.
31. In the event the roads are named, the naming of these roads must proceed in accordance with Council's 'Road Naming and Street Numbering Policy', dated 6 December 2011. The cost of erecting signs for roads shall be met by the consent holder. This requirement shall be met by lodging a cash contribution with the Council of \$250 (GST inclusive) per required sign.
32. A pedestrian footbridge or path over a culvert providing a link from the northern end of the lane at a location to be determined in consultation with the Development Engineer shall be constructed to give access to Parata Street to Council's satisfaction.
33. All bridges and culverts shall be designed in accordance with the NZTA Bridge manual. Where a culvert or bridge obstructs the  $Q_{100}$  flow, the design shall also comply with the Austroads' Guide to Road Design – Part 5: Drainage design for a floodway.
34. The hydraulic capacity of the all bridges and culverts proposed for the development shall be verified through hydraulic modeling by a suitably qualified hydrologist or hydraulic modeling specialist. Hydraulic modeling undertaken by persons other than a suitably qualified hydrologist or hydraulic modeling specialist will only be accepted if accompanied by a peer review from a suitably qualified hydrologist or hydraulic modeling specialist.

**Note:** The consent holder's attention is drawn to the IPENZ, Practice Note 2, Peer Review – reviewing the work of another engineer, June 2003.

35. Producer statements shall be provided from a Chartered Professional Engineer (CEng) with experience in the design and construction of bridges and culverts, certifying the design and construction as being in accordance with condition 33 and the certified construction drawings, during the following stages of the construction:
  - (a) Detailed Design Stage; and
  - (b) Post Construction Stage prior to the issue of certification pursuant to Section 224(c) of the Resource Management Act 1991.

**Note:** Producer statements from persons other than CPEng registered engineers will only be accepted if accompanied by a producer statement for design review from a CPEng registered engineer in the relevant field of expertise.

#### Reserves

36. Lot 200 (as shown on Plan 1642.10 Issue F) shall vest as a local purpose reserve (stormwater) and shall be fenced adjoining lot 12 in accordance with Part 7 of NZS4404 and Schedule 7 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements, 2012, and as accepted by the Development Engineer.
37. The consent holder shall enter into a fencing covenant to ensure that Council shall not be liable for, or called upon to erect or maintain or contribute towards the cost of erection or maintenance of any fence along the reserve boundary. The consent holder shall enter into a bond or cash deposit of \$500 per lot subject to the covenant on application for the Section 224(c) certificate. The bond will be refunded once evidence is submitted that the covenants have been registered on the appropriate titles.

#### Landscape design and practice

38. The consent holder shall submit to the Council for consideration and acceptance a comprehensive Landscape Plan for the development covering the overflow swale, pedestrian access and streetscape. Landscape work shall be completed in accordance with the accepted Landscape Plan.
39. The consent holder shall monitor landscaped areas at three monthly intervals for a period of 12 months after s224(c) certificate is issued and undertake any remedial work identified to ensure that plants are maintained to a high standard.

#### Completion of works: As-built information

40. Completion documentation shall be submitted in support of an application for s224(c) certification in accordance with Part 1 of NZS4404 and Part 4, Schedule 1 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements, 2012.
41. The consent holder shall provide Council with an itemised schedule of quantities and costs, and the CCTV inspection reports, for those services and assets which are to vest in Council.

#### Completion of works: Easements

42. Easements are required over any rights of way and communal, private and public services where these pass through the lots in the subdivision. The Council may require other easements. This consent is conditional on the easements being granted or reserved and they must be subject to section 243 of the Resource Management Act 1991. Easement documents shall be prepared by solicitors at the consent holder's expense.
43. The easements in gross located within lots 12, 200 and 100 shall be extinguished.

#### Completion of works: Building Exclusion Zone

44. A 'building exclusion zone' (defined as those parts marked as X, X, W and V on proposed lots 9, 10, 11, and 12) shall be defined on the title sheet of the survey plan or e-survey dataset in such a way as to be able to be physically defined by normal survey methods. The areas so defined as the 'building exclusion zone' shall be

appropriately identified on the survey plan or e-survey dataset by numbers and/or letters for future reference.

The following are prohibited in the above areas unless otherwise approved by Council's Stormwater Engineer:

- the construction of any buildings or other works other than decks supported on poles;
- the erection of any fences;
- earthworks of any nature; and
- any other activity that may disturb the satisfactory operation of the secondary overflow path and/or bund area which lies within the building exclusion zone.

**Note:** A Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

#### Completion of works: General

45. The consent holder shall supply a copy of the Title Plan and shall list and indicate how each condition has been met to the satisfaction of the Council.

#### Advice notes:

- Under Section 125 of the Resource Management Act 1991, this resource consent will lapse in five years, unless it is given effect to within that time.
- It is the consent holder's responsibility to comply with any conditions imposed on this resource consent prior to and during (as applicable) exercising this resource consent.
- Council will, upon request, issue appropriate certification pursuant to section 243 of the Resource Management Act 1991 authorising the revocation of the conditions requiring the creation of the existing easements in gross over lots 12, 100 and 200.
- Please note that a resource consent is not a consent to build. A building consent must be issued prior to any building work being undertaken.
- The applicant's engineering consultants (Harrison Grierson) have undertaken to re-submit the scheme plan for water and wastewater for the whole development with a copy of all correspondence relating to the vesting of these assets. If a formal agreement can be reached with Asset Managers, every new application will be accompanied by a scheme plan updated to show the infrastructure associated with the subject stage. The subsequent infrastructure report will address any inconsistencies with the scheme plan, the timetable for vesting / creation of easements and, where services are of a temporary nature, the trigger point for the provision of permanent facilities.
- The development of the allotments in this subdivision will be subject to the application of a private design process (see rule D.10.1.7(b) of the Operative District Plan).
- All costs arising from any of the above conditions shall be borne by the consent holder.

- The consent holder should not encroach onto adjacent land owned by others without having first obtained their written consent.
- Contravention of the Land Drainage Act is not permitted and natural drainage patterns are to be preserved.
- The allocation of street addresses is the responsibility of local authorities under section 319B of the Local Government Act 1974. In order to achieve clear and unambiguous street addresses, street numbers may be changed for a section of or for the entire street rather than just for a single property in accordance with Council's Street Numbering and Naming Policy. This is to ensure that numbering maintains a logical sequence to assist the delivery of mail and the response of emergency services.
- Development Contributions will be required pursuant to section 198 of the Local Government Act 2002 and the 2013/2014 Council's Development Contributions Policy when creating new allotments. The contributions will be calculated and levied for each additional allotment(s) created by this resource consent in accordance with the fees that apply at the time consent is granted. The fees are listed below:

• Roads / CWB	\$1,723.85
• Water Supply	\$3,021.05
• Flood Mitigation Works	\$1,767.55
• Community Facilities	\$4,550.55
• Wastewater	\$823.40
• Total per allotment	\$11,886.40

There are 31 additional allotment(s) created by this resource consent.

The contributions must be paid prior to the issue of any certificate pursuant to Section 224(c) of the Resource Management Act 1991 (please refer also to Section 208 of the Local Government Act 2002).

### **DECISION 3 (issued 25 November, 2013):**

That officers, acting under authority delegated from the Council and pursuant to Sections 348 of the Local Government Act, 1974, hereby **grant** consent for the laying out of a Right of Way over that part of Lot 108 of the subdivision referred to in Recommendation/Decision 1 above appurtenant to Lot 1 DP 76132 subject to the following conditions, which were imposed pursuant to section 348 of the Local Government Act, 1974:

#### **Conditions:**

##### **General**

46. The e-survey dataset for the Right of Way shall be in general conformity with the Landlink plan numbered 1642-9 Issue A lodged with application RM130101 except where modified by conditions of consent.

**Note:** If the proposed Right of Way is shown on the same e-survey dataset as the 32 Lot subdivision referred to in Decision 2 above, the certification process for the Right of Way will be subsumed into that related to the subdivision if the developer requests.

47. The consent holder shall comply with the requirements of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2012, unless alternatives are proposed by the consent holder and accepted by the Development Engineer.
48. The consent holder shall submit to Council for consideration and acceptance copies of the plans and specifications for the engineering development in accordance with Paragraphs 1 to 5 of Schedule 1 contained in Part 4 of the Council's Subdivision and Development Requirements, 2012. No work shall commence until the plans and specifications have been accepted by the Development Engineer in writing.

**Note:** Engineering drawings shall contain sufficient detail to clearly illustrate the proposal to enable assessment of compliance with the Council's Subdivision and Development Principles and Requirements and to enable accurate construction.

49. The Developer's Representative shall notify the Development Engineer of each stage of the work. A minimum of 24 hours notice is required, excluding weekends and public holidays. The stages for which notification of works is required are as follows:
  - commencement of works or recommencement after a substantial lapse;
  - completed earthworks and prepared subgrade (roading and footpaths);
  - finished basecourse before the commencement of road sealing;
  - road sealing – waterproof and final seal coat;
  - roads during nuclear density and benkelman beam testing; and
  - final inspection of civil works.

All work required to be tested by or in the presence of the Development Engineer (or its authorised representative) shall have been pre-tested by the Developer's Representative and proved to be satisfactory before any notification is made.

50. The consent holder shall advise the names of the Developer's or Owner's Representative or Representatives appointed in terms of Clause B(ii) of Part 3 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2012 prior to the commencement of work, but no later than one month from the date of issue of this consent.
51. The consent holder shall advise the names and their professional qualifications and experience of Independent Suitably Qualified Persons required in terms of Clause B(iii) of Part 3 of the Kapiti Coast District Council's Subdivision and Development Principles and Requirements 2012. If the Council considers any of the nominated persons are not acceptable then the consent holder shall nominate alternative persons, or the Council may require the consent holder to employ a specified Suitably Qualified Person or Persons at the consent holders cost. Suitably Qualified Persons are required for, but not necessarily limited to, the following areas:
  - Civil Works

52. The consent holder shall provide a copy signed by the consent holder's contractor of the Contractor Health and Safety Obligation Form as set out in Appendix 2 of Section 6 of the Council's Health and Safety Manual for those situations where connections are to be made to Council owned existing services or roads.

**Advice notes:**

- Under Section 348 of the Local Government Act, 1974, this consent will lapse in three years, unless it is given effect to within that time or an extension has been granted.
- It is the consent holder's responsibility to comply with any conditions imposed on this resource consent prior to and during (as applicable) exercising this consent.
- All costs arising from any of the above conditions shall be borne by the consent holder.

**DECISION 4 (issued 25 November, 2013):**

That officers, acting under authority delegated from the Council and pursuant to Sections 104 and 104B and 104D of the Resource Management Act 1991, hereby **grant** consent for the establishment of dwellings on:

- Lot 15 of the subdivision referred to in decision 2 above; and
- Lot 25 of the subdivision referred to in decision 2 above,

subject to the following conditions which were imposed under section 108 of the Resource Management Act 1991.

**Conditions:**

**General**

52. The proposed dwelling construction on Lot 15 shall be undertaken in accordance with the Landlink plans dated 21-11-2013 and numbered 1642-3A to 1642-3D inclusive.

53. The proposed dwelling construction on Lot 25 shall be undertaken in accordance with the Landlink plans dated 21-11-2013 and numbered 1642-3A to 1642-3E inclusive.

**Monitoring and Review**

54. The consent holder shall notify the Council's Compliance Officer of the start and completion dates of the works in writing 48 hours before the works are carried out. The consent holder shall fill out and return (by fax (04) 2964-830 or by post to Private Bag 60601, Paraparaumu) the form that is attached to the decision letter.

55. The consent holder shall pay to the Kapiti Coast District Council the actual and reasonable costs associated with the monitoring of conditions (or review of consent conditions), or supervision of the resource consent as set in accordance with Section 36 of the Resource Management Act 1991. These costs\* may include site

visits, correspondence and the actual costs of materials or services which may have to be obtained.

**\*Note:** Please refer to Kapiti Coast District Council's current schedule of Resource Management fees for guidance on the current hourly rate chargeable for Council's staff.

**Advice Notes:**

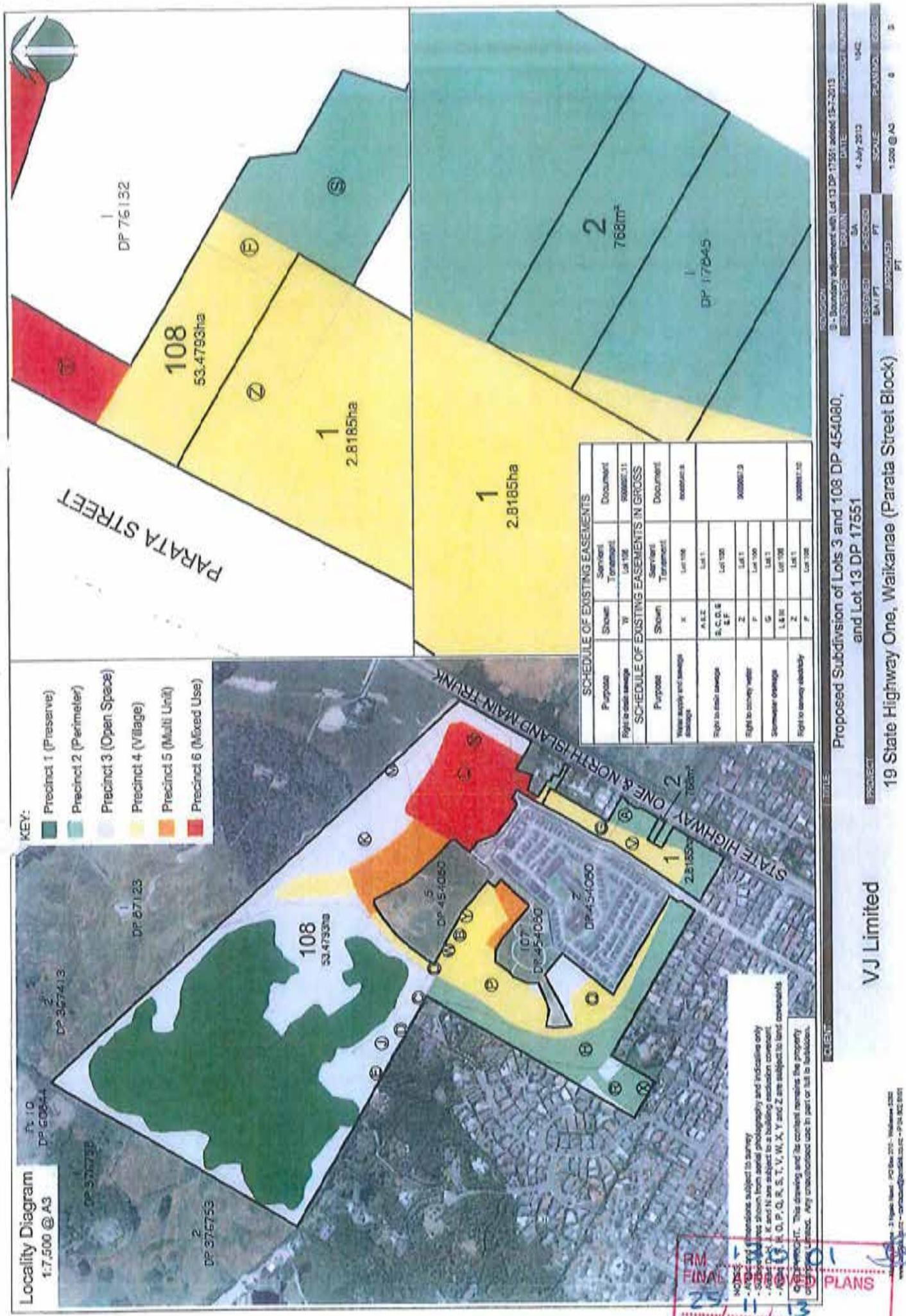
- Under Section 125 of the Resource Management Act 1991, this resource consent will lapse in five years, unless it is given effect to within that time.
- It is the consent holder's responsibility to comply with any conditions imposed on this resource consent prior to and during (as applicable) exercising this resource consent.
- Please note that a resource consent is not a consent to build. A building consent must be issued prior to any building work being undertaken.

**Reasons for Decision:**

In accordance with Sections 104, 104B and 104D of the Resource Management Act 1991, the actual and potential effects associated with the proposed activity have been assessed and are outlined above. I consider that the adverse effects of the proposed activity on the environment will be minor and that the proposed activity is not contrary to the Objectives and Policies of the Kapiti Coast District Plan.



Wayne Gair  
Principal Resource Consents Planner



## Locality Diagram

1:10,000 @ A3

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NOTES:

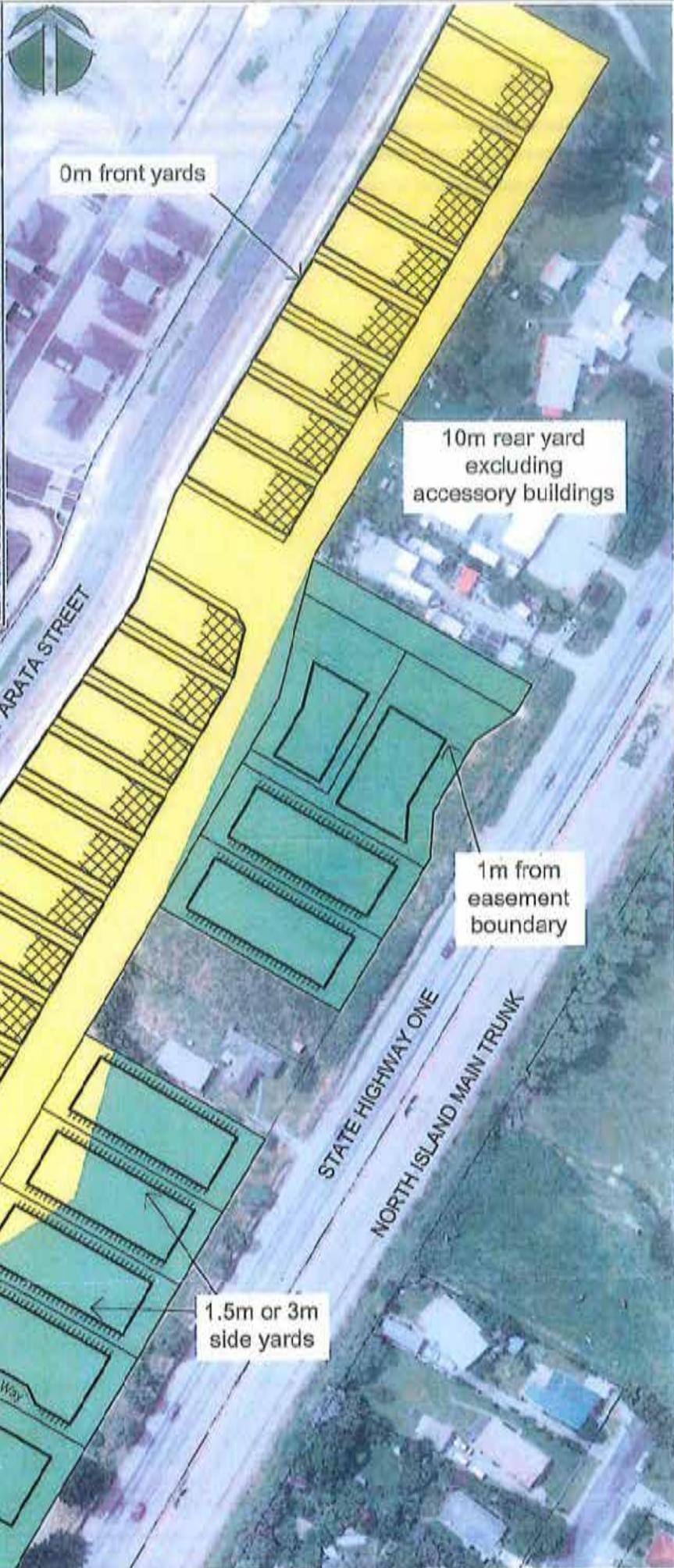
- Areas and dimensions subject to survey
- Surface features from aerial photography are indicative only
- Areas V, W, X and Y are to be subject to consent notices



2  
LP 454080  
(Charles Fleming Retirement Village)

32  
400m<sup>2</sup>  
31  
403m<sup>2</sup>  
30  
457m<sup>2</sup>  
29  
456m<sup>2</sup>  
28  
456m<sup>2</sup>  
27  
456m<sup>2</sup>  
26  
456m<sup>2</sup>  
25  
400m<sup>2</sup>

DP 17551



CLIENT	TITLE	REVISION
VJ Limited	Complying Yards on Lot 3 DP 454080	B - Boundaries amended 25-7-2013
	PROJECT	SURVEYED DRAWN
	Parata Street Block, Walkanae North	BA BA & PT
		DESIGNED CHECKED
		APPROVED PT
		SCALE PLAN NO. ISSUE
		1:1,000 @ A3 5 G

Locality Diagram  
1:10,000 @ A3



LDP 454080

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TECHNICAL NOTES:  
Areas and dimensions subject to survey  
Surface features shown from aerial photography are indicative only

Road 5.5m sealed width  
with footpath on south side  
and planting on north side  
to landscaped cul-de-sac

Planting along swale  
edge with bridge over

Rear lane 6m sealed  
width with grass berms

STATE HIGHWAY ONE  
130101  
25/11/13  
NORTH ISLAND MAIN TRUNK  
FINAL APPROVED PLANS

Nikau tree in  
corner to remain

CLIENT:

TITLE:

REVISION:

Landscape Concept for  
Lot 3 DP 454080

6 - Boundaries amended 25/7/2013

DATE:

PROJECT NUMBER:

18 June 2013

1642

PROJECT:

Parata Street Block,  
Waikanae North

SURVEYED

DRAWN

BY

BA

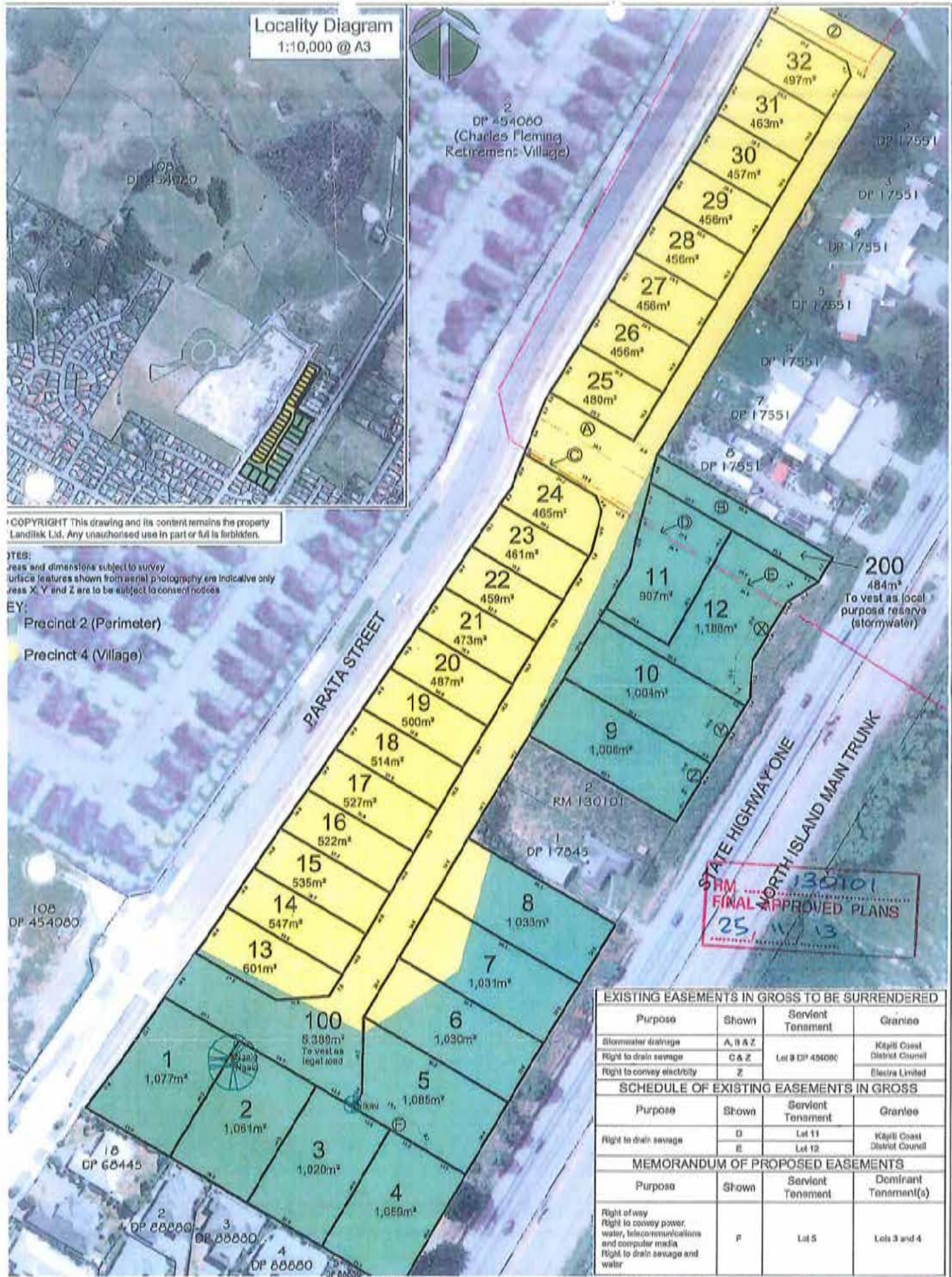
BY

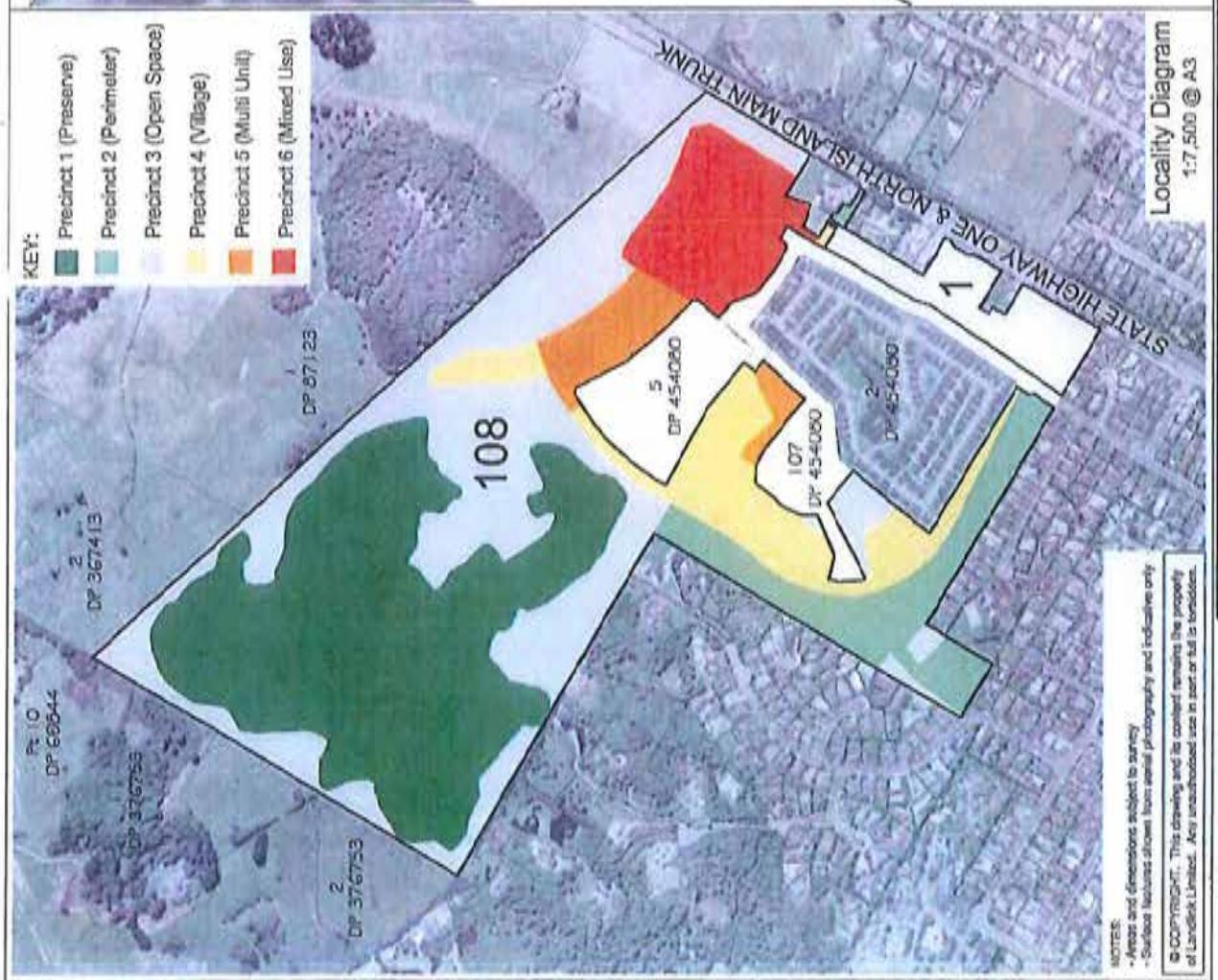
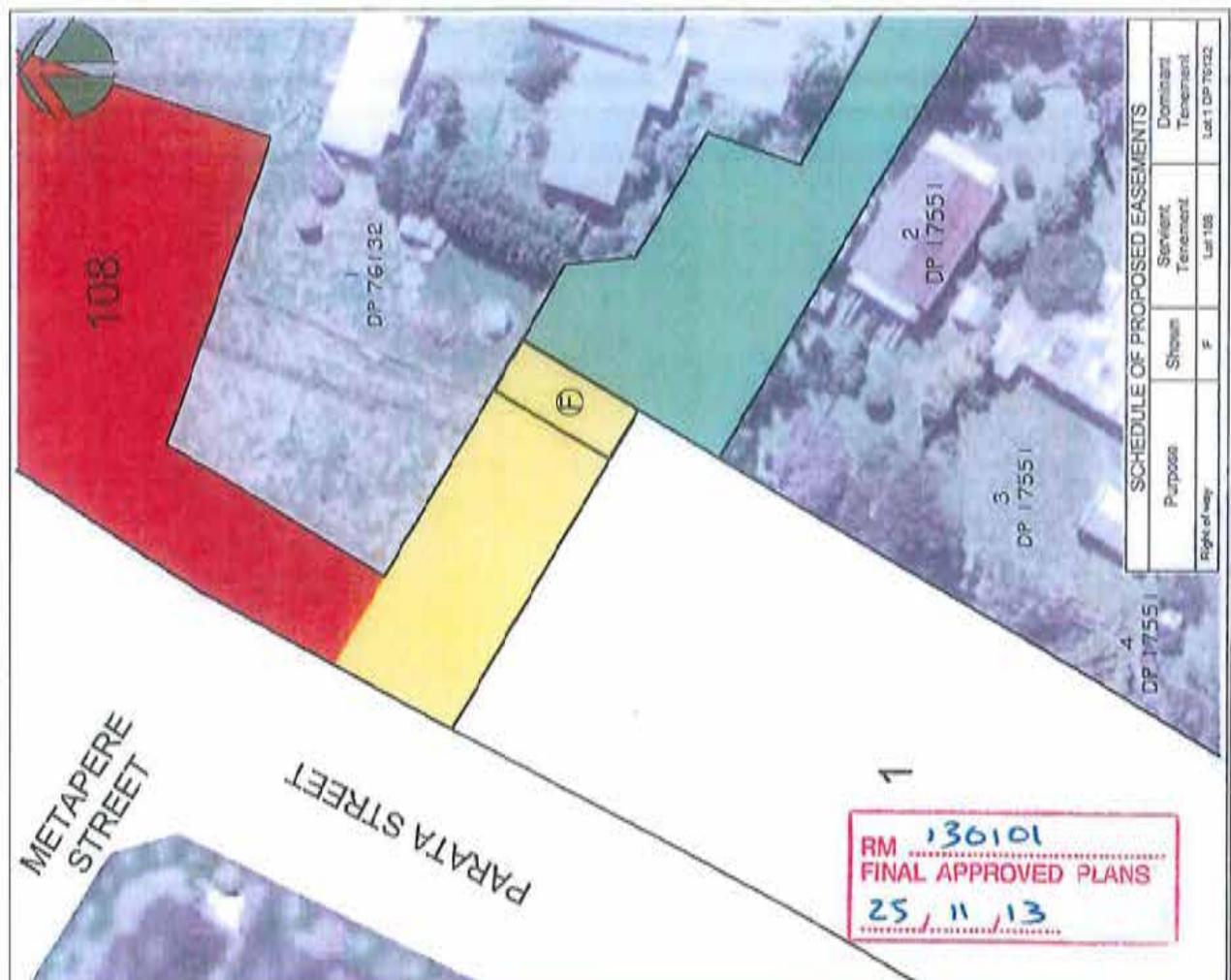
BA & PT

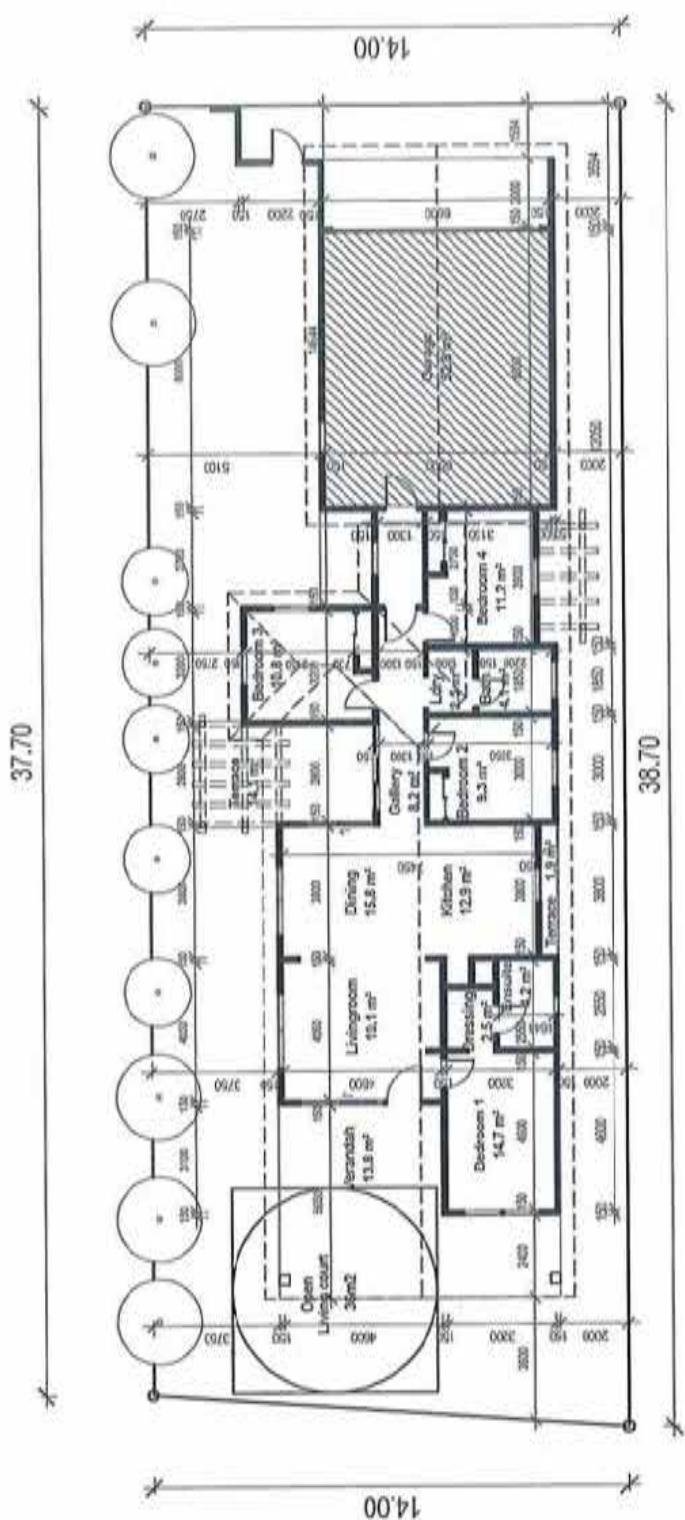
PT

BY

Locality Diagram  
1:10,000 @ A3







Site dimensions:

14.00

38.70

37.70

14.00

Legend:

Accessory buildings

Schedule of Areas: m²	
= Total Area	137.1
= Ground Floor	53.5 (m²)
Ground	52.8
TOTAL	137.1
SITE AREA	335.0

Project: VJ Limited, Parata Street

Drawing No:

1642-3A

Scale:

1:150(A3)

Date:

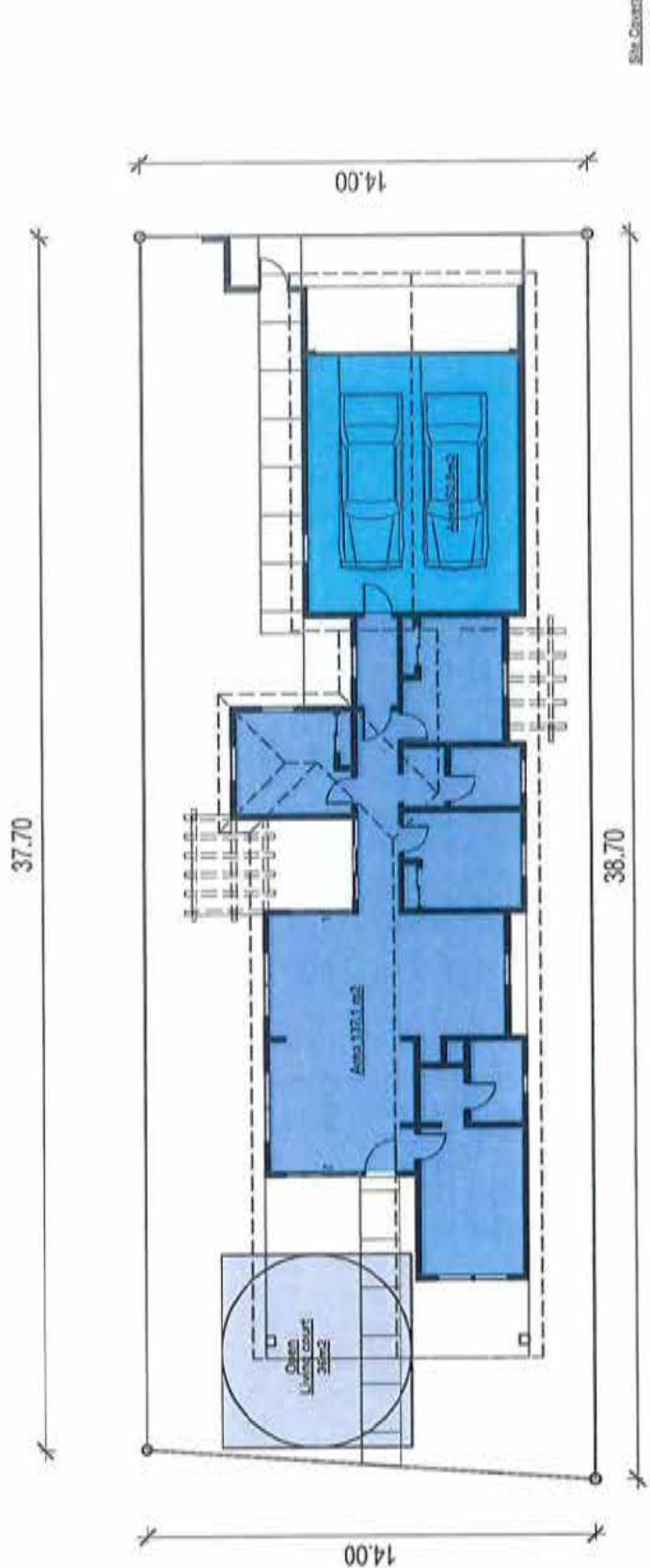
24/11/2013



Proposed Dwelling  
on Lot 15, RM 130101

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positive planning + durable design  
Natalie House - 3 Highgate Road - P.O. Box 170 - Whakatane 3105  
www.landlink.co.nz - contact@landlink.co.nz - P: 07 502 4810 - F: 07 502 4812

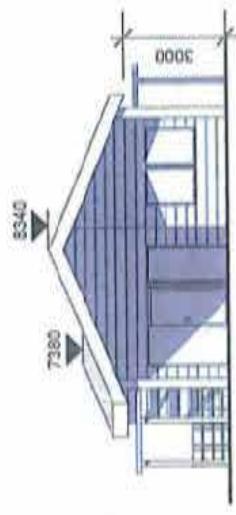
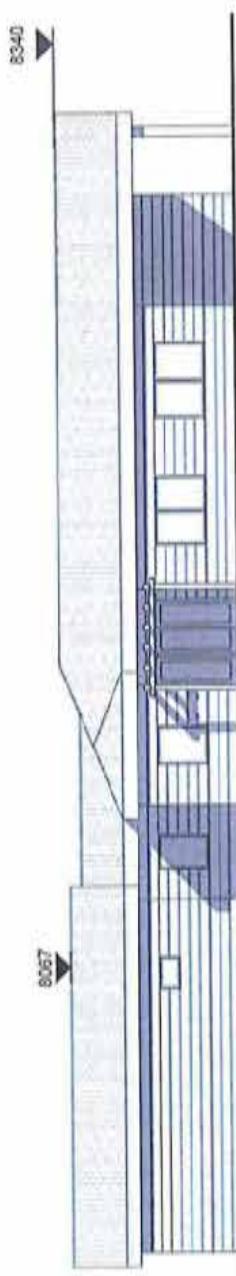
130101  
FINAL APPROVED PLANS  
25/11/13



RM 130101  
FINAL APPROVED PLANS  
25/11/13

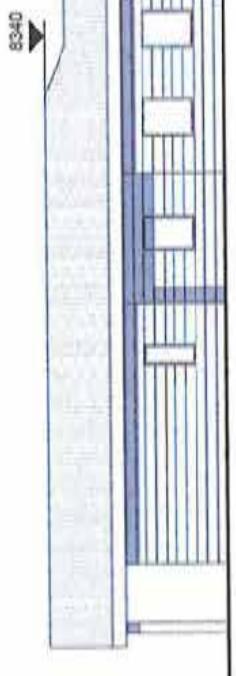
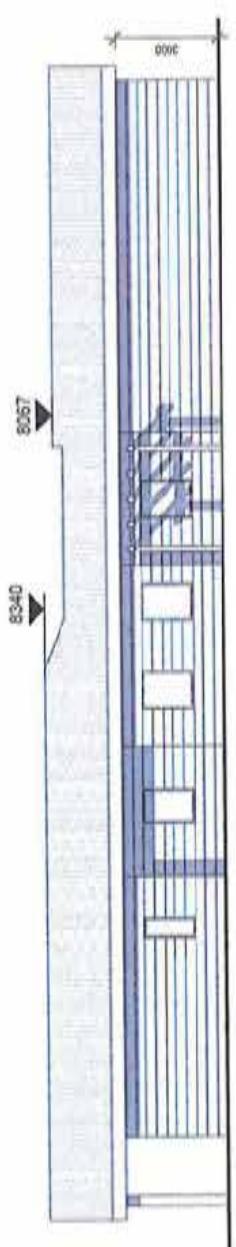
Site Coverage:	
= 185.8m <sup>2</sup>	137.1
Guard Filter	53.5
Coverage:	52.6
<b>TOTAL</b>	<b>189.5</b>
<b>SITE AREA</b>	<b>535.0</b>

Legend: Accessory buildings



**1** 1 : 150

**3** 1 : 150



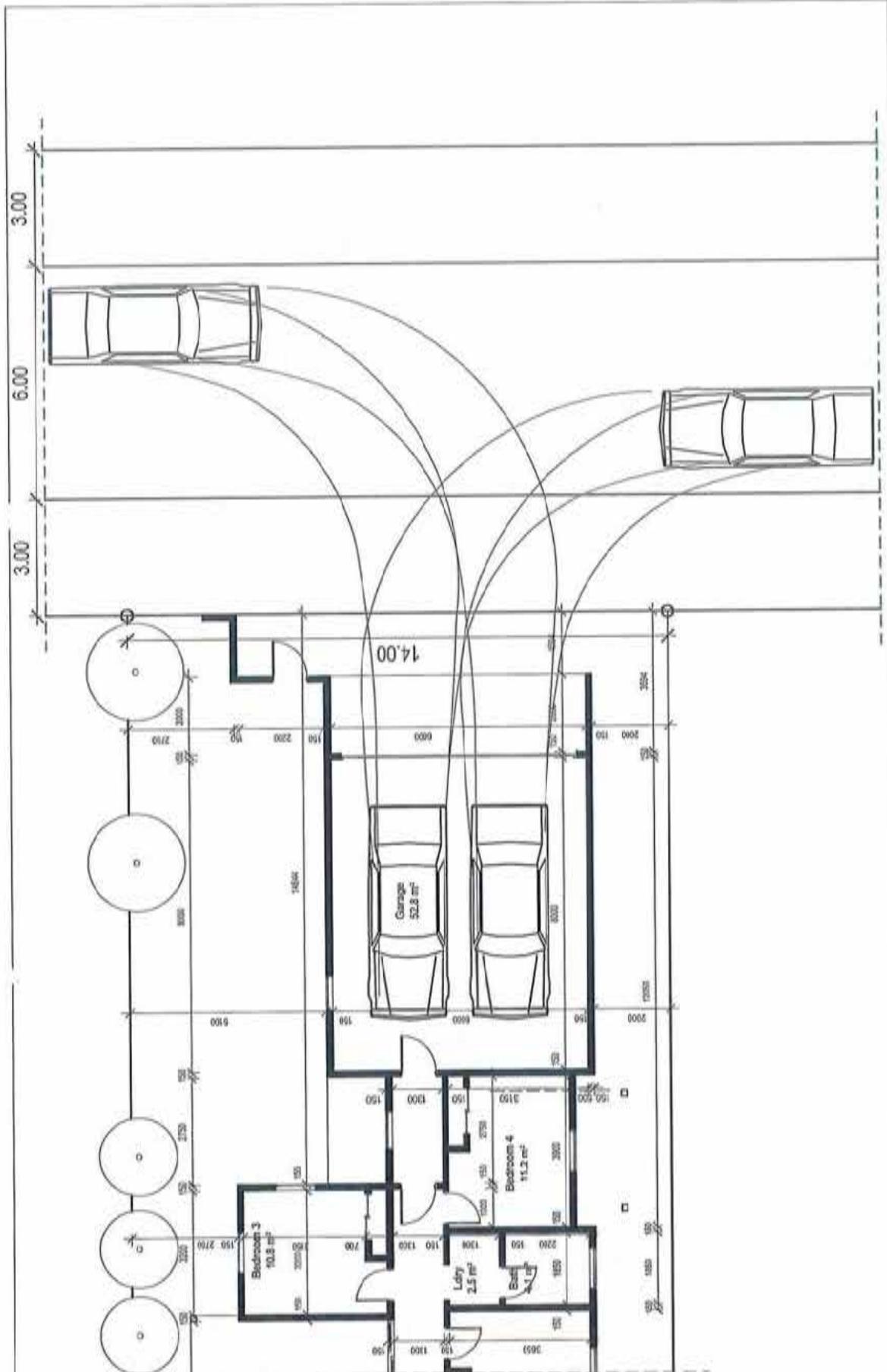
**2** 1 : 150

**4** 1 : 150

Project:	VJ Limited, Parata Street
Drawing No:	1642-3C
Scale:	1 : 150(A3)
Date:	21/11/2013

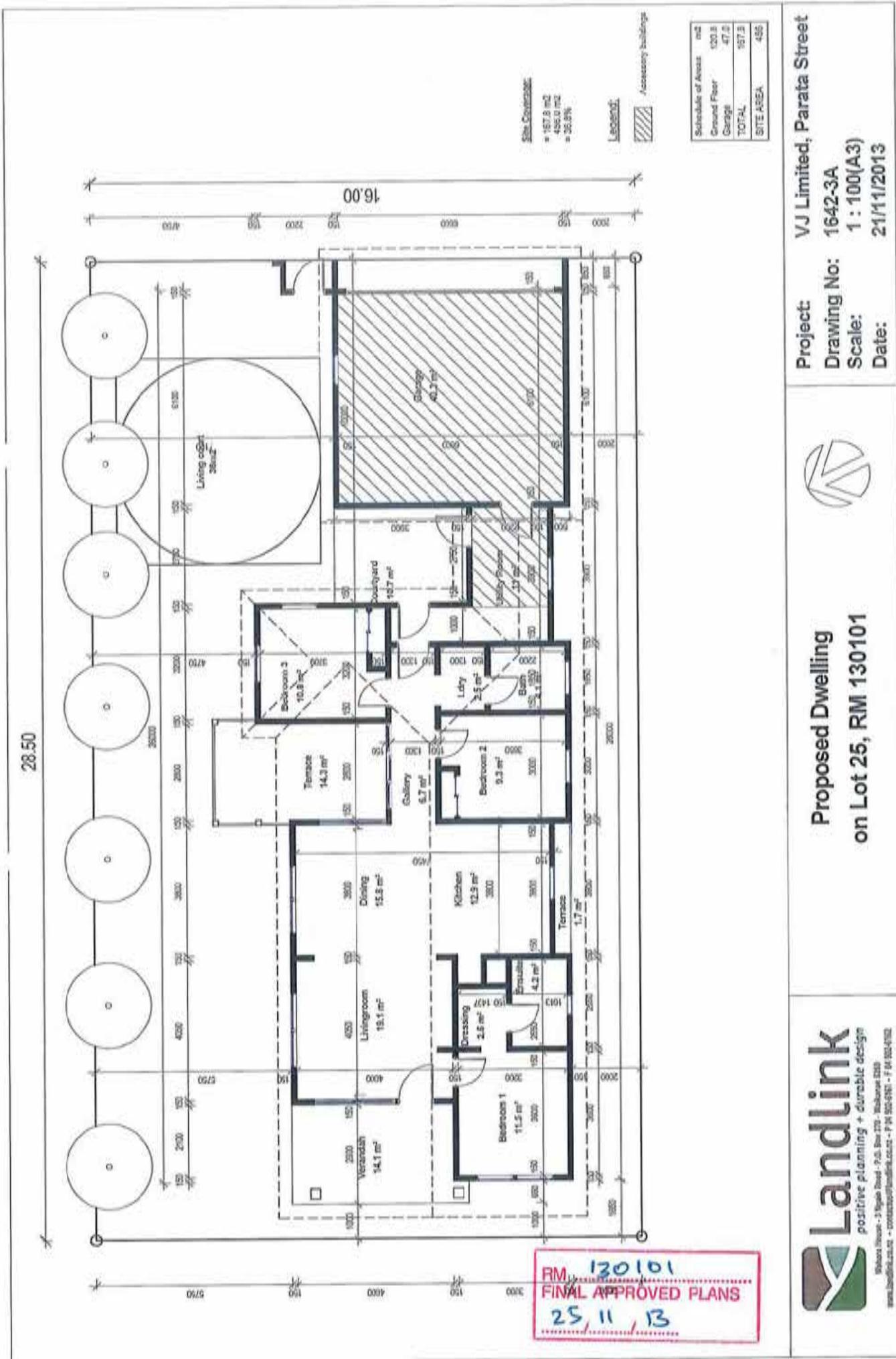
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www.landlink.co.nz • landlink@xtra.co.nz • F/H 14 804-042

130101  
FINAL APPROVED PLANS  
25/11/13



RM 130101  
FINAL APPROVED PLANS  
25/11/13

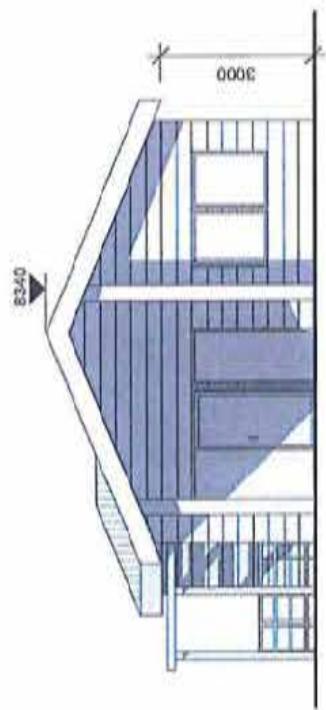




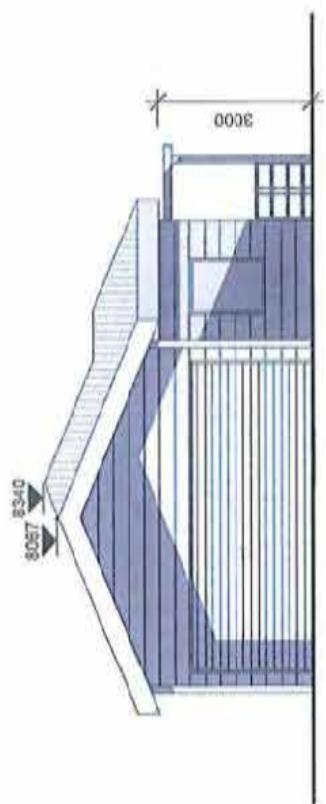


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**Landscape and Site Coverage**  
on Lot 25, RM 130101



1 FRONT ELEVATION  
1 : 100



2 REAR ELEVATION  
1 : 100

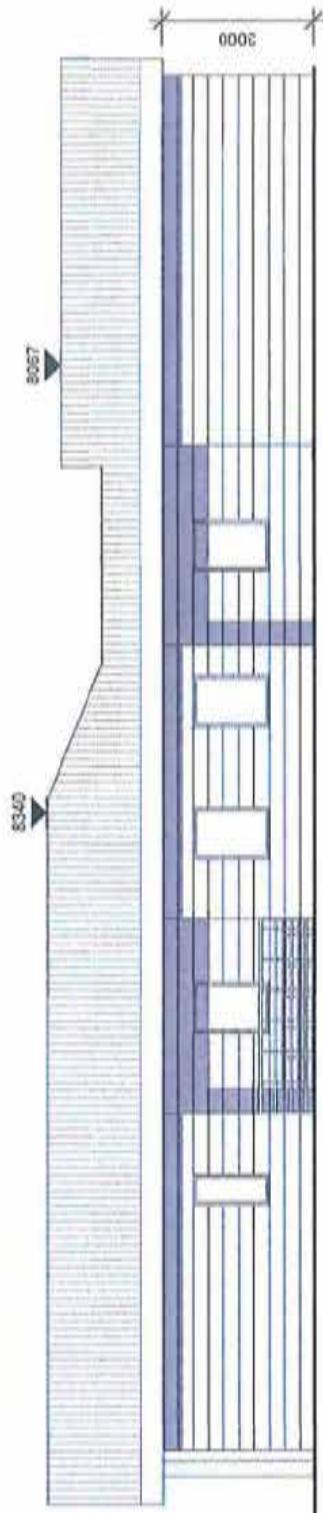
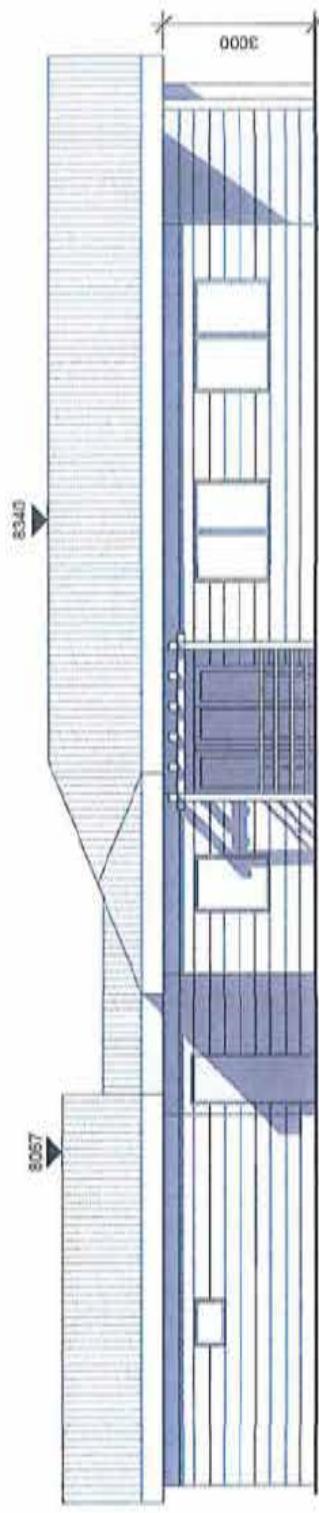
RM 130101  
FINAL APPROVED PLANS  
25/11/13

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Ph: 03 6235 4700 • Fax: 03 6235 4701  
www.landlink.com.au

Elevations  
on Lot 25, RM 130101



Project:	VJ Limited, Parata Street
Drawing No:	1642-3C
Scale:	1 : 100(A3)
Date:	21/11/2013

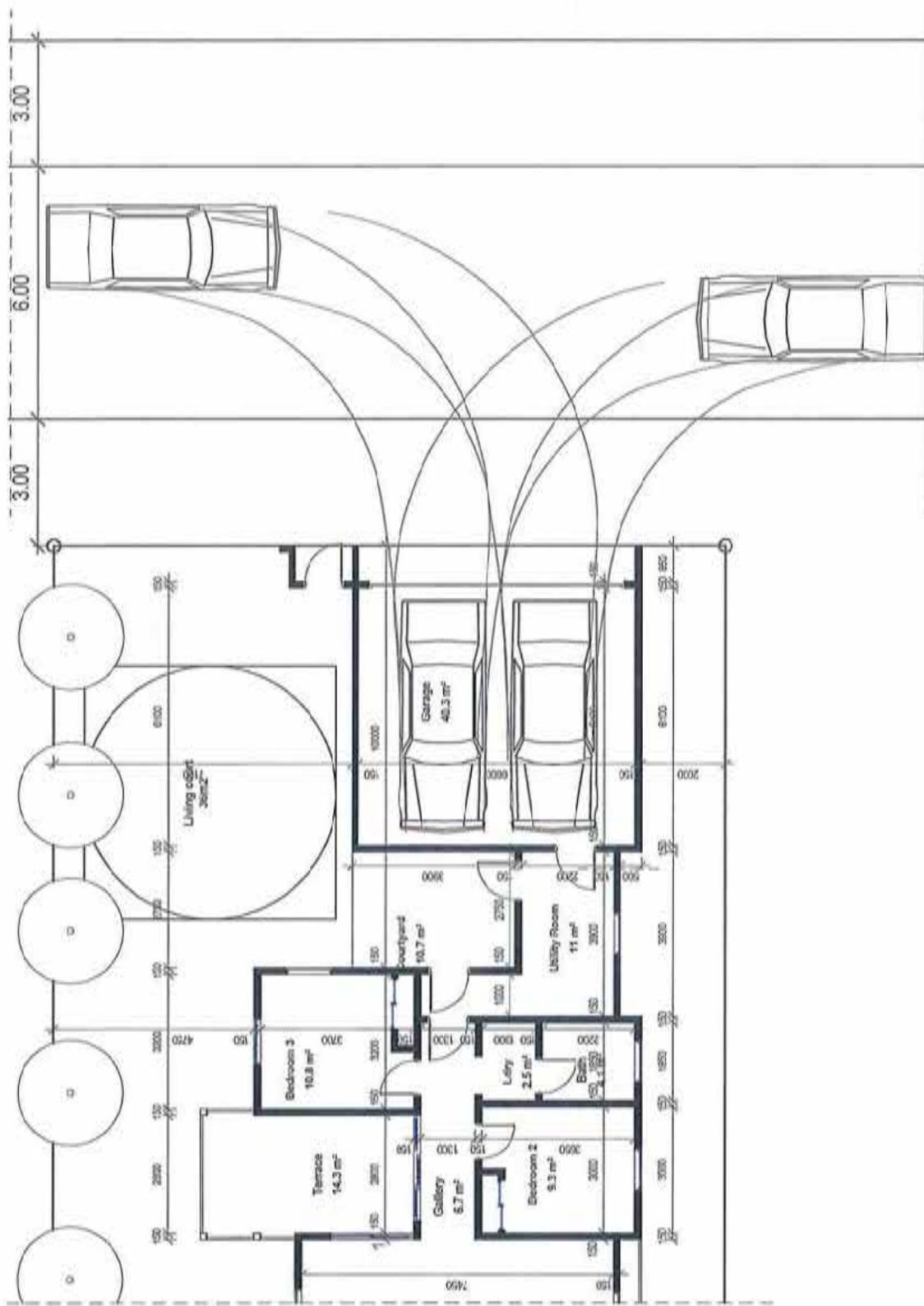


RM 130101  
FINAL APPROVED PLANS  
25/11/13

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Makau House - 2 Ngau Road - P.O. Box 370 - Makau - 2220  
www.landlink.ae - contact@landlink.ae - P/M 300-0001 - F/T 300-0002

Elevations  
on Lot 25, RM 130101

Project:	VJ Limited, Parata Street
Drawing No:	1642-3D
Scale:	1 : 100(A3)
Date:	21/11/2013



Project: VJ Limited, Parata Street  
Drawing No: 1642-3E  
Scale: 1 : 100(A3)  
Date: 21/11/2013



Turning Curves  
on Lot 25, RM 130101



Landlink

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Nature House - 1 Eighth Street - P.O. Box 370 - Sebastopol, CA 95472  
[www.naturehouse.com](http://www.naturehouse.com) • 707.895.3371 • F 707.895.4700

## RESOURCE CONSENT UNDER PART VI OF THE RESOURCE MANAGEMENT ACT 1991

### CONSENT NO: RM140222

<b>APPLICANT:</b>	V J Limited
<b>LOCATION OF ACTIVITY:</b>	State Highway 1, Waikanae
<b>DESCRIPTION OF ACTIVITY:</b>	14 lot subdivision at 19 State Highway One, Waikanae.

#### DECISION:

Subdivision of 14 Lots (to be accessed from Waipunahau Road and Mahia Lane) at 19 State Highway 1, Waikanae is granted subject to conditions on 2 March 2015 pursuant to Sections 104, 104B and 104D of the Resource Management Act 1991.,

**The following conditions were imposed under Section 108 of the Resource Management Act 1991:**

#### Conditions:

##### GENERAL

1. The e-survey dataset shall be in general conformity with the Landlink plan titled "VJ Limited, Proposed Subdivision of Lots 201 and 202 LT 476550, Parata Street Block Waikanae North Development Zone Drawing number 1642-12 Issue G" stamped as "final approved plans" dated 2/3/15 lodged with the application RM140222 except where modified by conditions of consent.

##### FEES, LEVIES AND CONTRIBUTIONS

2. The consent holder shall pay Council Engineering Fees of \$565.00, plus \$332 per lot, (total \$5213 GST inclusive) for work that may be required for plan approvals, site inspections and consent compliance monitoring prior to the Section 224(c) certification of the subdivision. Extra fees may apply in accordance with the Engineering Fees Schedule adopted by Council from 1 July 2013.

3. The consent holder shall pay a reserve contribution of \$26,000. (GST inclusive). Payment may be effected by the transfer of a credit of the GST exclusive amount (\$22,608.70) from the reserves credit currently held by M Brewer of Ngahere Developments Limited, thereby reducing their current credit to \$108,825.93. The consent holder shall pay the full amount of the GST owing on this transaction (\$53,391.30) prior to the issue of any certification pursuant to section 224(c).

#### GENERAL REQUIREMENTS AND PROCEDURES

4. The consent holder shall notify the Council's Compliance Officer in writing 48 hours before the works begin. The consent holder shall fill out and return (by Fax 04 296 4830 or Private Bag 60601, Paraparaumu 5254) the form attached to the decision letter.
5. The consent holder shall comply with the requirements of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2012, unless alternatives are proposed by the consent holder and accepted by the Development Engineer.
6. The consent holder shall submit to Council for consideration and acceptance copies of the plans and specifications for the engineering development in accordance with Paragraphs 1 to 5 of Schedule 1 contained in Part 4 of the Council's Subdivision and Development Requirements, 2012. No work shall commence until the plans and specifications have been accepted by the Development Engineer in writing.

**Note:** Engineering drawings shall contain sufficient detail to clearly illustrate the proposal to enable assessment of compliance with the Council's Subdivision and Development Principles and Requirements and to enable accurate construction.

7. The Developer's Representative shall notify the Development Engineer of each stage of the work. A minimum of 24 hours notice is required, excluding weekends and public holidays. The stages for which notification of works is required are as follows:
  - commencement of works or recommencement after a substantial lapse;
  - drainage and water reticulation prior to backfilling;
  - water and drainage reticulation during pressure testing; and
  - final inspection of civil works.

All work required to be tested by or in the presence of the Development Engineer (or its authorised representative) shall have been pre-tested by the Developer's Representative and proved to be satisfactory before any notification is made.

8. The consent holder shall advise the names of the Developer's or Owner's Representative or Representatives appointed in terms of Clause B(ii) of Part 3 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements 2012 prior to the commencement of work, but no later than one month from the date of issue of this consent.
9. The consent holder shall advise the names and their professional qualifications and experience of Independent Suitably Qualified Persons required in terms of Clause B(iii) of Part 3 of the Kapiti Coast District Council's Subdivision and Development

Principles and Requirements 2012. If the Council considers any of the nominated persons are not acceptable then the consent holder shall nominate alternative persons, or the Council may require the consent holder to employ a specified Suitably Qualified Person or Persons at the consent holders cost. Suitably Qualified Persons are required for, but not necessarily limited to, the following areas:

- Stormwater
- Civil Works

#### EARTHWORKS AND FOUNDATION

10. The consent holder shall supply to Council a report by a suitably qualified person detailing site investigation work and findings together with recommendations for foundation design for lots 2 to 12, and lots 33 to 35. The report shall take into account the findings and recommendations within the document entitled '*Proposed Subdivision of Parata Street Block, Waikanae North Development Zone*', dated 14 November 2014, and give an indication where springs and under-runners are present, or where seismic events are likely to affect liquefiable land.

**Note:** A Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

#### STORMWATER

11. A stormwater disposal design shall be submitted with the engineering drawings for certification. The stormwater disposal design shall be in accordance with the principles contained in Part 3 Section E of the Council's Subdivision and Development Principles and Requirements 2012; and the requirements and intent of the report entitled '*Stormwater Management Plan, Waikanae North*' dated 17 May 2011, except where modified by the Sinclair Knight Merz's report entitled '*Revision of Hydrology and Optimisation of Pond Attenuation for Waikanae North Development*', dated 23 March 2012; and unless otherwise approved by the Development Engineer.

The following design criteria apply:

- the flow from the parent site (plus the 9 existing properties adjacent to the development) shall be less than  $0.459\text{m}^3/\text{sec}$  and  $0.291\text{m}^3/\text{sec}$  in the  $Q_{100}$  and  $Q_{10}$  rainfall event respectively.

The stormwater disposal design shall include, but not be limited to, the following:

- device selection and design approach;
- detailed design of all components (with supporting calculations);
- provision for effective operation and maintenance;
- an indicative design (with supporting calculations) as a means of compliance for both the perimeter precinct and village precinct style development;
- appropriate control structures, strategies and/or performance standards to ensure the stormwater discharging from individual lots meet the parameters specified in the design criteria (i.e. means of compliance for individual property owners);

- protect and maintain existing and proposed flow paths, and natural drainage paths (including vehicle crossing detail), unless otherwise certified by Council's Development Engineer;
- if the solution requires storm water to be conveyed through and either attenuated or disposed of on adjacent lots, appropriate easements shall be registered and must be subject to section 243 of the Resource Management Act 1991.

**Note 1:** The Stormwater Management Plan dated 17 May 2011 has been designed for a specific impervious surface covering. If this or any of the design parameters change, the Stormwater Management Plan will need to be re-modeled by Sinclair Knight Merz or an approved alternative, and subsequent modifications made to the attenuation pond located in lot 108 DP 454080.

**Note 2:** In the event that the solution proposed for individual lots are not installed prior to the issue of the 224(c) certificate, a Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis. The Consent Notice shall include reference to the following:

- the certified stormwater disposal design as an option for compliance;
- the owners' responsibility to construct a system to meet the performance standard given in the certified stormwater disposal design; and
- the owners' responsibility to maintain the system on an ongoing basis to meet the above performance standard as it applied at the time of approval.

12. Lots 33 and 10 to 12 shall have a suitable building site located above the  $Q_{100}$  residual flood level. Where a bund is proposed to mitigate the residual flood risk, the consent holder shall show the residual flood hazard extent (in the event of failure or breach) and cross sections showing recommended build levels on flood hazard maps, unless an alternative to the bund is proposed and accepted by the Development Engineer.

All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as defined above.

**Note:** A consent notice under section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

#### NETWORK UTILITIES

13. All residential connections shall have a metered water supply which complies with the requirements of OIML R49 (International Organization of Legal Metrology R49:2006 Water Meters Intended for the Metering of Cold Potable Water and Hot Water - Parts 1 to 3).

**Note:** The Consent Holder's attention is drawn to the '*Approved Water Supply Products & Materials List, WS-10: Water Meters*' (<http://www.kapiticoast.govt.nz/Planning/Resource-Consents/Standard-Drawing/Water-Standard-Drawings>). Installing an approved water meter is a means of compliance with this condition.

14. Any infrastructure which requires relocation or is found to be surplus to requirements shall be disestablished and/or relocated to the satisfaction of Council's Development Engineer.
15. Fire-fighting requirements shall comply with the New Zealand Fire Service Fire-fighting Water Supplies Code of Practice SNL PAS 4509:2008.
16. The consent holder shall provide and install pipes for gas supply to service the subdivision unless otherwise accepted by the Development Engineer.
17. Underground power and telecommunication services shall be provided to the consideration and acceptance of the Development Engineer.

#### RESERVES

18. The consent holder shall enter into a fencing covenant to ensure that Council shall not be liable for, or called upon to erect or maintain or contribute towards the cost of erection or maintenance of any fence along the reserve boundary. The consent holder shall enter into a bond or cash deposit of \$500 per lot subject to the covenant on application for the Section 224(c) certificate. The bond will be refunded once evidence is submitted that the covenants have been registered on the appropriate titles.

#### ACCESS

19. Vehicular access to lots 3 and 5 shall be via Right of Way B (as annotated on plan 1642-12 issue G) and these lots shall be prohibited from direct vehicle access to Waipunahau Road or Mahia Lane.

**Note:** A Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

#### COMPLETION OF WORKS

##### **As-built information**

20. Completion documentation shall be submitted in support of an application for s224c certification in accordance with Part 1 of NZS4404 and Part 4, Schedule 1 of the Kapiti Coast District Council Subdivision and Development Principles and Requirements, 2012.
21. The consent holder shall provide Council with an itemised schedule of quantities and costs, and the CCTV inspection reports, for those services and assets which are to vest in Council.

##### **Easements**

22. Easements are required over any rights of way and communal, private and public services where these pass through the lots in the subdivision. The Council may require other easements. Easement documents shall be prepared by solicitors at the consent holder's expense.

##### **Building exclusion zone**

23. A 'building exclusion zone' (defined as those parts marked as C and D) on proposed lots 12 and 33 shall be defined on the title sheet of the survey plan or e-survey

dataset in such a way as to be able to be physically defined by normal survey methods, unless an alternative solution to mitigate the flood hazard is proposed and accepted by the Development Engineer.

The areas so defined as the 'building exclusion zone' shall be appropriately identified on the survey plan or e-survey dataset by numbers and/or letters for future reference.

The following are prohibited in the above areas unless otherwise approved by Council's Development Engineer:

- the construction of any buildings or other works other than decks supported on poles;
- the erection of any fences;
- earthworks of any nature; and
- any other activity that may disturb the satisfactory operation of the secondary overflow path and/or bund area which lies within the building exclusion zone.

**Note:** A Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

### **Plans and meeting of conditions**

24. The consent holder shall supply a copy of the Title Plan and shall list and indicate how each condition has been met to the satisfaction of the Council.

#### **ADVICE NOTES:**

- Under Section 125 of the Resource Management Act 1991, this resource consent will lapse in five years, unless it is given effect to within that time.
- It is the consent holder's responsibility to comply with any conditions imposed on this resource consent prior to and during (as applicable) exercising this resource consent.
- Please note that a resource consent is not a consent to build. A building consent must be issued prior to any building work being undertaken.
- All costs arising from any of the above conditions shall be borne by the consent holder.
- The consent holder should not encroach onto adjacent land owned by others without having first obtained their written consent.
- Contravention of the Land Drainage Act is not permitted and natural drainage patterns are to be preserved.
- The allocation of street addresses is the responsibility of local authorities under section 319B of the Local Government Act 1974. In order to achieve clear and unambiguous street addresses, street numbers may be changed for a section of or for the entire street rather than just for a single property in accordance with

Council's Street Numbering and Naming Policy. This is to ensure that numbering maintains a logical sequence to assist the delivery of mail and the response of emergency services.

- Development Contributions will be required pursuant to section 198 of the Local Government Act 2002 and the 2010/2011 Council's Development Contributions Policy when creating new allotments. The contributions will be calculated and levied for each additional allotment(s) created by this resource consent in accordance with the fees that apply at the time consent is granted. The fees are listed below:

Water supply	3,021.05
Sewage	823.40
Community Facilities	1,677
Roads - CWB	1,723.85
Flood Mitigation Works	1767.55
<b>Total</b>	<b>9,012.85</b>

There are 13 additional allotments created by this resource consent.

The contributions must be paid prior to the issue of any certificate pursuant to Section 224(c) of the Resource Management Act 1991 (please refer also to Section 208 of the Local Government Act 2002).

If the financial contributions required as conditions of consent are invoiced by the Council after 1 October 2010, all contributions stated as being inclusive of GST at 12.5% will be invoiced at the amended rate of GST at 15% (Refer Section 78(3) of the Goods and Services Tax Act 1985).

#### **Reasons for Decision:**

In accordance with Sections 104, 104B and 104D of the Resource Management Act 1991, the actual and potential effects associated with the proposed 14 lot subdivision at 19 State Highway 1, Waikanae have been assessed and are outlined above. I consider that the adverse effects of the proposed activity on the environment will be minor and that the proposed activity is not contrary to the Objectives and Policies of the Operative and Proposed Kapiti Coast District Plan.

*Emily Thomson*  
Emily Thomson  
**Senior Policy Planner**

*4/3/15*



15 January 2016

RM140222A

**KAPITI COAST DISTRICT COUNCIL**  
**DECISION REPORT FOR VARIATION TO CONSENT NOTICE PURSUANT TO SECTION**  
**221(3) OF THE RESOURCE MANAGEMENT ACT 1991**

<b>APPLICANT:</b>	VJ Limited
<b>LOCATION:</b>	18-26 Mahia Lane and Mahia Lane, Waikanae
<b>LEGAL DESCRIPTION:</b>	Lots 201 and 202 DP 476550 (Computer Freehold Registers 658777 and 658778)
<b>ZONE:</b>	Waikanae North
<b>REQUEST:</b>	Variation to Consent Notices
<b>STATUTORY AUTHORITY:</b>	s.221(3) Resource Management Act 1991

**Background and Site Description**

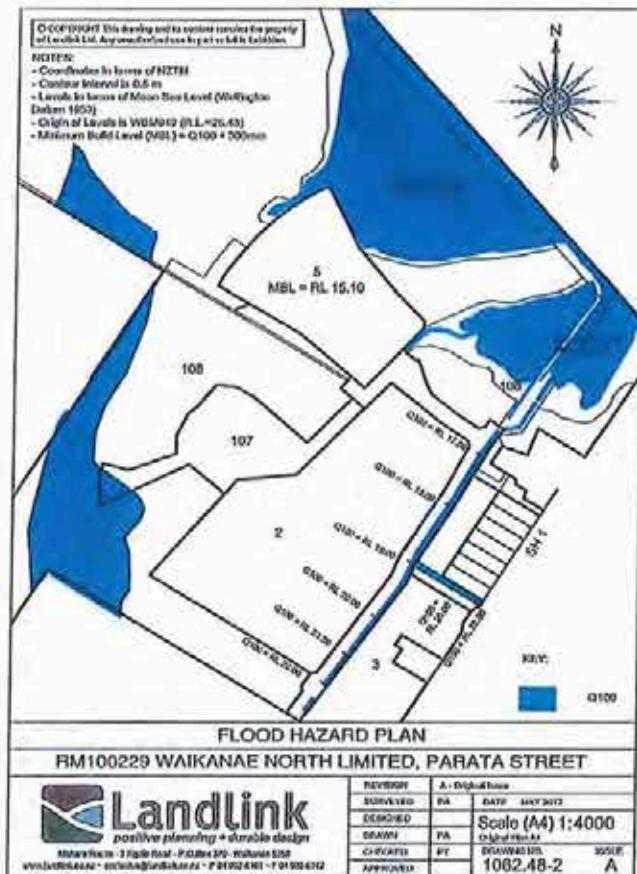
The site is located on the eastern side of State Highway 1, with existing residential development on the southern boundary of the site.

The subdivision development at Waikanae North was originally granted consent in 2010 (RM100229 which created Lot 3 DP 454080), a further subdivision consent was granted in 2013 (RM130101) and two of the resultant lots from Lot 3 DP 454080 were created (201 and 202 DP 476550) were granted consent to be subdivided into 14 allotments in March 2015 (RM140222).

The site is within an area currently being developed for residential and retirement village activities. The site is currently vacant land which has been earthworked to provide for future residential lots. The road to service these lots has been constructed.

The topography is relatively flat and recently grassed with lawn grasses.

The subdivision site surrounds two residential allotments (27 and 29 Main Road North, Waikanae) which have vehicle access to State Highway 1. One of these has an existing dwelling on it. The subdivision site has recently been separated from these existing sites and the State Highway by a close boarded timber fence with a height of approximately 1.8m.



Note: The above plans are held on Kapiti Coast District Council file RM100029 and are available from Council's office at any time the office is open to the public.

The owners of Lot 3 DP 454080; VJ Limited and the Kapiti Coast District Council hereby agree to change the above so that it reads as follows:

1. **With respect to Lots 2, 5 and 107:** Foundation design and construction for any new building or addition or alterations to a building shall take into account:
  - The findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "Statement of Professional Opinion as to Suitability of Land for Building Construction" together with associated documents which were submitted to Council in relation to application No. RM100229; and
  - The requirements and intent of the report entitled "Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical" dated August 2006.

Copies of the above documents are available in the Kapiti Coast District Council Office at any time the office is open to the public.

2. **With respect to Lot 5:** Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to the following design criteria to the satisfaction of the Kapiti Coast District Council:
  - provide all roads and vehicle carriageways with a primary system designed to convey the Q10 rainfall event and with a secondary overflow system designed to convey the Q100 rainfall event;

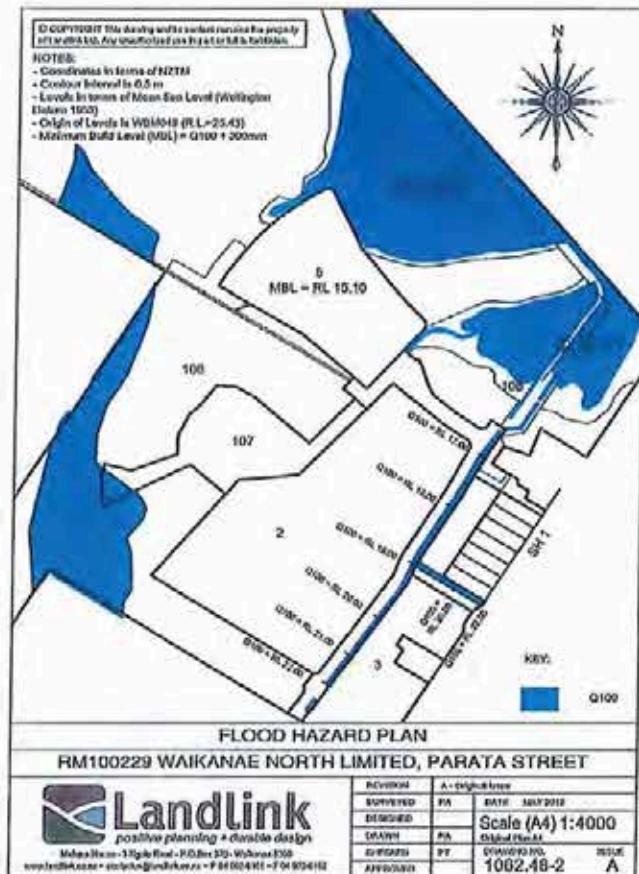
- include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal designed approved under Condition 26;
- protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kapiti Coast District Council Stormwater Engineer; and
- be verified through hydraulic modelling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.

4. With respect to Lot 107: Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level (Q100) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended build levels can be obtained by consultation with Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent notice, related to the flood risk shown on the Waikanae north Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Waikanae Both Development following Drainage Updates", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled Q100 levels are, at the date of issue of this consent notice, recorded on Landlink Flood Hazard Plan number 1062.48-2 Issue A, a copy of which is replicated below for purposes of identification:



Note: The above plans are held on Kapiti Coast District Council file RM100029 and are available from Council's office at any time the office is open to the public.

Please be advised that pursuant to Section 221(3) of the Resource Management Act 1991 the Kapiti Coast District Council hereby gives notice that, in relation to Lot 3 DP 454080 and Lots 201 and 202 DP 476550 only, it has consented to a variation of the following consent notice conditions from the consent notices dated 9 August 2012 for DP 454080 and 17 April 2015 for DP 476550:

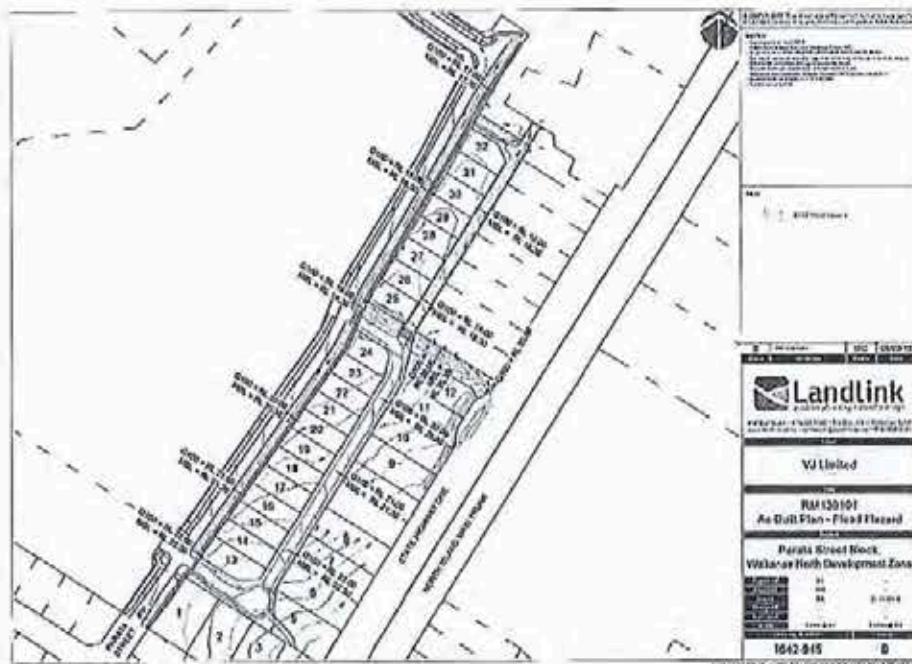
1. **With respect to Lots 1, 13 to 32 and Lots 201 and 202:** Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings and recommendations within the following documents:
  - The Design Report for Parata St Block Waikanae north dated 8 October 2013 and prepared by J D Bell of Landlink; and
  - The report on Foundations, Roading and As Built Earthworks dated 13 November 2014 and prepared by DJ Munro of Landlink Limited

which were submitted to Council in relation to application No. RM130101. Copies of the above documents are available from file RM130101 in Council's Office at any time the office is open to the public and are also stored electronically under e-docs reference nos. 555006 and 555011 respectively.

2. **With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202:** The owner of the land has an ongoing responsibility for the construction and subsequent management and maintenance

of any on site stormwater disposal system to meet the performance standards given in the certified stormwater disposal design as set out in the document entitled "RM130101 – Subdivision of Lot 3 DP 454080 On site attenuation requirements for residential lots" dated 20 March 2015. This document is stored by Kapiti Coast District Council on file RM130101 and also electronically under e-docs reference no. 555042. Both documents are available in Council's office at any time the office is open to the public.

3. With respect to Lot 201 and 202: It is the ongoing responsibility of the landowner to protect and maintain any existing and proposed flow paths and natural drainage paths unless otherwise certified by Council's Development Engineer. One method of compliance with this requirement is the construction and maintenance of any vehicular access across any stormwater swale in general accordance with the design shown on Landlink Plan number 1642-E2-150 issue A. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555609 and is available at any time the office is open to the public.
4. With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202: All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as shown on the Flood Hazard map prepared by Landlink Limited and identified as Drawing Number 1642-945 issue B. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555529 and is available at any time the office is open to the public. For ease of identification, an image of the Flood Hazard map is set out below:



5. With respect to Lot 202: the following are prohibited within area "X" as shown on DP 476550 unless otherwise approved by the Kapiti Coast District Council Stormwater Engineer:
  - The construction of any buildings or other works other than decks supported on poles;
  - The erection of any fences;
  - Earthworks of any nature'
  - Any other activity that may disturb the satisfactory operation of the secondary overflow

path and/or bund area which lies within area "X" on DP 476550.

The owners of Lots 201 and 202 DP 476550; VJ Limited and the Kapiti Coast District Council hereby agree to change the above so that it reads as follows:

1. With respect to Lots 1 and 13 to 32: Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings and recommendations within the following documents:

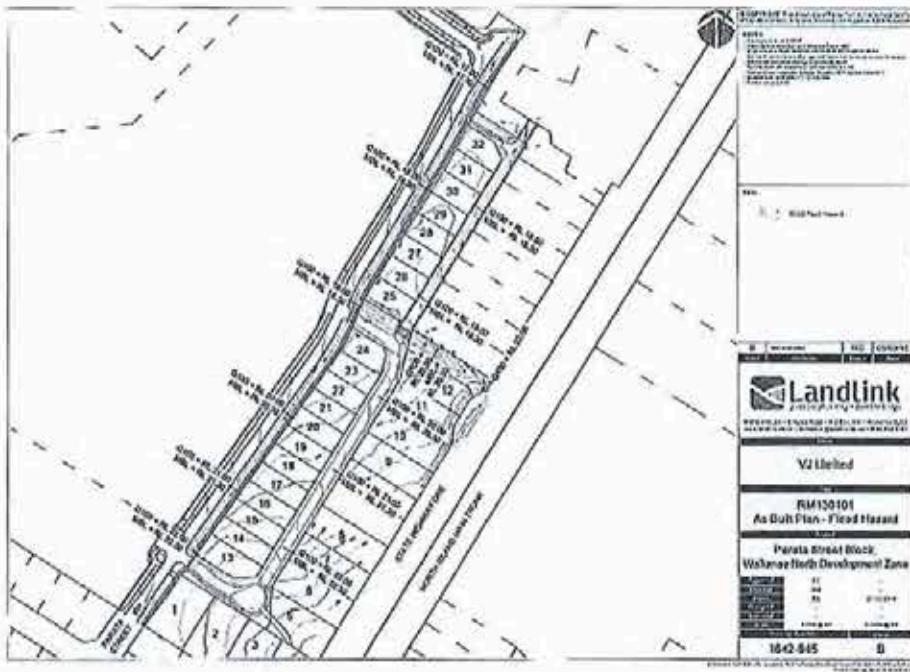
- The Design Report for Parata St Block Waikanae north dated 8 October 2013 and prepared by J D Bell of Landlink; and
- The report on Foundations, Roading and As Built Earthworks dated 13 November 2014 and prepared by DJ Munro of Landlink Limited

which were submitted to Council in relation to application No. RM130101. Copies of the above documents are available from file RM130101 in Council's Office at any time the office is open to the public and are also stored electronically under e-docs reference nos. 555006 and 555011 respectively.

2. With respect to Lots 1 and 13 to 32 inclusive: The owner of the land has an ongoing responsibility for the construction and subsequent management and maintenance of any on site stormwater disposal system to meet the performance standards given in the certified stormwater disposal design as set out in the document entitled "RM130101 – Subdivision of Lot 3 DP 454080 On site attenuation requirements for residential lots" dated 20 March 2015. This document is stored by Kapiti Coast District Council on file RM130101 and also electronically under e-docs reference no. 555042. Both documents are available in Council's office at any time the office is open to the public.

3. Condition 3 will be removed in its entirety.

4. With respect to Lots 1 and 13 to 32 inclusive: All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as shown on the Flood Hazard map prepared by Landlink Limited and identified as Drawing Number 1642-945 issue B. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555529 and is available at any time the office is open to the public. For ease of identification, an image of the Flood Hazard map is set out below:



5. Condition 5 will be removed in its entirety.

Issued by the Kapiti Coast District Council in respect of RM140222A  
this 15<sup>th</sup> day of January, 2016

  
Marnie Shayne Rydon  
Authorised Officer

  
Rita Louise O'Brien  
Authorised Officer

On Behalf of VJ Limited  
Date:



Figure 1: View looking north to Lot 202 DP 476550



Figure 2: Lot 201 DP 476550



**Figure 3: Aerial of sites showing contours**

## Request

The applicant is proposing to vary and cancel conditions of the consent notices imposed as part of two previous subdivision developments under resource consents RM100229 and RM130101 as they relate to Lots 201 and 202 DP 476550 (previously Lot 3 DP 454080) due to a consent notice being issued under subdivision development consent RM140222 that contains the same provisions.

The application will "tidy-up" the titles issued for the allotments created under subdivision development consent RM140222 rather than having double-ups of consent notice conditions.

Consent Notice 9099897.6 was registered on the title for Lot 3 DP 454080 under subdivision development resource consent RM100229.

Condition 1 of the Consent Notice 9099897.6 currently reads as follows:

With respect to Lots 2, 3, 5 and 107: Foundation design and construction for any new building or addition or alterations to a building shall take into account:

- The findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "Statement of Professional Opinion as to Suitability of Land for Building Construction" together with associated documents which were submitted to Council in relation to application No. RM100229; and
- The requirements and intent of the report entitled "Waikanae Plan Change Application,

*Assessment of Environmental Effects – Geotechnical" dated August 2006.*

*Copies of the above documents are available in the Kapiti Coast District Council Office at any time the office is open to the public.*

The applicant proposes to remove the reference to Lot 3 in the above condition as it has been superseded by Condition 10 of RM140222 which is outlined below:

*The consent holder shall supply to Council a report by a suitably qualified person detailing site investigation work and findings together with recommendations for foundation design for lots 2 to 12, and lots 33 to 35. The report shall take into account the findings and recommendations within the document entitled 'Proposed Subdivision of Parata Street Block, Waikanae North Development Zone', dated 14 November 2014, and give an indication where springs and under-runners are present, or where seismic events are likely to affect liquefiable land.*

**Note:** A Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

This condition was satisfied at the time the applicant applied for the Sections 223 and 224 certifications for RM140222 and Council's Development Control Team Leader, Rita O'Brien confirmed that no consent notice was required for the above condition. It is therefore acceptable to remove the reference to Lot 3 for the above Consent Notice condition.

Condition 2 of Consent Notice 9099897.6 currently reads as follows:

With respect to Lots 3 and 5: Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to the following design criteria to the satisfaction of the Kapiti Coast District Council:

- provide all roads and vehicle carriageways with a primary system designed to convey the  $Q_{10}$  rainfall event and with a secondary overflow system designed to convey the  $Q_{100}$  rainfall event;
- include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal designed approved under Condition 26;
- protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kapiti Coast District Council Stormwater Engineer; and
- be verified through hydraulic modelling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

*It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.*

The applicant proposes to remove the reference to Lot 3 in the above condition as it has been superseded by Condition 11 of RM140222 which is outlined below:

*A stormwater disposal design shall be submitted with the engineering drawings for certification. The stormwater disposal design shall be in accordance with the principles contained in Part 3 Section E of the Council's Subdivision and Development Principles and Requirements 2012; and the requirements and intent of the report entitled 'Stormwater Management Plan, Waikanae North dated 17 May 2011, except where modified by the Sinclair Knight Merz's report entitled 'Revision of Hydrology and Optimisation of Pond Attenuation for Waikanae North Development', dated 23 March 2012; and unless otherwise approved by the Development Engineer.*

*The following design criteria apply:*

- the flow from the parent site (plus the 9 existing properties adjacent to the development) shall be less than  $0.459m^3/sec$  and  $0.291m^3/sec$  in the  $Q_{100}$  and  $Q_{10}$  rainfall event respectively.

*The stormwater disposal design shall include, but not be limited to, the following:*

- device selection and design approach;
- detailed design of all components (with supporting calculations);
- provision for effective operation and maintenance;
- an indicative design (with supporting calculations) as a means of compliance for both the perimeter precinct and village precinct style development;
- appropriate control structures, strategies and/or performance standards to ensure the stormwater discharging from individual lots meet the parameters specified in the design criteria (i.e. means of compliance for individual property owners);
- protect and maintain existing and proposed flow paths, and natural drainage paths (including vehicle crossing detail), unless otherwise certified by Council's Development Engineer;
- if the solution requires storm water to be conveyed through and either attenuated or disposed of on adjacent lots, appropriate easements shall be registered and must be subject to section 243 of the Resource Management Act 1991.

**Note 1:** The Stormwater Management Plan dated 17 May 2011 has been designed for a specific impervious surface covering. If this or any of the design parameters change, the Stormwater Management Plan will need to be re-modeled by Sinclair Knight Merz or an approved alternative, and subsequent modifications made to the attenuation pond located in lot 108 DP 454080.

**Note 2:** In the event that the solution proposed for individual lots are not installed prior to the issue of the 224(c) certificate, a Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis. The Consent Notice shall include reference to the following:

- the certified stormwater disposal design as an option for compliance;
- the owners' responsibility to construct a system to meet the performance standard given in the certified stormwater disposal design; and
- the owners' responsibility to maintain the system on an ongoing basis to meet the above performance standard as it applied at the time of approval.

The condition is reflected in condition 1 of the Consent Notice issued on 12 January 2016 in regards to RM140222 reading:

With respect to Lots 2 to 12 and 33 to 35: The owner of the land has ongoing responsibility for the construction and subsequent management and maintenance of any onsite stormwater disposal system, and shall take into account the requirements and intent of the report entitled 'RM140222 – Engineering Completion Report' dated 19 November 2015. This document is stored by Kapiti Coast District Council on file RM140222 and also electronically under e-docs no. 635339. The document is available in the Council's office at any time the office is open to the public.

*The report includes:*

- indicative on-site design for a variety of scenarios; and
- an approved vehicle crossing design where access is over a swale.

**Note:** The Stormwater Disposal Design outlined in appendix 2 of 'RM140222 – Engineering Completion Report' has been designed for a specific impervious surface covering. If this or any of the design parameters change, the stormwater disposal system will need to be remodelled by a suitably qualified person.

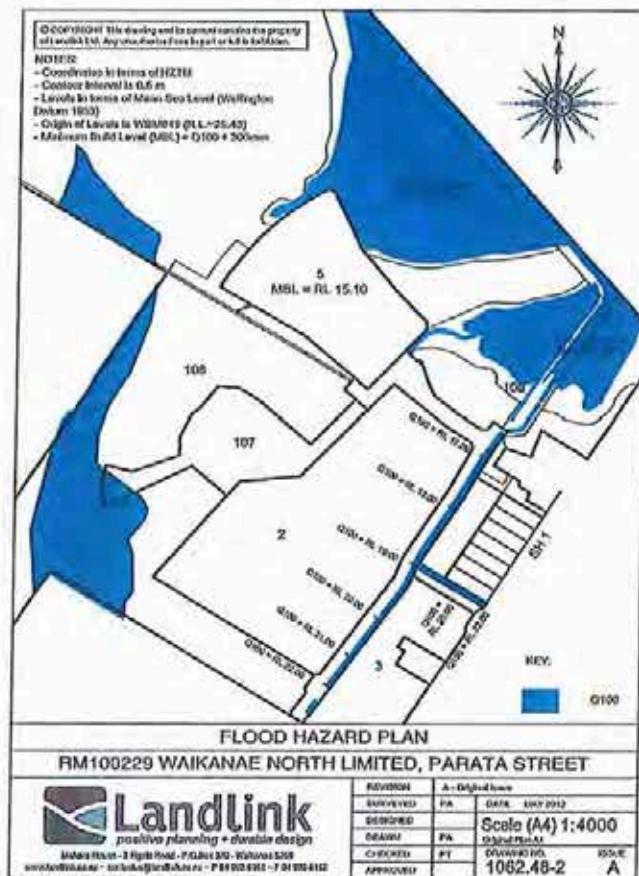
It is therefore considered appropriate to remove the reference to Lot 3 in Condition 2 of Consent Notice 9099897.6

Condition 4 of Consent Notice 9099897.6 currently reads as follows:

With respect to Lots 3 and 107: Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level (Q<sub>100</sub>) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended build levels can be obtained by consultation with Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent notice, related to the flood risk shown on the Waikanae north Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Waikanae Both Development following Drainage Updates", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled Q100 levels are, at the date of issue of this consent notice, recorded on Landlink Flood Hazard Plan number 1062.48-2 Issue A, a copy of which is replicated below for purposes of identification:



*Note: The above plans are held on Kapiti Coast District Council file RM100029 and are available from Council's office at any time the office is open to the public.*

The applicant proposes to remove the reference to Lot 3 in the above condition as it has been superseded by Condition 12 of RM140222 which is outlined below:

*Lots 33 and 10 to 12 shall have a suitable building site located above the Q100 residual flood level. Where a bund is proposed to mitigate the residual flood risk, the consent holder shall show the residual flood hazard extent (in the event of failure or breach) and cross sections showing recommended build levels on flood hazard maps, unless an alternative to the bund is proposed and accepted by the Development Engineer.*

*All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as defined above.*

**Note:** A consent notice under section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

The condition is reflected in condition 2 of the Consent Notice issued on 12 January 2016 in regards to RM140222 reading:

*With respect to Lots 33 and 10 to 12: A suitable building site located above the Q100 residual flood level shall be provided.*

*All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as defined above.*

It is therefore considered appropriate to remove the reference to Lot 3 in Condition 4 of Consent Notice 9099897.6

Consent Notice 9897467.1 was registered on the title for Lots 201 and 202 DP 476550 under

subdivision development resource consent RM130101.

Condition 1 of Consent Notice 9897467.1 currently reads as follows:

With respect to Lots 1, 13 to 32 and Lots 201 and 202: Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings and recommendations within the following documents:

- The Design Report for Parata St Block Waikanae north dated 8 October 2013 and prepared by J D Bell of Landlink; and
- The report on Foundations, Roading and As Built Earthworks dated 13 November 2014 and prepared by DJ Munro of Landlink Limited

*which were submitted to Council in relation to application No. RM130101. Copies of the above documents are available from file RM130101 in Council's Office at any time the office is open to the public and are also stored electronically under e-docs reference nos. 555006 and 555011 respectively.*

The applicant proposes to remove the reference to Lots 201 and 202 in the above condition as it has been superseded by Condition 10 of RM140222 which is outlined below:

*The consent holder shall supply to Council a report by a suitably qualified person detailing site investigation work and findings together with recommendations for foundation design for lots 2 to 12, and lots 33 to 35. The report shall take into account the findings and recommendations within the document entitled 'Proposed Subdivision of Parata Street Block, Waikanae North Development Zone', dated 14 November 2014, and give an indication where springs and under-runners are present, or where seismic events are likely to affect liquefiable land.*

**Note:** A Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

This condition was satisfied at the time the applicant applied for the Sections 223 and 224 certifications for RM140222 and Council's Development Control Team Leader, Rita O'Brien confirmed that no consent notice was required for the above condition. It is therefore acceptable to remove the reference to Lots 201 and 202 for the above Consent Notice condition.

Condition 2 of Consent Notice 9897467.1 currently reads as follows:

With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202: The owner of the land has an ongoing responsibility for the construction and subsequent management and maintenance of any on site stormwater disposal system to meet the performance standards given in the certified stormwater disposal design as set out in the document entitled "RM130101 – Subdivision of Lot 3 DP 454080 On site attenuation requirements for residential lots" dated 20 March 2015. This document is stored by Kapiti Coast District Council on file RM130101 and also electronically under e-docs reference no. 555042. Both documents are available in Council's office at any time the office is open to the public.

The applicant proposes to remove the reference to Lots 201 and 202 in the above condition as it has been superseded by Condition 11 of RM140222 which is outlined below:

*A stormwater disposal design shall be submitted with the engineering drawings for certification. The stormwater disposal design shall be in accordance with the principles contained in Part 3 Section E of the Council's Subdivision and Development Principles and Requirements 2012; and the requirements and intent of the report entitled 'Stormwater Management Plan, Waikanae North dated 17 May 2011, except where modified by the Sinclair Knight Merz's report entitled 'Revision of Hydrology and Optimisation of Pond Attenuation for Waikanae North Development', dated 23 March 2012; and unless otherwise*

approved by the Development Engineer.

The following design criteria apply:

- the flow from the parent site (plus the 9 existing properties adjacent to the development) shall be less than  $0.459\text{m}^3/\text{sec}$  and  $0.291\text{m}^3/\text{sec}$  in the  $Q_{100}$  and  $Q_{10}$  rainfall event respectively.

The stormwater disposal design shall include, but not be limited to, the following:

- device selection and design approach;
- detailed design of all components (with supporting calculations);
- provision for effective operation and maintenance;
- an indicative design (with supporting calculations) as a means of compliance for both the perimeter precinct and village precinct style development;
- appropriate control structures, strategies and/or performance standards to ensure the stormwater discharging from individual lots meet the parameters specified in the design criteria (i.e. means of compliance for individual property owners);
- protect and maintain existing and proposed flow paths, and natural drainage paths (including vehicle crossing detail), unless otherwise certified by Council's Development Engineer;
- if the solution requires storm water to be conveyed through and either attenuated or disposed of on adjacent lots, appropriate easements shall be registered and must be subject to section 243 of the Resource Management Act 1991.

**Note 1:** The Stormwater Management Plan dated 17 May 2011 has been designed for a specific impervious surface covering. If this or any of the design parameters change, the Stormwater Management Plan will need to be re-modeled by Sinclair Knight Merz or an approved alternative, and subsequent modifications made to the attenuation pond located in lot 108 DP 454080.

**Note 2:** In the event that the solution proposed for individual lots are not installed prior to the issue of the 224(c) certificate, a Consent Notice under Section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis. The Consent Notice shall include reference to the following:

- the certified stormwater disposal design as an option for compliance;
- the owners' responsibility to construct a system to meet the performance standard given in the certified stormwater disposal design; and
- the owners' responsibility to maintain the system on an ongoing basis to meet the above performance standard as it applied at the time of approval.

The condition is reflected in condition 1 of the Consent Notice issued on 12 January 2016 in regards to RM140222 reading:

With respect to Lots 2 to 12 and 33 to 35: The owner of the land has ongoing responsibility for the construction and subsequent management and maintenance of any onsite stormwater disposal system, and shall take into account the requirements and intent of the report entitled 'RM140222 – Engineering Completion Report' dated 19 November 2015. This document is stored by Kapiti Coast District Council on file RM140222 and also electronically under e-docs no. 635339. The document is available in the Council's office at any time the office is open to the public.

The report includes:

- indicative on-site design for a variety of scenarios; and
- an approved vehicle crossing design where access is over a swale.

**Note:** The Stormwater Disposal Design outlined in appendix 2 of 'RM140222 – Engineering Completion Report' has been designed for a specific impervious surface covering. If this or any of the design parameters change, the stormwater disposal system will need to be remodelled by a suitably qualified person.

It is therefore considered appropriate to remove the reference to Lots 201 and 202 in condition 2 of Consent Notice 9897467.1.

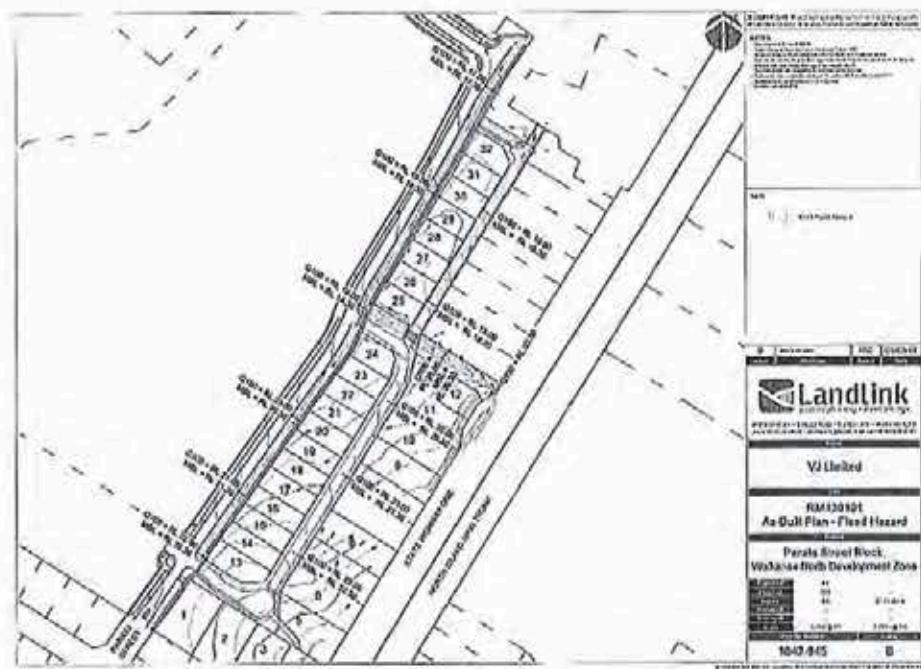
Condition 3 of Consent Notice 9897467.1 currently reads as follows:

With respect to Lot 201 and 202: It is the ongoing responsibility of the landowner to protect and maintain any existing and proposed flow paths and natural drainage paths unless otherwise certified by Council's Development Engineer. One method of compliance with this requirement is the construction and maintenance of any vehicular access across any stormwater swale in general accordance with the design shown on Landlink Plan number 1642-E2-150 issue A. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555609 and is available at any time the office is open to the public.

The applicant proposes to remove the above condition in its entirety as it is reflected in condition 1 of the Consent Notice issued on 12 January 2016 in regards to RM140222 as outlined above.

Condition 4 of Consent Notice 9897467.1 currently reads as follows:

With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202: All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as shown on the Flood Hazard map prepared by Landlink Limited and identified as Drawing Number 1642-945 issue B. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555529 and is available at any time the office is open to the public. For ease of identification, an image of the Flood Hazard map is set out below:



The applicant proposes to remove the reference to Lots 201 and 202 in the above condition as it has been superseded by Condition 12 of RM140222 which is outlined below:

*Lots 33 and 10 to 12 shall have a suitable building site located above the Q100 residual flood*

level. Where a bund is proposed to mitigate the residual flood risk, the consent holder shall show the residual flood hazard extent (in the event of failure or breach) and cross sections showing recommended build levels on flood hazard maps, unless an alternative to the bund is proposed and accepted by the Development Engineer.

All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as defined above.

**Note:** A consent notice under section 221 of the Resource Management Act will be issued to facilitate the recording of this condition, which is to be complied with on an on-going basis.

The condition is reflected in condition 2 of the Consent Notice issued on 12 January 2016 in regards to RM140222 reading:

*With respect to Lots 33 and 10 to 12: A suitable building site located above the Q100 residual flood level shall be provided.*

*All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as defined above.*

It is therefore considered appropriate to remove the reference to Lots 201 and 202 in Condition 4 of Consent Notice 9897467.1.

Condition 5 of Consent Notice 9897467.1 currently reads as follows:

*With respect to Lot 202: the following are prohibited within area "X" as shown on DP 476550 unless otherwise approved by the Kapiti Coast District Council Stormwater Engineer:*

- *The construction of any buildings or other works other than decks supported on poles;*
- *The erection of any fences;*
- *Earthworks of any nature'*
- *Any other activity that may disturb the satisfactory operation of the secondary overflow path and/or bund area which lies within area "X" on DP 476550.*

The applicant proposes to remove condition 5 in its entirety, as substantial work has been undertaken in accordance with condition 23 of RM140222 to the satisfaction of Council's Development Control Team Leader, Rita O'Brien and as outlined in Landlink Limited's RM140222 – Engineering Completion Report, dated 19 November 2015. It is therefore considered appropriate to remove condition 5 from Consent Notice 9897467.1.

### **District Plan and Status of Application**

The site is located within the Waikanae North Zone. The original consents issued under RM100229 and RM130101 were for Discretionary Activity Subdivisions. RM130101 was processed on non-notified basis as affected party approvals were received; RM100229 was processed on a notified basis.

### **Notification Analysis**

In considering whether or not notification is required, Sections 95A to 95F of the Resource Management Act 1991 must be considered. Sections 95A to 95F are set out below:

#### **95A Public Notification of consent application at consent authority's discretion**

- (1) *A consent authority may, in its discretion, decide whether to publicly notify an application for a resource consent for an activity.*
- (2) *Despite subsection (1), a consent authority must publicly notify the application if -*
  - (a) it decides (under section 95D) that the activity will have or is likely to have adverse effects on the environment that are more than minor; or*

- (b) the applicant requests public notification of the application; or
- (c) a rule or national environmental standard requires public notification of the application.

(3) Despite subsections (1) and (2)(a), a consent authority must not publicly notify the application if –

- (a) a rule or national environmental standard precludes public notification of the application; and
- (b) subsection (2)(b) does not apply.

(4) Despite subsection (3), a consent authority may publicly notify an application if it decides that special circumstances exist in relation to the application.

**95B Limited notification of consent application**

- (1) If a consent authority does not publicly notify an application for a resource consent for an activity, it must decide (under sections 95E and 95F) if there are any affected persons or affected order holders in relation to the activity.
- (2) The consent authority must give limited notification of the application to any affected person unless a rule or national environmental standard precludes limited notification of the application.
- (3) The consent authority must give limited notification of the application to any affected order holder even if a rule or national environmental standard precludes public or limited notification of the application.

**95C Public notification of consent application after request for further information or report**

- (1) Despite Section 95A(1), a consent authority must publicly notify an application for a resource consent if –
  - (a) it has not already been decided whether to give public or limited notification of the application; and
  - (b) subsection (2) or (3) applies.
- (2) This subsection applies if the consent authority requests further information on the application under Section 92(1), but the applicant –
  - (a) does not provide the information before the deadline concerned; or
  - (b) refuse to provide the information.
- (3) This subsection applies if the consent authority notifies the applicant under section 92(2)(b) that it wants to commission a report, but the applicant –
  - (a) does not respond before the deadline concerned; or
  - (b) refuses to agree to the commissioning of the report.
- (4) This section applies despite any rule or national environmental standard that precludes public or limited notification of the application.

**95D Consent authority decides if adverse effects likely to be more than minor**

A consent authority that is deciding, for the purpose of section 95A(2)(a), whether an activity will have or is likely to have adverse effects on the environment that are more than minor –

- (a) must disregard any effects on persons who own or occupy –
  - (i) the land in, on, or over which the activity will occur; or
  - (ii) any land adjacent to that land; and
- (b) may disregard an adverse effect of the activity if a rule or national environmental standard permits an activity with that effect; and
- (c) in the case of a controlled or restricted discretionary activity, must disregard an adverse effect of the activity that does not relate to a matter for which a rule or national environmental standard reserves control or restricts discretion; and
- (d) must disregard trade competition and the effects of trade competition; and

(e) must disregard any effect on a person who has given written approval to the relevant application.

**95E Consent authority decides if person is affected person**

- (1) A consent authority must decide that a person is an affected person, in relation to an activity, if the activity's adverse effects on the person are minor or more than minor (but are not less than minor).
- (2) The consent authority, in making its decision, -
  - (a) may disregard an adverse effect of the activity on the person if a rule or national environmental standard permits an activity with that effect; and
  - (b) in the case of a controlled activity or restricted discretionary activity, must disregard an adverse effect of the activity on the person that does not relate to a matter for which a rule or national environmental standard reserves control or restricts discretion; and
  - (c) must have regard to every relevant statutory acknowledgement made in accordance with an Act specified in Schedule 11.
- (3) Despite anything else in this section, the consent authority must decide that a person is not an affected person if -
  - (a) the person has given their written approval to the activity and has not withdrawn the approval in a written notice received by the authority before the authority has decided whether there are any affected persons; or
  - (b) it is unreasonable in the circumstances to seek the person's written approval.

**95F Consent authority decides if person is affected order holder**

A consent authority must decide that a person is an affected order holder, in relation to an activity if -

- (a) the person is the holder of a customary rights order; and
- (b) the activity may have any adverse effects on a recognised customary activity carried out under the order in accordance with section 17A(2); and
- (c) the person has not given written approval to the activity or has withdrawn approval to the activity in a written notice received by the authority before the authority has decided whether there are any affected order holders.

Following a detailed assessment of the proposal, it is considered that the adverse effects on the environment will be no more than minor. Varying the consent notices will not impede the development of the residential allotments resulting from RM140222.

After undertaking a thorough assessment of the application and a site visit, I am satisfied that the effects of the proposal are no more than minor and that the proposal is consistent with the Objectives and Policies of the Kapiti Coast Operative and Proposed District Plans.

The applicant has not supplied any written approvals and after undertaking a site visit, it is considered that there are no adversely affected parties and that therefore Council is not required to consider the application on a limited notification basis.

There are no special circumstances pursuant to Section 95A(4) of the Resource Management Act 1991 to warrant notification. Therefore it is considered that notification in any form is not warranted for this application.

**ASSESSMENT**

For the reasons outlined above, it is considered appropriate to vary the Consent Notices as proposed to provide clarity for future owners of the lots resulting from subdivision development consent RM140222.

## **CONCLUSION**

The existing consent notice can be varied as assessed above and will facilitate the development of the land as already approved under RM140222.

## **DECISION:**

The Kapiti Coast District Council hereby agrees pursuant to section 221(3) of the Resource Management Act 1991 to vary conditions 1, 2 and 4 of Consent Notice 9099897.6 and conditions 1-5 of the Consent Notice 9897467.1 registered against the titles for Lots 201 and 202 DP 476550.

Accordingly, the conditions of Consent Notice 9099897.6 will be amended to read as follows:

### Condition 1:

With respect to Lots 2, 5 and 107: Foundation design and construction for any new building or addition or alterations to a building shall take into account:

- The findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "Statement of Professional Opinion as to Suitability of Land for Building Construction" together with associated documents which were submitted to Council in relation to application No. RM100229; and
- The requirements and intent of the report entitled "Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical" dated August 2006.

*Copies of the above documents are available in the Kapiti Coast District Council Office at any time the office is open to the public.*

### Condition 2:

With respect to Lot 5: Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to the following design criteria to the satisfaction of the Kapiti Coast District Council:

- provide all roads and vehicle carriageways with a primary system designed to convey the  $Q_{10}$  rainfall event and with a secondary overflow system designed to convey the  $Q_{100}$  rainfall event;
- include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal designed approved under Condition 26;
- protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kapiti Coast District Council Stormwater Engineer; and
- be verified through hydraulic modelling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

*It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.*

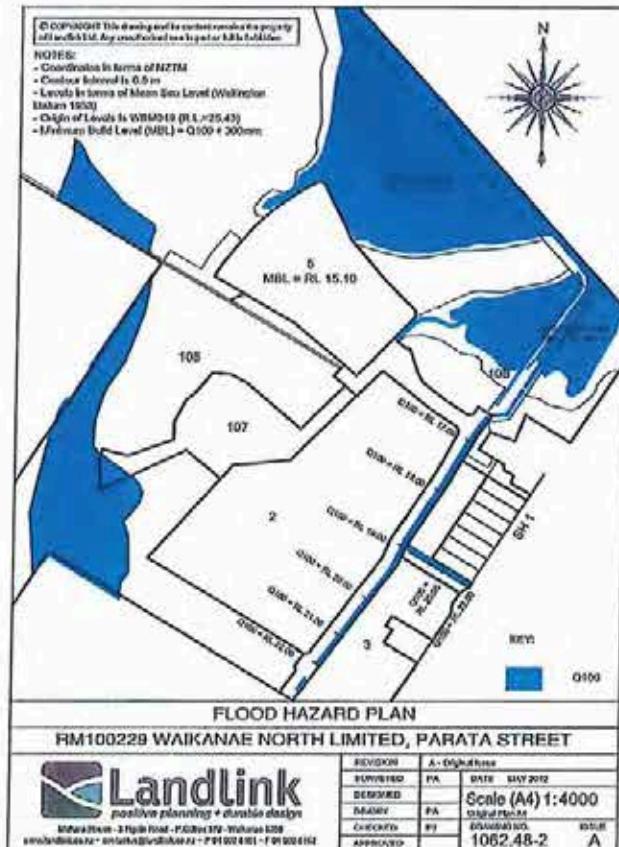
### Condition 4:

With respect to Lot 107: Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level ( $Q_{100}$ ) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended build levels can be obtained by consultation with Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent

notice, related to the flood risk shown on the Waikanae north Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Waikanae Both Development following Drainage Updates", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled Q100 levels are, at the date of issue of this consent notice, recorded on Landlink Flood Hazard Plan number 1062.48-2 Issue A, a copy of which is replicated below for purposes of identification:



Note: The above plans are held on Kapiti Coast District Council file RM100029 and are available from Council's office at any time the office is open to the public.

Accordingly, the conditions of Consent Notice 9897467.1 will be amended to read as follows:

Condition 1:

With respect to Lots 1 and 13 to 32: Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings and recommendations within the following documents:

- The Design Report for Parata St Block Waikanae north dated 8 October 2013 and prepared by J D Bell of Landlink; and
- The report on Foundations, Roading and As Built Earthworks dated 13 November 2014 and prepared by DJ Munro of Landlink Limited

which were submitted to Council in relation to application No. RM130101. Copies of the above documents are available from file RM130101 in Council's Office at any time the office is open to the public and are also stored electronically under e-docs reference nos. 555006 and 555011 respectively.

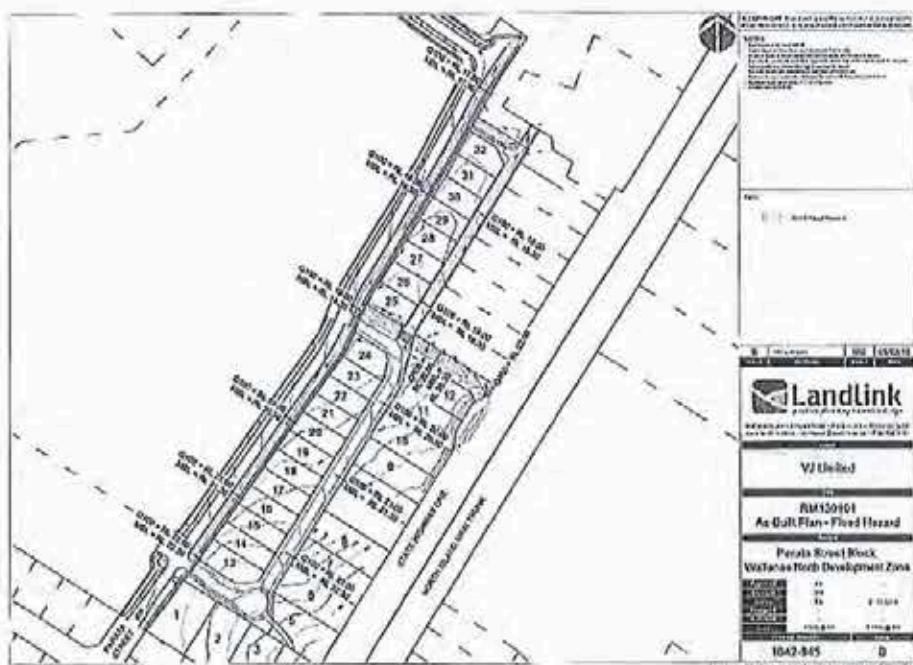
Condition 2:

With respect to Lots 1 and 13 to 32 inclusive: The owner of the land has an ongoing responsibility for the construction and subsequent management and maintenance of any on site stormwater disposal system to meet the performance standards given in the certified stormwater disposal design as set out in the document entitled "RM130101 – Subdivision of Lot 3 DP 454080 On site attenuation requirements for residential lots" dated 20 March 2015. This document is stored by Kapiti Coast District Council on file RM130101 and also electronically under e-docs reference no. 555042. Both documents are available in Council's office at any time the office is open to the public.

Condition 3 will be removed in its entirety.

Condition 4:

With respect to Lots 1 and 13 to 32 inclusive: All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as shown on the Flood Hazard map prepared by Landlink Limited and identified as Drawing Number 1642-945 issue B. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555529 and is available at any time the office is open to the public. For ease of identification, an image of the Flood Hazard map is set out below:

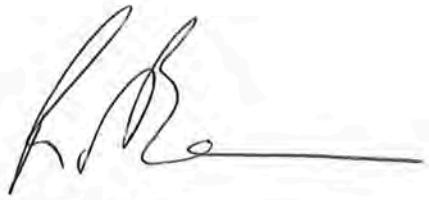


Condition 5 will be removed in its entirety.



Marnie Rydon  
Resource Consents Planner  
Delegated Officer

15 January 2016



Rita O'Brien  
Development Control Team Leader  
Delegated Officer

14 February 2017

Conan Doyle  
17 Heihei Place  
Paraparaumu 5032

Dear Conan

**RM160295: TO CONSTRUCT A DWELLING WITHIN PRECINCT 4 OF THE WAIKANAE NORTH DEVELOPMENT ZONE WITH A REAR LANE ENCROACHMENT AND THAT DOES NOT COMPLY WITH THE PERMITTED ACTIVITY STANDARDS FOR SOLAR HOT WATER SYSTEMS.**

We are pleased to enclose your Resource Consent for the above planning application.

As you will see from the Resource Consent there is one condition that needs to be complied with.

If you do not agree with the conditions of your consent you may object and have the matter considered by Hearing Commissioners. This is done by lodging an objection in accordance with Section 357 of the Resource Management Act 1991. Please note that, if you do wish to object, you must advise the Resource Consents Manager within 15 working days from the date of receiving this consent.

If you have any concerns regarding the conditions prior to lodging an objection please contact me to discuss on (04) 2964 621 as it may be possible to make minor amendments or corrections outside of the objection process.

There is no deposit for an objection. However, a fee of \$146 per hour (including GST) is required if Council's Development Engineer is involved. Time and costs will also be charged unless waived by the Hearing Commissioners and if an objection is upheld there will be no charges; if upheld in part then a proportion of costs will be charged.

Please note also that this consent will lapse within 5 years of the date of issue of this decision unless it is given effect to within that time. You may apply for an extension of the consent before the consent lapses. Council may grant an extension if it is satisfied that the criteria set out in Section 125 of the Resource Management Act 1991 are met.

The Resource Consents Team is continually working to improve the service we provide and would appreciate your feedback. We will email you in the next few weeks to invite you to make your comments and would be grateful if you could please take the time to complete an online survey.

Thank you for dealing with the Kāpiti Coast District Council.

Yours sincerely

  
Ross Goodman  
Resource Consents Planner

## RESOURCE CONSENT UNDER PART VI OF THE RESOURCE MANAGEMENT ACT 1991

### CONSENT NO: RM160295

<b>APPLICANT:</b>	Conan Doyle
<b>LOCATION OF ACTIVITY:</b>	7 Mahia Lane, Waikanae
<b>DESCRIPTION OF ACTIVITY:</b>	To construct a dwelling within Precinct 4 of the Waikanae North Development Zone with a rear lane encroachment and that does not comply with the permitted activity standards for solar hot water systems.

#### DECISION:

Granted subject to a condition on 14 February, 2017.

**The following condition was imposed under Section 108 of the Resource Management Act 1991:**

#### Condition:

##### General

1. The proposed activity shall be undertaken in general accordance with the plans prepared by Coastal Architectural Ltd. titled "KC Homes Ltd. for Lot 16, 7 Mahia Lane, Waikanae" Job No. 175 Page 1 Rev B dated January 2017 and 5 Rev A dated November 2016 and all stamped 'Final Approved Plans' on 14 February 2017 and all other specifications lodged with RM160295.

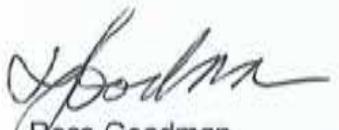
#### Advice Notes:

- Under Section 125 of the Resource Management Act 1991, this resource consent will lapse in five years, unless it is given effect to within that time.
- Please note that a resource consent is not a consent to build. A building consent must be issued prior to any building work being undertaken.
- All work undertaken onsite shall be in accordance with the variation to consent notice issued by Council in respect to RM14022A on the 15 January, 2016.

**Reasons for Decision:**

In accordance with Sections 104 and 104B of the Resource Management Act 1991 the actual and potential effects associated with the proposed activity have been assessed and are outlined in the report.

It is considered that the adverse effects of the proposed activity on the environment will be minor and that the proposed activity is not contrary to the relevant Objectives, Policies and Assessment Criteria of the Kapiti Coast District Plan.



Ross Goodman  
Resource Consents Planner

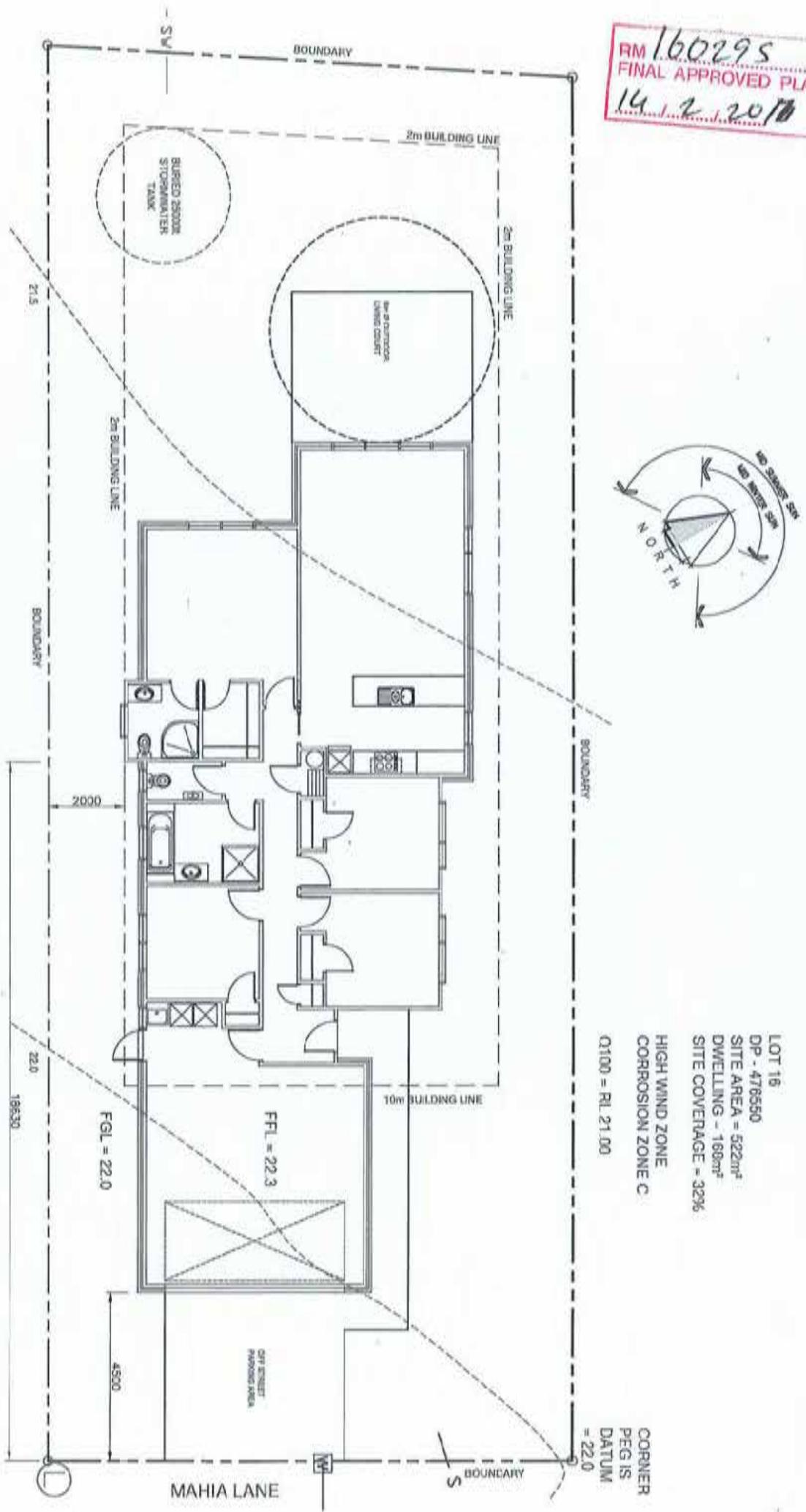


RM 160295  
FINAL APPROVED PLANS  
14/2/2010

## SITE PLAN

SCALE 1:100

Project Name		Address		Site Plan		Drawing Title		Dimensions	
NEW DWELLING		KC HOMES LTD		COASTAL		Design		Design	
LOT 15, TUMAH LANE, WADDALE		11 Hobson Place Perth Western Australia 6000 Tel: 08 285 0148 Email: sales@coastalhomes.com.au		B1/ Francis St. Suburb Site Plan		B1/ Francis St. Suburb Site Plan		B1/ Francis St. Suburb Site Plan	
		175		1		B		B	



14 February 2017

## NOTIFICATION & SECTION 104 DECISION REPORT

<b>Applicant:</b>	Conan Dolye
<b>Site Address:</b>	7 Mahia Lane, Waikanae
<b>Legal Description:</b>	Lot 16 DP 476550
<b>Site Area:</b>	522 square metres more or less
<b>Applicant's Address for Service:</b>	17 Heihei Place, Paraparaumu
<b>Proposal:</b>	To construct a dwelling within Precinct 4 of the Waikanae North Development Zone with a rear lane encroachment and that does not comply with the Permitted Activity Standards for solar hot water systems
<b>Land Owner:</b>	VJ Limited
<b>Zone:</b>	Waikanae North Development Zone
<b>Activity Status:</b>	Discretionary

Report prepared by: Ross Goodman, Resource Consents Planner  
 Report peer reviewed by: Naomi Dillon, Resource Consents Service Planner

Date consent application received: 21 December, 2016  
 Date further information requested: 11 January, 2017  
 Date further information received: 30 January 2017

### 1. EXECUTIVE SUMMARY

This report provides an analysis of the resource management issues relating to notification status and the Council's Section 104 decision for the activity proposed under resource consent application RM160295. The decisions at sections 10 and 14 are to:

- consider the proposed development on a non-notified basis (section 10); and
- grant to the proposed activity to construct a dwelling within Precinct 4 of the Waikanae North Development Zone with a rear yard encroachment and that does not comply with the Permitted Activity Standard for solar hot water systems (section 14) subject to appropriate conditions.

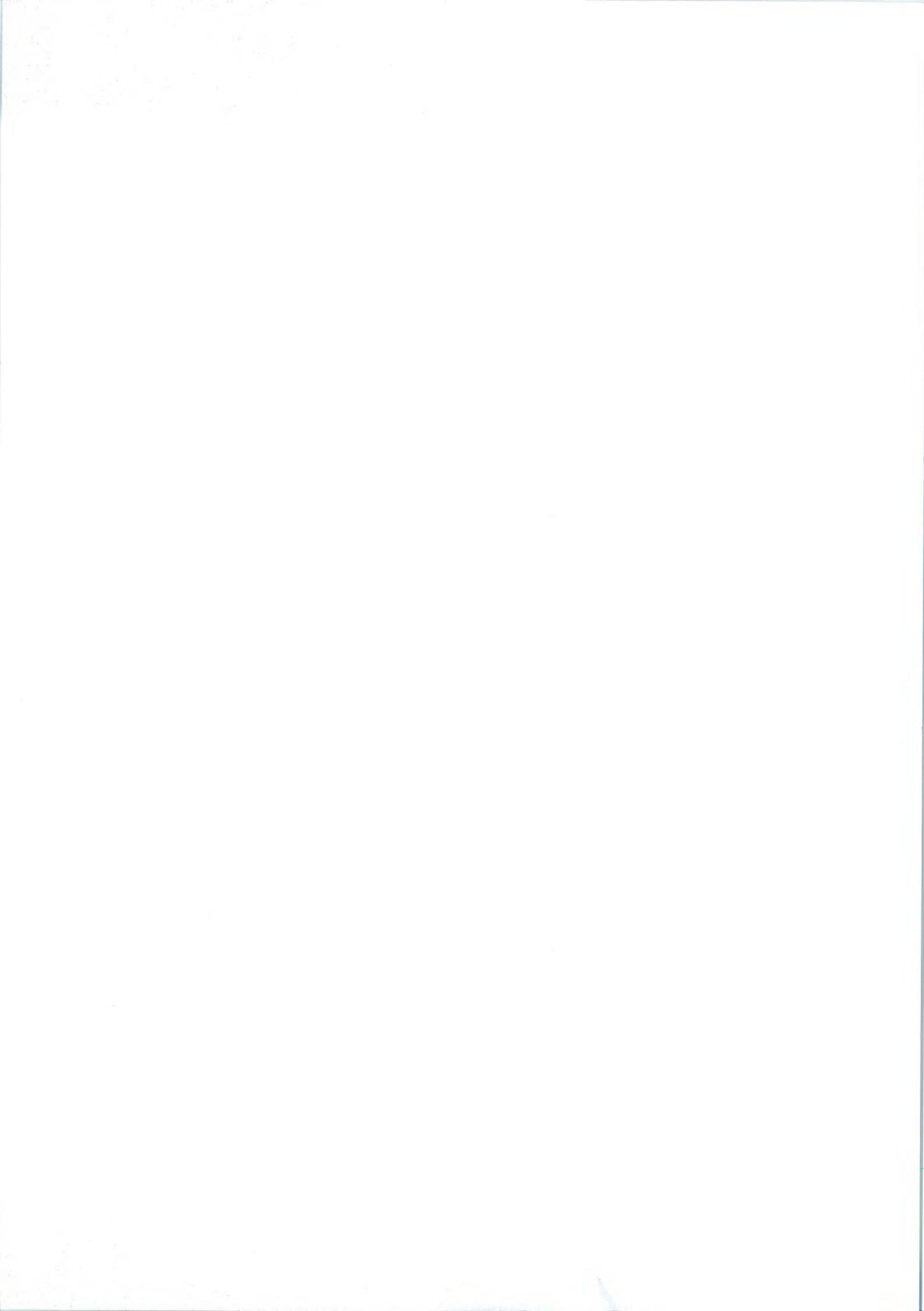
### 2. THE PROPOSAL

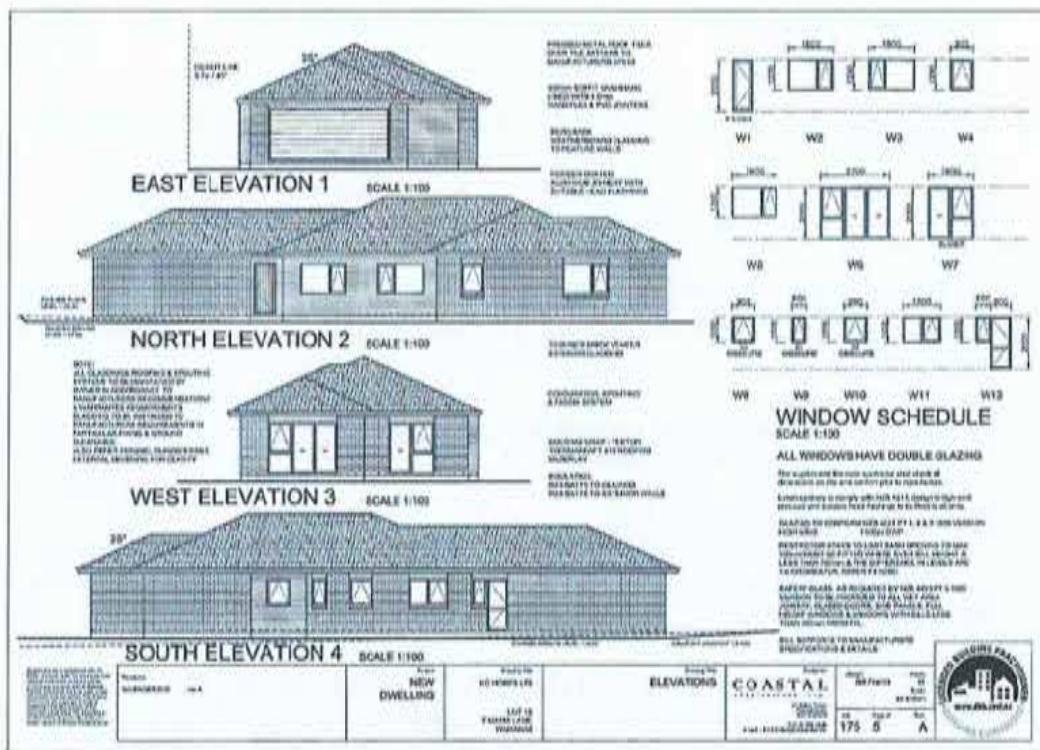
#### 2.1 Description of Proposal

The Applicant is seeking consent to build a new single storey dwelling consisting of an open plan living area, 4 bedrooms, 3 bathrooms and a double garage car garage at 7 Mahia Lane, Waikanae.

The single storey dwelling will be clad with brick veneer and bevelback weatherboards with a metal tile hip roof.

The proposed dwelling is to have a floor area of 168m<sup>2</sup> which equates to a 32% site coverage.





*Figure 1: Elevations*

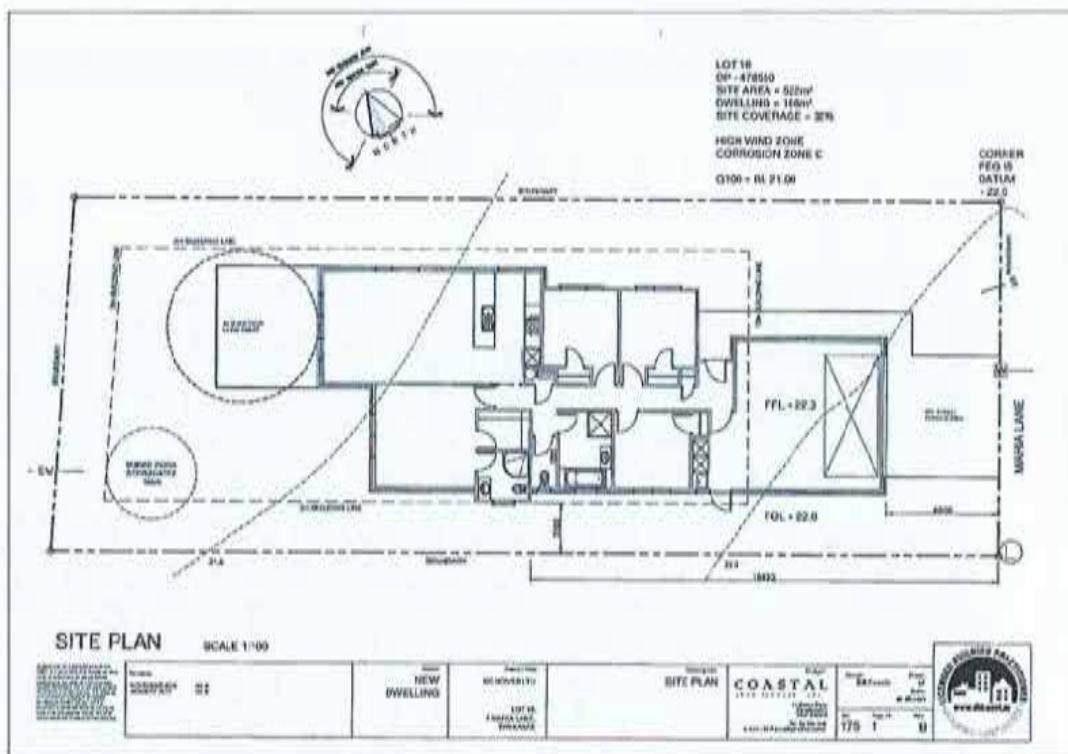


Figure 2: Site plan

The dwelling will be located centrally on the site. The western aspect of the site will be available to allow flow from the living area to the outdoor area.

The dwelling area extends 5.5m into the 10m setback on the eastern side towards Mahia Lane.

The maximum height of the dwelling will be 4.9m to the peak of the roof from ground level.

The Applicant proposes to provide a 25,000 litre buried concrete tank. The additional attenuation water will be dealt with by way of a soak pit.

The dwelling will have R4.6 Batts installed in the ceiling, R2.6 Batts in the walls and the insulated concrete foundation provides R2.0 insulation which comply with the insulation requirements.

It is proposed to install a gas powered on demand hot water system instead of solar panels to reduce the load on electricity.

## **2.2      Applicant's Assessment of Effects**

The applicant has provided an assessment of effects of the activity on the environment (AEE).

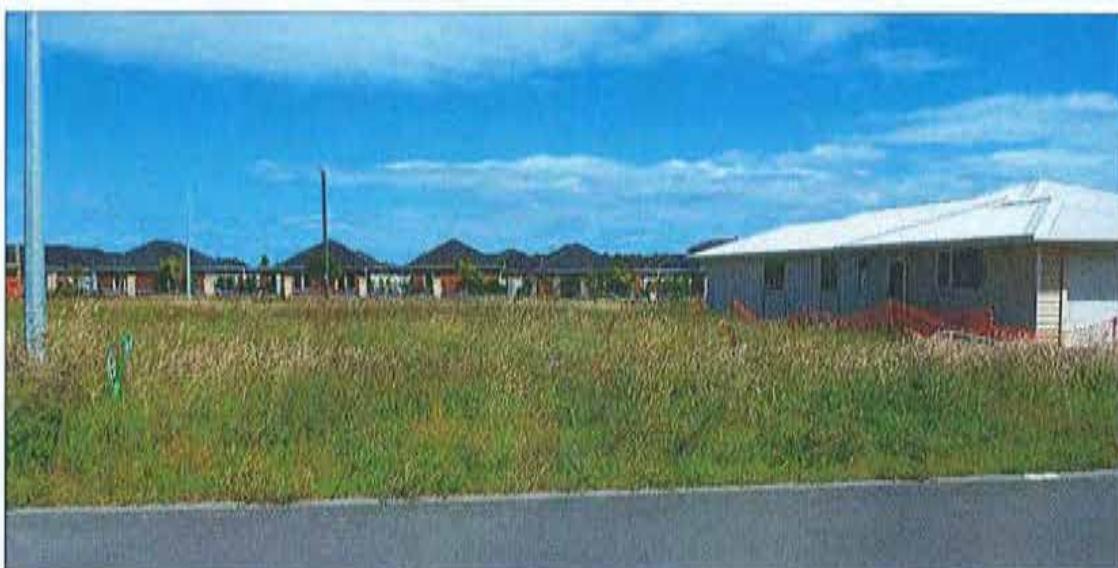
The AEE concludes that "the design of the dwelling has met the majority of the Precinct 4 requirements and therefore the proposed dwelling is worthy of consent".

## **3.      SITE AND SURROUNDING ENVIRONMENT**

### **3.1      Site Description**

The application site known as 7 Mahia Lane, Waikanae with a legal description of Lot 16 DP 476550 within certificate of title 658759 is shown to contain an area of 522m<sup>2</sup>.

The site, being rectangular in shape, is relatively flat with only a minor slope towards Parata Street to the west. The property covered in grass obtains vehicular access from Mahia Lane to the rear.



*Figure 3: View of application site from Mahia Lane*

There are Consent Notices, Encumbrances and 2 Land Covenants that are listed on the title that the Applicant needs to adhere to.

Consent Notices 9099897.6 and 9897467.1 were subject to a variation pursuant to section 221(5) of the Resource Management Act 1991 on the 19<sup>th</sup> January, 2016 in respect to Lots 1 and 13 to 32 in regard to foundation design, onsite stormwater disposal and the level of the underside of the floor joists and/or floor slab.

The Land Covenant and Encumbrance limits development onsite to buildings and residential use only.

### **3.2 Surrounding Environment**

The surrounding environment includes the retirement village and associated care facilities to the east. There are a number of vacant residential sites in close proximity to the application site that were created under land use consents to establish residential lots.

Established residential development is located to the south of the Waikanae North subdivision.

Approximately 75m to the east of the application site is State Highway 1.

### **3.3 Written Approvals**

No written approvals were provided with this application.

### **3.4 Consent History**

RM130101 VJ Limited, 32 lot subdivision with right of way at Waikanae North. Decision issued 25/11/ 2013.

RM140222 VJ Limited, 14 residential lot subdivision at Waikanae North. Decision issued 2/3/2015.

RM140222A VJ Limited, Application to vary Consent Notices 9099897.6 and 9897467.1 at Mahia Lane, Waikanae. Decision issued 15 January 2016.

## **4. OPERATIVE DISTRICT PLAN PROVISIONS**

### **4.1 Kapiti Coast Operative District Plan**

The Kapiti Coast District Plan sets out the status of the activity within rules, that is whether they are permitted, controlled, restricted discretionary, discretionary, non-complying or prohibited. The Objectives and Policies contained in the District Plan are also important in decision making as they are to be taken into account in the evaluation of the activities.

### **4.2 Zoning and Overlays**

The property is zoned Waikanae North under the Kapiti Coast District Plan. The site is within Precinct 4. The site is identified as being subject to the Noise Corridor for State Highway 1 on the District Plan maps for this site.

Mahia Lane has been identified as a "rear lane" in Precinct 4 therefore a 10m lane yard applies.

#### 4.3 Relevant Rules and Standards

The Rules and Standards that apply to this application are:

##### **D.1.1 Residential Zone Rules**

###### **D.1.1.1 Permitted Activities**

*The following are permitted activities:*

(i) *One dwelling and one family flat and accessory buildings on any lot provided they comply with all the permitted activity standards*

###### **D.1.1.3 Discretionary Activities**

*(B) The following are Discretionary Activities*

i. *All activities which are not listed as NON COMPLYING or PROHIBITED and all other activities which do not comply with one or more of the permitted activity or controlled activities standards.*

##### **D.10.1.4 Precinct 4 – Village (Houses, Townhouses and Retirement Accommodation)**

*Within Precinct 4 shown on the Zone's Precinct Plan, the rules and standards of the Residential Zone (D1) shall apply, except that:*

(a) *Additional permitted activity standards are as follows:*

###### Water Re-Use Standard

a) *Rainwater storage tanks with a minimum capacity of 10,000 litres for the supply of non-potable water for outdoor use and indoor toilets.*

b) *Rainwater storage tanks with a minimum capacity of 4500 litres for the supply of non-potable water for outdoor use and indoor toilets and a greywater re-use system for outdoor irrigation. The greywater re-use system shall take all water from bathrooms (with the exception of toilets) and the washing machine.*

###### Solar Hot Water System Standard

*Solar hot water heating shall be fitted to each household unit with a minimum of 2m<sup>2</sup> of solar panel per unit.*

(e) *Permitted Activity Standard for yards is:*  
*Rear yard to lane – 10m (this shall not apply to accessory buildings)*

(k) *Building activity is a Restricted Discretionary Activity in respect of:*

- External design, appearance and siting*
- Residential amenity for each household unit*
- Standard, construction and location of vehicle access parking*
- Site landscaping*

*Express Provision: The written approval of persons will not be necessary and applications shall not be served or notified.*

*The following standard shall apply:*

*- 8m maximum building height*

*In determining whether to grant consent and if so, what conditions if any to impose, the Council will have regard to the extent of consistency with relevant parts of the Waikanae North Design Guide – Appendix 1.*

#### **4.4 Activity Status**

The activity needs to be considered as a discretionary activity under Rule D.2.1.3(B). The application has this status because it is unable to comply with the following Permitted Activity Standards:

- (a) *Solar Hot Water System Standard*
- (b) *Rear yard to lane – 10m (this shall not apply to accessory buildings)*

#### **4.5 Relevant Objectives and Policies**

The following Objectives and Policies apply to this application:

C.1.1      *Objective 1.0*  
*Policy 1*

C.21.1      *Objective 1*  
*Policies 1, 2 and 6.*

See the Operative District Plan for the complete text of the above Objectives and Policies.

### **5. PROPOSED KAPITI COAST DISTRICT PLAN 2012**

#### **5.1 The 'Proposed Plan'**

On 29 November 2012, the Council publicly notified the Proposed District Plan 2012 (the Proposed Plan). The Proposed Plan includes a full review of the Operative Plan provisions, and marks a major shift in the Council's approach to resource management in the District. Parts of the Proposed Plan have been withdrawn, while others will undergo significant amendment as the result of the submissions and hearings processes.

Although the relevant proposed Rules and Standards that apply to this application have no legal effect at present, the Objectives and Policies must be considered.

#### **5.2 Zoning and Overlays**

The property is zoned Waikanae North Development Zone as shown on Planning Map 7A in the Proposed Plan. The site is shown to be within the areas identified:

- Waikanae North Precinct 4,
- Coastal Environment
- Lowland Alluvial Terrace Ecological Domain.

### **5.3 Relevant Rules and Standards**

No Rules in the Proposed Plan currently have legal effect except for those listed on pages 3-4 of Chapter 1 in the Proposed Plan. This application is not subject to those provisions.

### **5.4 Activity Status**

As no rules currently have legal effect in relation to this proposal, activity status determination is not applicable.

### **5.5 Relevant Objectives and Policies**

The Objectives and Policies in the Proposed Plan have legal effect, and are a matter to have regard to under section 104 of the Act. The following Objectives and Policies of the Proposed Plan are of particular relevance to this application:

a) Objectives	2.3, 2.11 and 2.12
b) Living Environment Policies	5.1, 5.3, 5.7, 5.10, 5.11, 5.13, 5.15 and 5.30.

For the full text of the above provisions, reference can be made to the Proposed Plan.

## **6. RELEVANT NATIONAL ENVIRONMENTAL STANDARDS**

There are no National Policy Statements that apply to this application.

## **7. RELEVANT NATIONAL POLICY STATEMENTS**

The following National Policy Statements apply to this application:

## **8. RELEVANT STATUTORY PROVISIONS**

In considering whether or not notification is required, Sections 95A to 95F of the Resource Management Act 1991 must be considered. Sections 95A to 95F are referenced below:

*95A Public Notification of consent application at consent authority's discretion*

*95B Limited notification of consent application*

*95C Public notification of consent application after request for further information or report*

*95D Consent authority decides if adverse effects likely to be more than minor*

*95E Consent authority decides if person is affected person*

*95F Status of protected customary rights group*

*95G Status of customary marine title group*

For the full text of the above provisions, please refer to the Resource Management Act 1991.

In considering the merits of an application, Section 104 of the Resource Management Act 1991 must be considered. Section 104 is set out below:

### ***104 Consideration of applications***

- (1) *When considering an application for a resource consent and any submissions received, the consent authority must, subject to Part 2, have regard to—*
  - (a) *any actual and potential effects on the environment of allowing the activity; and*
  - (b) *any relevant provisions of—*
    - (i) *a national environmental standard;*

- (ii) other regulations;
- (iii) a national policy statement;
- (iv) a New Zealand coastal policy statement;
- (v) a regional policy statement or proposed regional policy statement;
- (vi) a plan or proposed plan; and
- (c) any other matter the consent authority considers relevant and reasonably necessary to determine the application.

(2) When forming an opinion for the purposes of subsection (1)(a), a consent authority may disregard an adverse effect of the activity on the environment if a national environmental standard or the plan permits an activity with that effect.

(2A) When considering an application affected by section 124, the consent authority must have regard to the value of the investment of the existing consent holder.

(3) A consent authority must not,—

- (a) when considering an application, have regard to—
  - (i) trade competition or the effects of trade competition; or
  - (ii) any effect on a person who has given written approval to the application;
- (c) grant a resource consent contrary to—
  - (i) section 107, 107A, 107E, or 217;
  - (ii) an Order in Council in force under section 152;
  - (iii) any regulations;
  - (iv) a Gazette notice referred to in section 26(1), (2), and (5) of the Foreshore and Seabed Act 2004;
- (d) grant a resource consent if the application should have been notified and was not.

(4) A consent authority considering an application must ignore subsection (3)(a)(ii) if the person withdraws the approval in a written notice received by the consent authority before the date of the hearing, if there is one, or, if there is not, before the application is determined.

(5) A consent authority may grant a resource consent on the basis that the activity is a controlled activity, a restricted discretionary activity, a discretionary activity, or a non-complying activity, regardless of what type of activity the application was expressed to be for.

(6) A consent authority may decline an application for a resource consent on the grounds that it has inadequate information to determine the application.

(7) In making an assessment on the adequacy of the information, the consent authority must have regard to whether any request made of the applicant for further information or reports resulted in further information or any report being available.

Sections 104A-104D set out particular restrictions on determining applications for controlled, restricted discretionary, discretionary, or non-complying activities. The relevant provisions are summarised below:

**104B Determination of applications for discretionary or non-complying activities**

Section 104B states that after considering an application for a resource consent for a discretionary or non-complying activity, a consent authority—

- (a) May grant or refuse the application; and
- (b) If it grants the application, may impose conditions under section 108.

**9. ASSESSMENT OF PROPOSAL**

**9.1 Adequacy of information**

Section 104(6) allows the consent authority to decline a consent application if it has inadequate information to determine the application.

Further information was sought on the 11<sup>th</sup> of January, 2107 in respect to the noise levels in habitable rooms and water re-use. The Applicant supplied to Council on the 30<sup>th</sup> of January, 2017 the requested information.

The assessment carried out by Malcolm Hunt Associates determined that the predicted levels of noise protection are at least 2 dB above the minimum design certificate.

Along with the fact that the sliding doors being double glazed will be aluminium with brush seals, plus the location of the door for bedroom 3 facing away from the current State Highway there is good grounds for Council to consider the overall acoustic requirements of  $L_{10, 18hr}$  dBA can be met.

Based upon the above analysis an Acoustic Design Certificate for 7 Mahia Lane, Waikanae was issued on the 30<sup>th</sup> of January, 2017.

The Applicant proposes to provide a 25,000 litre buried concrete tank. The additional attenuation water will be dealt with by way of a soak pit.

Upon receipt of the additional information it was then determined that adequate information had been provided to Council to determine the application.

## **9.2 Actual or potential effects on the environment**

Sections 95A-95F & 104(1)(a) provides that when considering an application for a resource consent and any submissions received, the consent authority must, subject to Part 2, have regard to any actual and potential effects on the environment of allowing the activity.

Methods of analysis to determine the actual or potential environmental effects of the activity have focused on site visits, studies of Council held data and feedback from other relevant Council departments.

### External design, appearance and siting

The proposed single storey four bedroom dwelling with an attached double garage, clad in brick veneer and bevelback weatherboards will have a similar appearance to other dwellings that have been constructed in this area. The dwelling is considered to be of a style similar to other residential buildings in the neighbouring areas of Waikanae.

The dwelling is shown to be sited 2m from the southern property boundary as per the Waikanae North Precinct 4 side yard requirements. A living court is to be provided to the north west of the dwelling which will take advantage of the afternoon sun.

### Residential amenity for each household unit

The plans submitted with the application show the proposed dwelling to comply with the height in relation to boundary requirement and the outdoor living court standards. It is considered that the proposed development will have a no more than minor effect on the residential amenity of the surrounding residential area.

### Standard, construction and location of vehicle access parking

The development of the dwelling with an attached double garage within the rear lane yard will not adversely impact on the availability of parking on site or within the lane. The

attached garage is set back 4.5m from Mahia Lane which allows a vehicle to be parked in front of the garage for family members or visitors. This allows the parking of three cars within the boundary of the site.

#### Site landscaping

There is sufficient area available onsite to undertake landscaping which will add to the residential amenities of the area, whilst providing a low level of screening in the future.

#### Positive Effects

The proposed development will enable the construction of a new dwelling with an internally accessed double garage and a living outdoor living area to the northwest on this site which is in accordance with the intention of this area.

#### Walkanae North Design Guide

The design guide "Access Lane Codes" states that there should be no on street parking in access lanes and garaging should be set back from lanes.

The design guide seeks that residential buildings be built close to the street with private back yards and the garage accessed from the rear lane.

The proposed dwelling is considered to be consistent with the design guide. The outdoor living area will be located to the northwest of the dwelling adjacent to Parata Street. This is considered the best outcome to take advantage of the afternoon sun.

Two parking spaces are located in the attached garage that is recessed back from Mahia Lane by 4.5m. Whilst this is not fully consistent with the design guidelines, it meets the intent of the guidelines which is to allow adequate parking spaces to be provided onsite.

#### **9.3 Relevant NES, regulations, policy statements, plans or proposed plans**

Section 104(1)(b) provides that when considering an application for a resource consent and any submissions received, the consent authority must, subject to Part 2, have regard to any relevant provisions of—

- (i) a national environmental standard;
- (ii) other regulations;
- (iii) a national policy statement;
- (iv) a New Zealand coastal policy statement;
- (v) a regional policy statement or proposed regional policy statement;
- (vi) a plan or proposed plan.

The relevant Objectives and Policies of the Operative and Proposed District Plans relate to residential amenity, the quality of the buildings being constructed and pedestrian safety in the Walkanae North Development Area. It is considered that the proposal is generally consistent with these Objectives and Policies.

#### **9.4 Proposed Greater Wellington Region Natural Resources Plan and the Wellington Regional Policy Statement 2013**

The Proposed Natural Resources Plan for the Wellington Region was notified on 31 July 2015. I am of the opinion that, in this particular case, none of the provisions of the plan are

relevant because there are no hazards on this site and no other provisions of the plan appear to apply.

The RPS provides an overview of the resource management issues for the region (within the regional council's functions under s.30 of the RMA), and states the policies and methods required to achieve the integrated management of the region's natural and physical resources. I am of the opinion that none of the Policies and Objectives of the RPS are relevant to this proposal.

#### **9.5 Other relevant matters**

Section 104(1)(c) provides that when considering an application for a resource consent and any submissions received, the consent authority must, subject to Part 2, have regard to any other matter the consent authority considers relevant and reasonably necessary to determine the application.

There are no other matters that are relevant to this application that need to be considered.

### **10. NOTIFICATION DECISION**

NB: Please refer to Section 9.2 'Actual or Potential Effects on the Environment' for the assessment upon which the notification decision is based.

#### **10.1 Public Notification Decision**

Council staff acting under authority delegated by the Council, decided under Sections 95A and 95D of the Resource Management Act 1991 that the application needed to be publicly notified/need not be publicly notified. The reasons for this decision were:

1. The applicant did not request that the application be publicly notified;
2. A rule or national environmental standard does not require public notification of the application;
3. The effects of the activity will be minor, for the reasons discussed above under the heading "Actual or Potential Effects on the Environment"; and
4. Special circumstances do not exist in relation to the application that requires it to be notified.

**Recommendation:**

That the application **need not be publicly notified** in accordance with Sections 95A and 95D of the Resource Management Act 1991.

Reported and Recommended by:



Ross Goodman

Resource Consents Planner

**Decision:** "That the above recommendation be adopted."

Delegated Officer (Peer Reviewer):



Naomi Dillon

Resource Consents Services Planner

## 10.2 Limited Notification Decision

Council staff acting under authority delegated by the Council, decided under Sections 95B, 95E and 95F of the Resource Management Act 1991 that notice of the application need not be served on any person

The reason for this decision is:

1. There are no persons considered to be an affected party.

### **Recommendation:**

That the application be processed on a **non-notified** basis in accordance with Sections 95B, 95E and 95F of the Resource Management Act 1991.

**Reported and Recommended by:**



Ross Goodman

Resource Consents Planner

**Decision:** *"That the above recommendation be adopted."*

**Delegated Officer (Peer Reviewer):**



Naomi Dillon

Resource Consents Service Planner

## 11. PART 2 MATTERS

Any consideration under Section 104(1) is subject to Part 2 of the Act. Part 2 sets out the purpose and principles of the Act. In addition, Part 2 requires the Council to recognise and provide for matters of national importance (Section 6); have particular regard to other matters (Section 7); and to take into account the principles of the Treaty of Waitangi (Section 8).

### 11.1 Section 5-Purpose

Section 5(1) states that the purpose of the Act is to promote the sustainable management of natural and physical resources.

The proposal is in accordance with Section 5 of the Act as it allows for the construction of a dwelling without having a detrimental impact on the residential environment or any neighbouring properties.

### 11.2 Section 6-Matters of National Importance

Section 6 establishes seven matters which must be recognised and provided for by all persons exercising functions and powers under the Act.

There are no relevant Matters of National Importance.

### **11.3 Section 7-Other Matters**

Section 7 establishes eleven matters which all persons exercising functions and powers under the Act shall have particular regard to.

The proposal allows for the efficient use and development of a finite resource with reference to parts (b), (c) and (f) because this proposal the construction of a dwelling without having a detrimental impact on the surrounding environment.

### **11.4 Section 8-Treaty of Waitangi**

The proposal is considered to be in accordance with the principles of te Tiriti o Waitangi as the site is not identified as having cultural significance.

### **11.5 Conclusion on Part 2 matters**

Overall, the proposal is consistent with Part 2 matters because of the reasoning above.

## **12. CONDITIONS**

There were no conditions proposed or volunteered by the Applicant.

The proposal does not trigger the requirement for a financial contribution or a development contribution as these were paid in association with RM130101.

## **13. CONCLUSION**

The proposed dwelling is on a newly created property in Precinct 4 of the Waikanae North Development Zone. The effects are no more than minor and the application has been processed on a non-notified basis.

## **14. RECOMMENDATION/DECISION**

That the undersigned officers, acting under authority delegated from the Council and pursuant to Sections 104 and 104B of the Resource Management Act 1991, hereby grant consent for a new dwelling at 7 Mahia Lane, Waikanae (Lot 16 DP 476550) subject to the following condition which was imposed under Section 108 of the Resource Management Act 1991.

### **Condition:**

#### General

1. The proposed activity shall be undertaken in general accordance with the plans prepared by Coastal Architectural Ltd. titled "KC Homes Ltd. for Lot 16, 7 Mahia Lane, Waikanae" Job No. 175 Page 1 Rev B dated January 2017 and 5 Rev A dated November 2016 and all stamped 'Final Approved Plans' on 14 February 2017 and all other specifications lodged with RM160295.

### **Advice Notes:**

- Under Section 125 of the Resource Management Act 1991, this resource consent will lapse in five years, unless it is given effect to within that time.
- Please note that a resource consent is not a consent to build. A building consent must be issued prior to any building work being undertaken.

- All work undertaken onsite shall be in accordance with the variation to consent notice issued by Council in respect to RM14022A on the 15 January, 2016.

**Reasons for Decision:**

In accordance with Sections 104 and 104B of the Resource Management Act 1991, the actual and potential effects associated with the proposed activity have been assessed and are outlined above.

I consider that the adverse effects of the proposed activity on the environment will be minor and that the proposed activity is not contrary to the Objectives and Policies of the Kapiti Coast Operative and Proposed District Plans.

**"That the above recommendation be adopted under delegated authority"**



Ross Goodman  
Resource Consents Planner  
14 February 2017



Naomi Dillon  
Resource Consents Service Planner  
14 February 2017



# View Instrument Details



**Instrument No** 10268001.2  
**Status** Registered  
**Date & Time Lodged** 19 January 2016 16:29  
**Lodged By** Thomas, Andrew Edward Gareth  
**Instrument Type** Variation of Consent Notice Condition under s221(5) Resource Management Act 1991



Affected Computer Registers	Land District
658755	Wellington
658756	Wellington
658757	Wellington
658758	Wellington
658759	Wellington
658760	Wellington
658761	Wellington
658762	Wellington
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658777	Wellington
582325	Wellington
582327	Wellington
582328	Wellington
669841	Wellington
669842	Wellington
669843	Wellington
669844	Wellington
669845	Wellington
669846	Wellington

<b>Affected Instrument</b>	Consent Notice under s221(4)(a) Resource Management Act 1991 9099897.6
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**Annexure Schedule:** Contains 8 Pages.

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**Signature**

Signed by Suzanne June Learmonth as Territorial Authority Representative on 03/02/2016 10:29 AM

\*\*\* **End of Report** \*\*\*



**VARIATION TO CONSENT NOTICE  
PURSUANT TO SECTION 221(3)  
OF THE RESOURCE MANAGEMENT ACT 1991**

**IN THE MATTER OF DPs 454080 and 476550**

**FOR LOT 3 DP 454080 and Lots 201 and 202 DP 476550;  
CTs 658777 and 658778  
At Mahia Lane,  
For VJ Limited**

To: the Regional Regulatory Titles Officer at Wellington

Please be advised that pursuant to Section 221(3) of the Resource Management Act 1991 the Kapiti Coast District Council hereby gives notice that, in relation to Lot 3 DP 454080 only, it has consented to a variation of the following consent notice conditions from the consent notices dated 9 August 2012 for DP 454080:

**1. With respect to Lots 2, 3, 5 and 107: Foundation design and construction for any new building or addition or alterations to a building shall take into account:**

- The findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "Statement of Professional Opinion as to Suitability of Land for Building Construction" together with associated documents which were submitted to Council in relation to application No. RM100229; and
- The requirements and intent of the report entitled "Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical" dated August 2006.

Copies of the above documents are available in the Kapiti Coast District Council Office at any time the office is open to the public.

**2. With respect to Lots 3 and 5: Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to the following design criteria to the satisfaction of the Kapiti Coast District Council:**

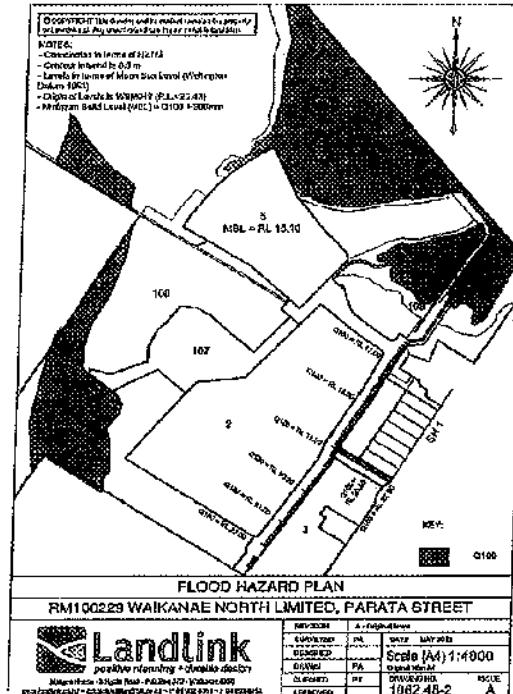
- provide all roads and vehicle carriageways with a primary system designed to convey the Q10 rainfall event and with a secondary overflow system designed to convey the Q100 rainfall event;
- include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal designed approved under Condition 26;
- protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kapiti Coast District Council Stormwater Engineer; and
- be verified through hydraulic modelling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.

4. With respect to Lots 3 and 107: Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level (Q100) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended build levels can be obtained by consultation with Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent notice, related to the flood risk shown on the Waikanae north Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Waikanae Both Development following Drainage Updates", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled Q100 levels are, at the date of issue of this consent notice, recorded on Landlink Flood Hazard Plan number 1062.48-2 Issue A, a copy of which is replicated below for purposes of identification:



Note: The above plans are held on Kapiti Coast District Council file RM100229 and are available from Council's office at any time the office is open to the public.

The owners of Lot 3 DP 454080; VJ Limited and the Kapiti Coast District Council hereby agree to change the above so that it reads as follows:

1. With respect to Lots 2, 5 and 107: Foundation design and construction for any new building or addition or alterations to a building shall take into account:
  - The findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "Statement of Professional Opinion as to Suitability of Land for Building Construction" together with associated documents which were submitted to Council in relation to application No. RM100229; and
  - The requirements and intent of the report entitled "Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical" dated August 2006.

Copies of the above documents are available in the Kapiti Coast District Council Office at any time the office is open to the public.

2. With respect to Lot 5: Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to the following design criteria to the satisfaction of the Kapiti Coast District Council:
  - provide all roads and vehicle carriageways with a primary system designed to convey the Q10 rainfall event and with a secondary overflow system designed to convey the Q100 rainfall event;

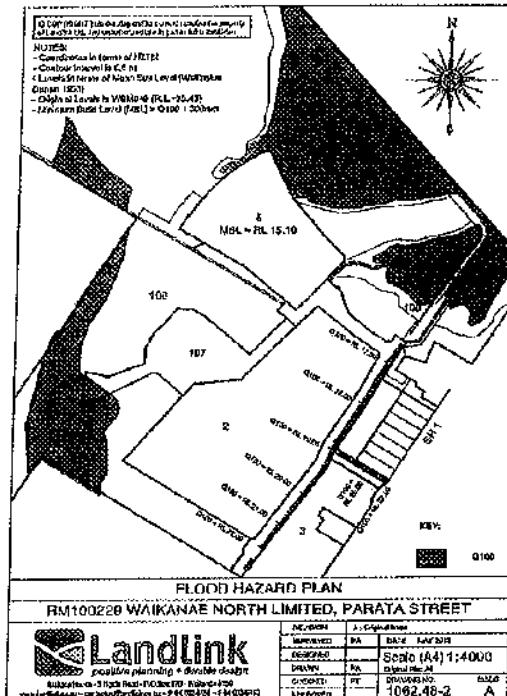
- include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal designed approved under Condition 26;
- protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kapiti Coast District Council Stormwater Engineer; and
- be verified through hydraulic modelling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.

4. With respect to Lot 107: Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level (Q100) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended build levels can be obtained by consultation with Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent notice, related to the flood risk shown on the Walkanae north Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Walkanae Both Development following Drainage Updates", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled Q100 levels are, at the date of issue of this consent notice, recorded on Landlink Flood Hazard Plan number 1062.48-2 Issue A, a copy of which is replicated below for purposes of identification:



Note: The above plans are held on Kapiti Coast District Council file RM100029 and are available from Council's office at any time the office is open to the public.

Please be advised that pursuant to Section 221(3) of the Resource Management Act 1991 the Kapiti Coast District Council hereby gives notice that, in relation to Lot 3 DP 454080 and Lots 201 and 202 DP 476550 only, it has consented to a variation of the following consent notice conditions from the consent notices dated 9 August 2012 for DP 454080 and 17 April 2015 for DP 476550:

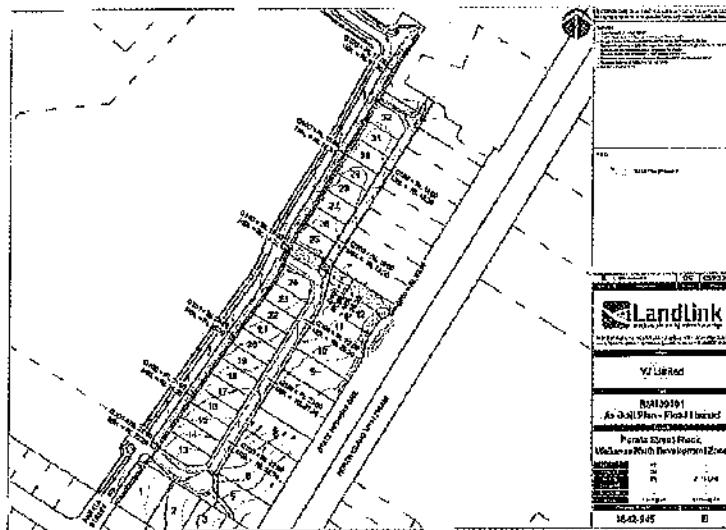
1. With respect to Lots 1, 13 to 32 and Lots 201 and 202: Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings and recommendations within the following documents:
  - The Design Report for Parata St Block Waikanae north dated 8 October 2013 and prepared by J D Bell of Landlink; and
  - The report on Foundations, Roading and As Built Earthworks dated 13 November 2014 and prepared by DJ Munro of Landlink Limited

which were submitted to Council in relation to application No. RM130101. Copies of the above documents are available from file RM130101 in Council's Office at any time the office is open to the public and are also stored electronically under e-docs reference nos. 555006 and 555011 respectively.

2. With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202: The owner of the land has an ongoing responsibility for the construction and subsequent management and maintenance

of any on site stormwater disposal system to meet the performance standards given in the certified stormwater disposal design as set out in the document entitled "RM130101 – Subdivision of Lot 3 DP 454080 On site attenuation requirements for residential lots" dated 20 March 2015. This document is stored by Kapiti Coast District Council on file RM130101 and also electronically under e-docs reference no. 555042. Both documents are available in Council's office at any time the office is open to the public.

3. With respect to Lot 201 and 202: It is the ongoing responsibility of the landowner to protect and maintain any existing and proposed flow paths and natural drainage paths unless otherwise certified by Council's Development Engineer. One method of compliance with this requirement is the construction and maintenance of any vehicular access across any stormwater swale in general accordance with the design shown on Landlink Plan number 1642-E2-150 issue A. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555609 and is available at any time the office is open to the public.
4. With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202: All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as shown on the Flood Hazard map prepared by Landlink Limited and identified as Drawing Number 1642-945 issue B. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555529 and is available at any time the office is open to the public. For ease of identification, an image of the Flood Hazard map is set out below:



5. With respect to Lot 202: the following are prohibited within area "X" as shown on DP 476550 unless otherwise approved by the Kapiti Coast District Council Stormwater Engineer:
  - The construction of all buildings or other works other than decks supported on poles;
  - The erection of any fences;
  - Earthworks of any nature'
  - Any other activity that may disturb the satisfactory operation of the secondary overflow

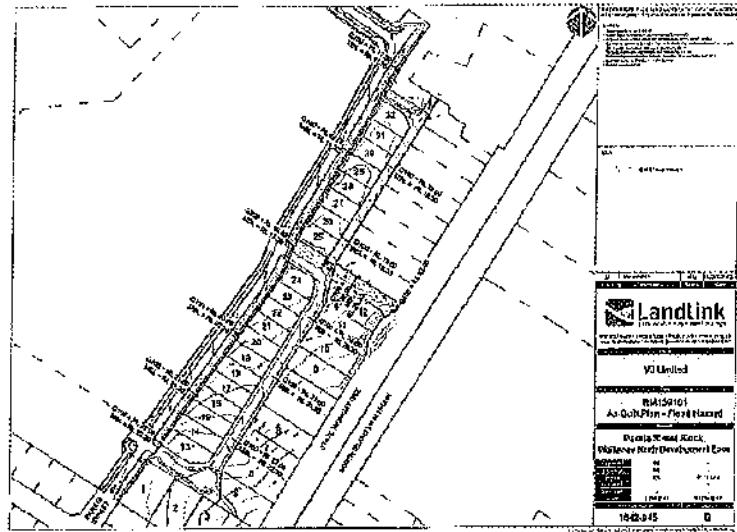
path and/or bund area which lies within area "X" on DP 476550.

The owners of Lots 201 and 202 DP 476550; VJ Limited and the Kapiti Coast District Council hereby agree to change the above so that it reads as follows:

1. With respect to Lots 1 and 13 to 32: Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings and recommendations within the following documents:
  - The Design Report for Parata St Block Walkanae north dated 8 October 2013 and prepared by J D Bell of Landlink; and
  - The report on Foundations, Roading and As Built Earthworks dated 13 November 2014 and prepared by DJ Munro of Landlink Limited

which were submitted to Council in relation to application No. RM130101. Copies of the above documents are available from file RM130101 in Council's Office at any time the office is open to the public and are also stored electronically under e-docs reference nos. 555006 and 555011 respectively.

2. With respect to Lots 1 and 13 to 32 inclusive: The owner of the land has an ongoing responsibility for the construction and subsequent management and maintenance of any on site stormwater disposal system to meet the performance standards given in the certified stormwater disposal design as set out in the document entitled "RM130101 – Subdivision of Lot 3 DP 454080 On site attenuation requirements for residential lots" dated 20 March 2015. This document is stored by Kapiti Coast District Council on file RM130101 and also electronically under e-docs reference no. 555042. Both documents are available in Council's office at any time the office is open to the public.
3. Condition 3 will be removed in its entirety.
4. With respect to Lots 1 and 13 to 32 inclusive: All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as shown on the Flood Hazard map prepared by LandLink Limited and identified as Drawing Number 1642-945 issue B. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555529 and is available at any time the office is open to the public. For ease of identification, an image of the Flood Hazard map is set out below:



5. Condition 5 will be removed in its entirety.

Issued by the Kapiti Coast District Council in respect of RM140222A  
this 15<sup>th</sup> day of January, 2016

  
Marnie Shayne Rydon  
Authorised Officer

  
Rita Louise O'Brien  
Authorised Officer

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On Behalf of VJ Limited  
Date:

# View Instrument Details



**Instrument No** 9099897.6  
**Status** Registered  
**Date & Time Lodged** 01 October 2012 11:53  
**Lodged By** Rattray, Harry Aylmer  
**Instrument Type**

Consent Notice under s221(4)(a) Resource Management Act 1991



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**Affected Computer Registers      Land District**

582325	Wellington
582326	Wellington
582327	Wellington
582328	Wellington
582329	Wellington

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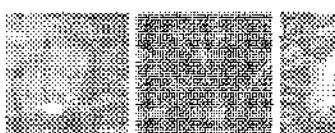
**Annexure Schedule:** Contains 4 Pages.

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**Signature**

Signed by Matthew Peter Whimp as Territorial Authority Representative on 01/10/2012 09:07 AM

\*\*\* End of Report \*\*\*



Kāpiti Coast District Council  
Private Bag 50-011  
Paraparaparau 5264  
New Zealand



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

**IN THE MATTER OF A PLAN LODGED FOR DEPOSIT UNDER NUMBER 454080  
AND RESOURCE CONSENT NO. RM 100229**

(BEING THE SUBDIVISION OF PT NGARARA WEST A79, PT LOT 1 DP 4829, LOT 2 DP 31774,  
LOTS 9 - 12 DP 17551 AND LOT 2 DP 76132),  
AT 19 PARATA STREET AND 53 STATE HIGHWAY ONE, WAIKANAE  
FOR WAIKANAE NORTH 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 2, 3, 5, 107 and 108: Foundation design and construction for any new building or additions and alterations to a building shall take into account:

- the findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "*Statement of Professional Opinion as to Suitability of Land for Building Construction*" together with associated documents which were submitted to Council in relation to application No. RM100229; and
- the requirements and intent of the report entitled "*Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical*" dated August 2006.

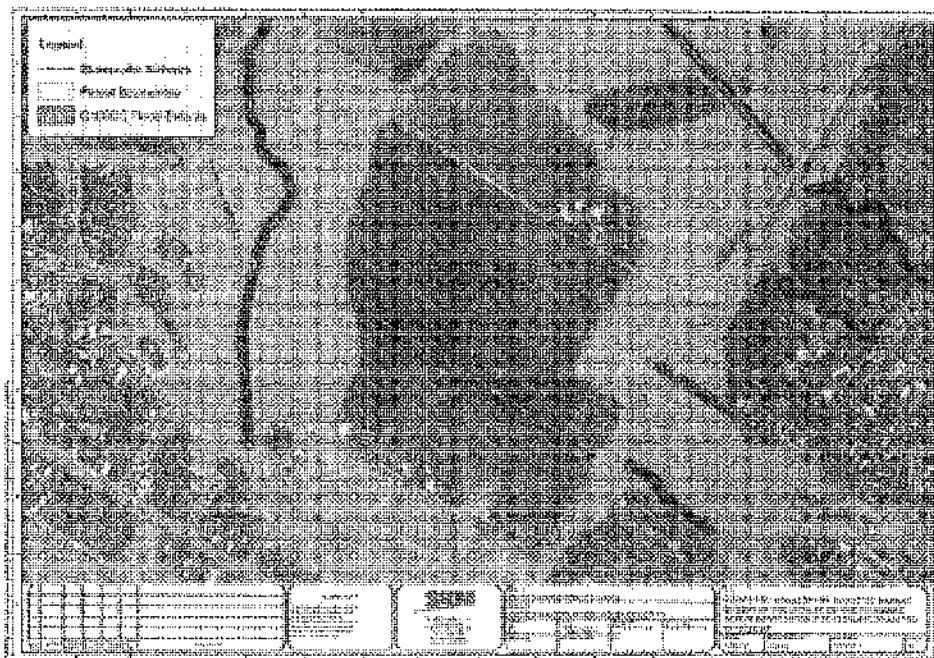
Copies of the above documents are available in the Kapiti Coast District Council Office at any time the office is open to the public.

2. With respect to Lots 3 and 5: Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to meet the following design criteria to the satisfaction of the Kapiti Coast District Council:

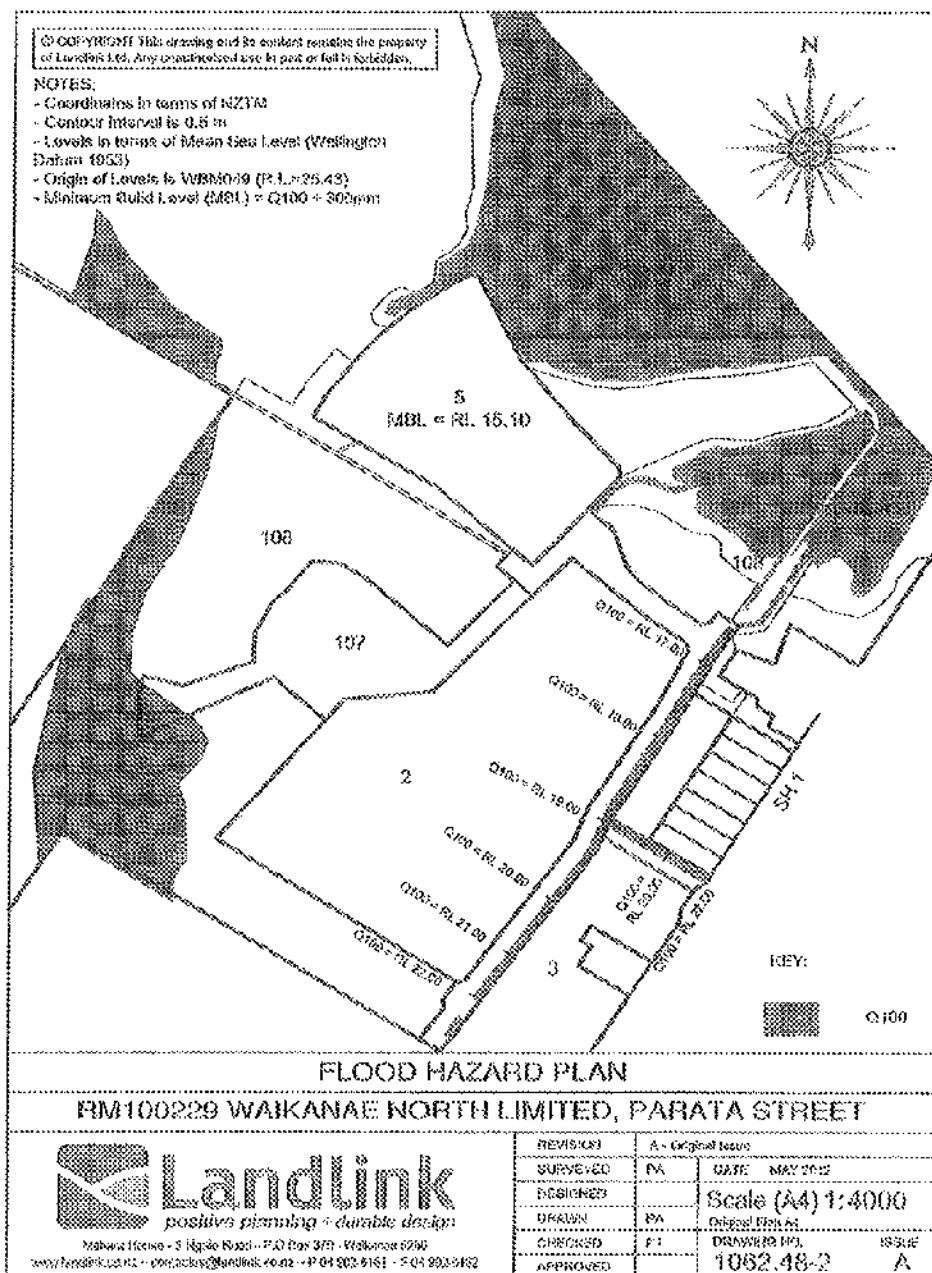
- provide all roads and vehicle carriageways with a primary system designed to convey the  $Q_{50}$  rainfall event and with a secondary overflow system designed to convey the  $Q_{100}$  rainfall event;
- include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal design approved under condition 26;
- protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kapiti Coast District Council Stormwater Engineer; and
- be verified through hydraulic modeling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.

3. With respect to Lots 107 and 108: The areas identified on DP 454089 as areas D, H, I, J, K, and N are hereby defined as a "Building Exclusion Zone (Flooding)" and the following activities are prohibited within this zone unless otherwise approved by the Kapiti Coast District Council Stormwater Engineer:
  - The construction of buildings or other works other than decks supported on poles;
  - The erection of any fences;
  - Earthworks of any nature;
  - Any other activity that may disturb any satisfactory operation of the storm water attenuation pond, secondary overflow paths and/or ponding areas which lie within the building exclusion zone (flooding) as defined above.
4. With respect to Lots 3, 107 and 108: Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level ( $Q_{100}$ ) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended building levels can be obtained by consultation with the Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent notice, related to the flood risk as shown on the Waikanae North Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Waikanae North Development following Drainage Upgrades", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled  $Q_{100}$  levels are, at the date of issue of this consent notice, as recorded on Landlink Flood Hazard Plan number 1062.4B-2 Issue A, a copy of which is replicated below for purposes of identification:



Note: The above plans are held on Kapiti Coast District Council file RM100229 and are available from Council's office at any time the office is open to the public.

5. With respect to Lots 3, 107 and 108: A water supply model for the concept plan of the Waikanae North Development has been prepared by MWH New Zealand Limited and a report prepared which was entitled "Waikanae North Water Modelling – Final Report" dated 30 May, 2012. This report verifies that mitigation measures are required on the existing reticulation to meet the requirements of the proposed complete development. The model concludes that an upgrade is required as a result of the demand imposed by the development, but that before the upgrade is required, the proposed retirement village, school and up to 318 residential units (or any development form of the same demand) can be developed within the Waikanae North Development Zone water catchment. The demand has been assessed as being able to be met up to this limit before an upgrade to the Hemi Street water main is required.

Where the model clearly indicates that the upgrade is required as a direct result of the demand imposed by the development in excess of the above limit, the cost of any upgrade to existing services shall be met by the consent holder for the development which creates that demand.

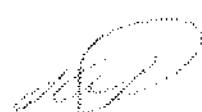
If any of the design parameters change as the staged development proceeds, the Water Model may need to be recalibrated to reflect these changes.

Issued in respect of application No. RM 100229 on this 9<sup>th</sup> day of August, 2012.



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David Wayne Gair  
AUTHORISED OFFICER



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Paul Allen Jones  
AUTHORISED OFFICER

## View Instrument Details



<b>Instrument No</b>	9897467.1	 Toitū Te Whenua Land Information New Zealand
<b>Status</b>	Registered	
<b>Date &amp; Time Lodged</b>	21 April 2015 11:17	
<b>Lodged By</b>	Penk, Christopher Aidan	
<b>Instrument Type</b>	Consent Notice under s221(4)(a) Resource Management Act 1991	



**Affected Computer Registers** 657176 **Land District** Wellington

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**Annexure Schedule:** Contains 2 Pages.

**Signature**

Signed by Suzanne June Learmonth as Territorial Authority Representative on 21/04/2015 11:09 AM

\*\*\* End of Report \*\*\*



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

**IN THE MATTER OF A PLAN LODGED FOR  
DEPOSIT UNDER NUMBER 476550  
AND RESOURCE CONSENT NO. RM 130101**

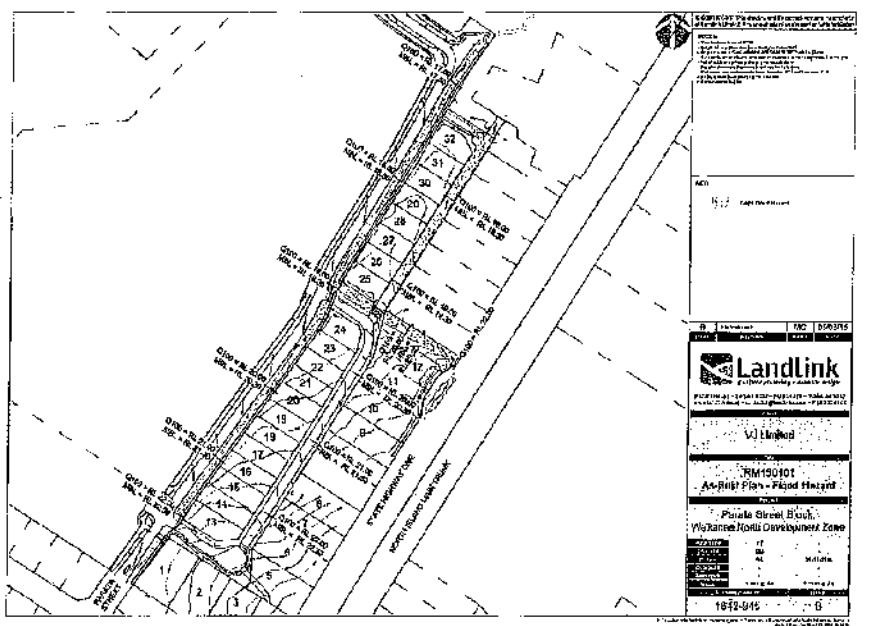
(BEING THE SUBDIVISION OF LOT 1 DP 471200),  
AT 19, 27 and 53 State Highway One, Waikanae (Parata Street and Mahia Lane)  
FOR V J Limited

The Regional Regulatory Titles Officer at Wellington

PURSUANT to Section 221 of the Resource Management Act 1991 the Kāpiti 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 1, 13 to 32 inclusive and Lots 201 and 202:** Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings and recommendations within the following documents:
  - The Design Report for Parata St Block Waikanae North dated 8 October 2013 and prepared by J D Bell of Landlink; and
  - The report on Foundations, Roading and As Built Earthworks dated 13 November 2014 and prepared by D J Munro of Landlink;which were submitted to Council in relation to application No. RM130101. Copies of the above documents are available from file RM130101 in Council's Office at any time the office is open to the public and are also stored electronically under e-docs reference nos. 555006 and 555011 respectively.
2. **With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202:** The owner of the land has ongoing responsibility for the construction and subsequent management and maintenance of any on site stormwater disposal system to meet the performance standards given in the certified stormwater disposal design as set out in the document entitled "RM130101 – Subdivision of Lot 3 DP 454080 On site attenuation requirements for residential lots" dated 20 March 2015. This document is stored by Kāpiti Coast District Council on file RM130101 and also electronically under e-docs reference no. 555038. The Tank Calculator referred to in the above report is also stored electronically under e-docs no. 555042. Both documents are available in Council's office at any time the office is open to the public.
3. **With respect to Lots 201 and 202:** It is the ongoing responsibility of the landowner to protect and maintain any existing and proposed flow paths and natural drainage paths unless otherwise certified by Council's Development Engineer. One method of compliance with this requirement is the construction and maintenance of any vehicular access across any stormwater swale in general accordance with the design shown on Landlink Plan number 1642-E2-150 Issue A. A copy of this plan is held on file RM130101 and is also stored electronically at the Kāpiti Coast District Council under e-docs reference no. 555609 and is available at any time the office is open to the public.

4. **With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202:** All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as shown on the Flood Hazard map prepared by Landlink Limited and identified as Drawing Number 1642-945 Issue B. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555529 and is available at any time the office is open to the public. For ease of identification, an image of the Flood Hazard map is set out below:



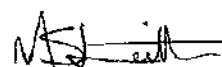
5. **With respect to Lot 202:** The following are prohibited within area "X" as shown on DP 476550 unless otherwise approved by the Kapiti Coast District Council Stormwater Engineer:

- The construction of any buildings or other works other than decks supported on poles;
- The erection of any fences;
- Earthworks of any nature;
- Any other activity that may disturb the satisfactory operation of the secondary overflow path and/or bund area which lies within area "X" on DP 476550.

Issued in respect of application No. RM 130101 on this 17<sup>th</sup> day of April, 2015.



David Wayne Gair  
AUTHORISED OFFICER



Monique Sarah Leith  
AUTHORISED OFFICER

# View Instrument Details



**Instrument No** 10268001.1  
**Status** Registered  
**Date & Time Lodged** 19 January 2016 16:29  
**Lodged By** Thomas, Andrew Edward Gareth  
**Instrument Type**

Variation of Consent Notice Condition under s221(5) Resource Management Act 1991



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Affected Computer Registers	Land District
658755	Wellington
658756	Wellington
658757	Wellington
658758	Wellington
658759	Wellington
658760	Wellington
658761	Wellington
658762	Wellington
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658764	Wellington
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658766	Wellington
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658769	Wellington
658770	Wellington
658771	Wellington
658772	Wellington
658773	Wellington
658774	Wellington
658775	Wellington
658776	Wellington
658777	Wellington
658778	Wellington

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<b>Affected Instrument</b>	Consent Notice under s221(4)(a) Resource Management Act 1991 9897467.1
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**Annexure Schedule:** Contains 8 Pages.

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## Signature

Signed by Suzanne June Learmonth as Territorial Authority Representative on 03/02/2016 10:29 AM

\*\*\* End of Report \*\*\*



**VARIATION TO CONSENT NOTICE  
PURSUANT TO SECTION 221(3)  
OF THE RESOURCE MANAGEMENT ACT 1991**

**IN THE MATTER OF DPs 454080 and 476550**

**FOR LOT 3 DP 454080 and Lots 201 and 202 DP 476550;  
CTs 658777 and 658778  
At Mahia Lane,  
For VJ Limited**

To: the Regional Regulatory Titles Officer at Wellington

Please be advised that pursuant to Section 221(3) of the Resource Management Act 1991 the Kapiti Coast District Council hereby gives notice that, in relation to Lot 3 DP 454080 only, it has consented to a variation of the following consent notice conditions from the consent notices dated 9 August 2012 for DP 454080:

**1. With respect to Lots 2, 3, 5 and 107: Foundation design and construction for any new building or addition or alterations to a building shall take into account:**

- The findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "Statement of Professional Opinion as to Suitability of Land for Building Construction" together with associated documents which were submitted to Council in relation to application No. RM100229; and
- The requirements and intent of the report entitled "Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical" dated August 2006.

Copies of the above documents are available in the Kapiti Coast District Council Office at any time the office is open to the public.

**2. With respect to Lots 3 and 5: Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to the following design criteria to the satisfaction of the Kapiti Coast District Council:**

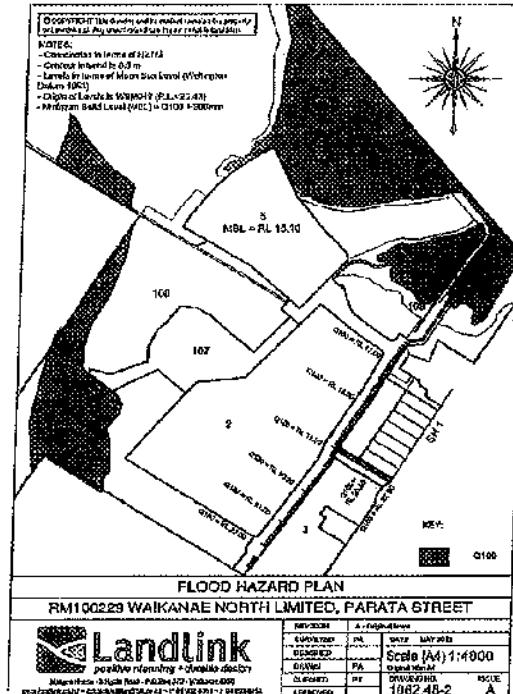
- provide all roads and vehicle carriageways with a primary system designed to convey the Q10 rainfall event and with a secondary overflow system designed to convey the Q100 rainfall event;
- include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal designed approved under Condition 26;
- protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kapiti Coast District Council Stormwater Engineer; and
- be verified through hydraulic modelling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.

4. With respect to Lots 3 and 107: Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level (Q100) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended build levels can be obtained by consultation with Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent notice, related to the flood risk shown on the Waikanae north Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Waikanae Both Development following Drainage Updates", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled Q100 levels are, at the date of issue of this consent notice, recorded on Landlink Flood Hazard Plan number 1062.48-2 Issue A, a copy of which is replicated below for purposes of identification:



Note: The above plans are held on Kapiti Coast District Council file RM100229 and are available from Council's office at any time the office is open to the public.

The owners of Lot 3 DP 454080; VJ Limited and the Kapiti Coast District Council hereby agree to change the above so that it reads as follows:

1. With respect to Lots 2, 5 and 107: Foundation design and construction for any new building or addition or alterations to a building shall take into account:
  - The findings and recommendations within the document prepared by Landlink Limited, dated 24 May, 2012 and entitled "Statement of Professional Opinion as to Suitability of Land for Building Construction" together with associated documents which were submitted to Council in relation to application No. RM100229; and
  - The requirements and intent of the report entitled "Waikanae Plan Change Application, Assessment of Environmental Effects – Geotechnical" dated August 2006.

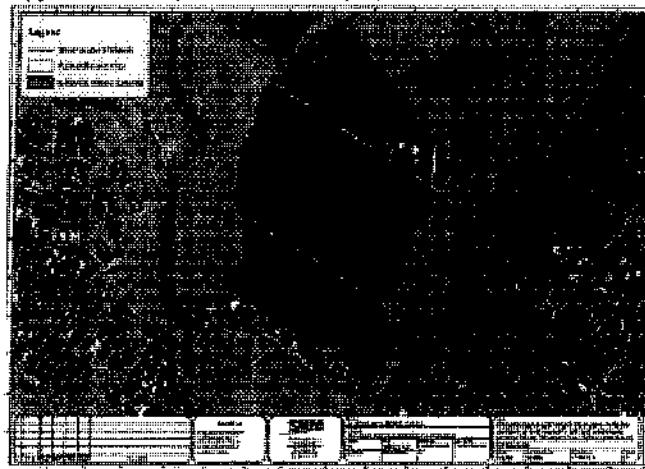
Copies of the above documents are available in the Kapiti Coast District Council Office at any time the office is open to the public.

2. With respect to Lot 5: Any stormwater disposal design related to any development on the land must incorporate provision for and be constructed to the following design criteria to the satisfaction of the Kapiti Coast District Council:
  - provide all roads and vehicle carriageways with a primary system designed to convey the Q10 rainfall event and with a secondary overflow system designed to convey the Q100 rainfall event;

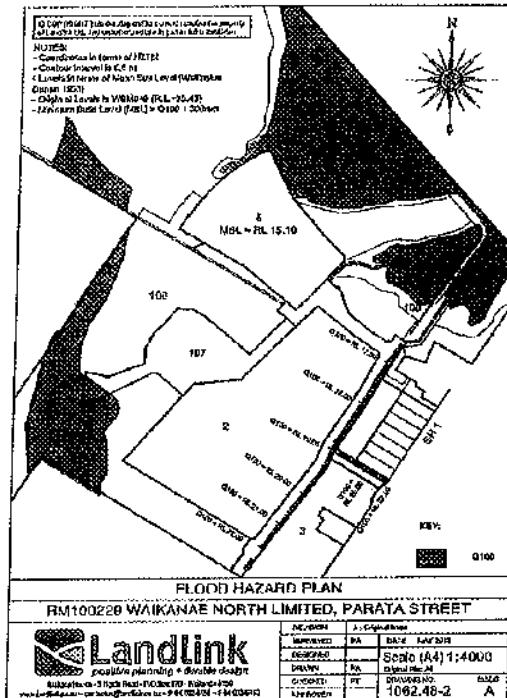
- include appropriate control structures to ensure the stormwater discharging from lots 3 and 5 meet the parameters specified in the stormwater disposal designed approved under Condition 26;
- protect and maintain existing overflow and natural drainage paths, unless otherwise altered during stage 1 as approved by the Kapiti Coast District Council Stormwater Engineer; and
- be verified through hydraulic modelling by a suitably qualified hydrologist or hydraulic modelling specialist, and may be subject to peer review at the consent holder's expense.

It shall be the ongoing responsibility of the owner of the land to maintain any on site system so that it continues to meet the above performance standard as it applied at the time of approval.

4. With respect to Lot 107: Any habitable buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum recommended building level, which is 300 millimetres above the modelled 1 in 100 year return period flood level (Q100) as determined by the Kapiti Coast District Council at the time of the construction of the relevant building. Details of the recommended build levels can be obtained by consultation with Kapiti Coast District Council Stormwater Engineer and are, at the date of issue of this consent notice, related to the flood risk shown on the Walkanae north Flood Hazard Mitigation plan prepared by SKM, dated 17 July, 2012 and entitled "Proposed Adjustment to Flood Hazard Extent in the Vicinity of the Walkanae Both Development following Drainage Updates", a copy of which is replicated below for purposes of identification:



Furthermore, the current modelled Q100 levels are, at the date of issue of this consent notice, recorded on Landlink Flood Hazard Plan number 1062.48-2 Issue A, a copy of which is replicated below for purposes of identification:



Note: The above plans are held on Kapiti Coast District Council file RM100029 and are available from Council's office at any time the office is open to the public.

Please be advised that pursuant to Section 221(3) of the Resource Management Act 1991 the Kapiti Coast District Council hereby gives notice that, in relation to Lot 3 DP 454080 and Lots 201 and 202 DP 476550 only, it has consented to a variation of the following consent notice conditions from the consent notices dated 9 August 2012 for DP 454080 and 17 April 2015 for DP 476550:

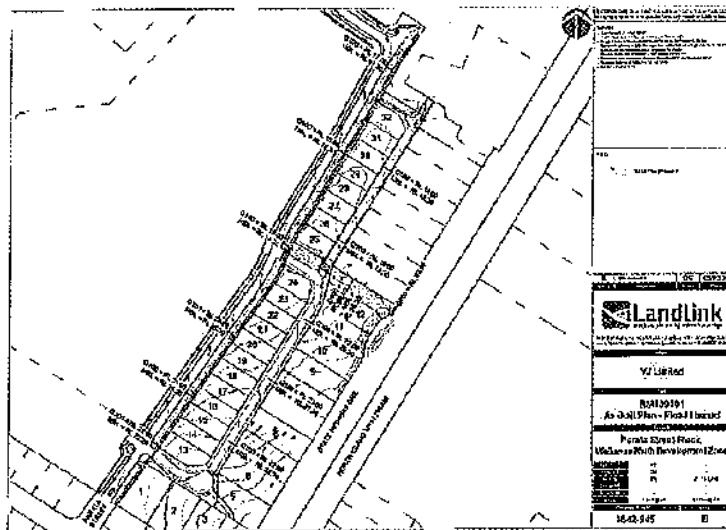
1. With respect to Lots 1, 13 to 32 and Lots 201 and 202: Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings and recommendations within the following documents:
  - The Design Report for Parata St Block Waikanae north dated 8 October 2013 and prepared by J D Bell of Landlink; and
  - The report on Foundations, Roading and As Built Earthworks dated 13 November 2014 and prepared by DJ Munro of Landlink Limited

which were submitted to Council in relation to application No. RM130101. Copies of the above documents are available from file RM130101 in Council's Office at any time the office is open to the public and are also stored electronically under e-docs reference nos. 555006 and 555011 respectively.

2. With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202: The owner of the land has an ongoing responsibility for the construction and subsequent management and maintenance

of any on site stormwater disposal system to meet the performance standards given in the certified stormwater disposal design as set out in the document entitled "RM130101 – Subdivision of Lot 3 DP 454080 On site attenuation requirements for residential lots" dated 20 March 2015. This document is stored by Kapiti Coast District Council on file RM130101 and also electronically under e-docs reference no. 555042. Both documents are available in Council's office at any time the office is open to the public.

3. With respect to Lot 201 and 202: It is the ongoing responsibility of the landowner to protect and maintain any existing and proposed flow paths and natural drainage paths unless otherwise certified by Council's Development Engineer. One method of compliance with this requirement is the construction and maintenance of any vehicular access across any stormwater swale in general accordance with the design shown on Landlink Plan number 1642-E2-150 issue A. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555609 and is available at any time the office is open to the public.
4. With respect to Lots 1, 13 to 32 inclusive and Lots 201 and 202: All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as shown on the Flood Hazard map prepared by Landlink Limited and identified as Drawing Number 1642-945 issue B. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555529 and is available at any time the office is open to the public. For ease of identification, an image of the Flood Hazard map is set out below:



5. With respect to Lot 202: the following are prohibited within area "X" as shown on DP 476550 unless otherwise approved by the Kapiti Coast District Council Stormwater Engineer:
  - The construction of all buildings or other works other than decks supported on poles;
  - The erection of any fences;
  - Earthworks of any nature'
  - Any other activity that may disturb the satisfactory operation of the secondary overflow

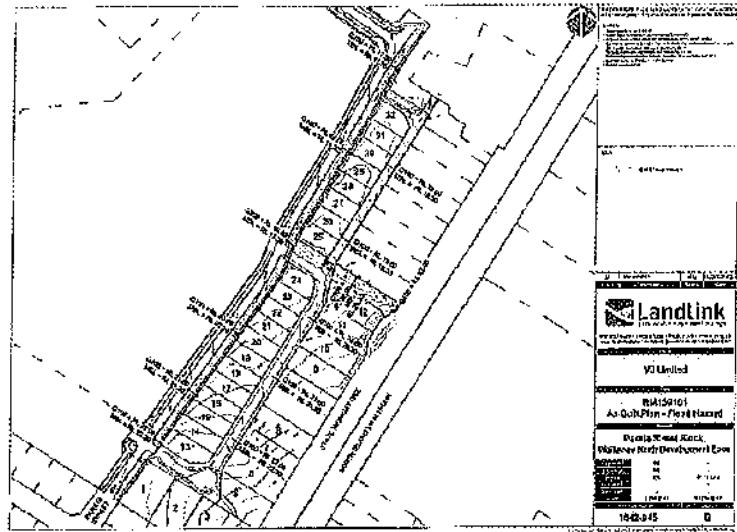
path and/or bund area which lies within area "X" on DP 476550.

The owners of Lots 201 and 202 DP 476550; VJ Limited and the Kapiti Coast District Council hereby agree to change the above so that it reads as follows:

1. With respect to Lots 1 and 13 to 32: Foundation design and construction for any new building or additions and alterations to a building shall take into account the findings and recommendations within the following documents:
  - The Design Report for Parata St Block Walkanae north dated 8 October 2013 and prepared by J D Bell of Landlink; and
  - The report on Foundations, Roading and As Built Earthworks dated 13 November 2014 and prepared by DJ Munro of Landlink Limited

which were submitted to Council in relation to application No. RM130101. Copies of the above documents are available from file RM130101 in Council's Office at any time the office is open to the public and are also stored electronically under e-docs reference nos. 555006 and 555011 respectively.

2. With respect to Lots 1 and 13 to 32 inclusive: The owner of the land has an ongoing responsibility for the construction and subsequent management and maintenance of any on site stormwater disposal system to meet the performance standards given in the certified stormwater disposal design as set out in the document entitled "RM130101 – Subdivision of Lot 3 DP 454080 On site attenuation requirements for residential lots" dated 20 March 2015. This document is stored by Kapiti Coast District Council on file RM130101 and also electronically under e-docs reference no. 555042. Both documents are available in Council's office at any time the office is open to the public.
3. Condition 3 will be removed in its entirety.
4. With respect to Lots 1 and 13 to 32 inclusive: All residential buildings shall be established so that the underside of the floor joists and/or floor slab is above the minimum build level as shown on the Flood Hazard map prepared by LandLink Limited and identified as Drawing Number 1642-945 issue B. A copy of this plan is held on file RM130101 and is also stored electronically at the Kapiti Coast District Council under e-docs reference no. 555529 and is available at any time the office is open to the public. For ease of identification, an image of the Flood Hazard map is set out below:



5. Condition 5 will be removed in its entirety.

Issued by the Kapiti Coast District Council in respect of RM140222A  
this 15<sup>th</sup> day of January, 2016

  
Marnie Shayne Rydon  
Authorised Officer

  
Rita Louise O'Brien  
Authorised Officer

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On Behalf of VJ Limited  
Date: