

## **MEETING OF THE REGULATION HEARING COMMITTEE**

TO THE CHAIRPERSON AND MEMBERS OF THE  
COMMITTEE

### **MEMBERSHIP OF THE COMMITTEE**

Cr A R McKay (Chairperson)  
Cr R A Budd  
Cr R I R Little

A meeting of the Committee will be held on  
**Friday, 7 September 2007 at 9.00 a.m.**

**VENUE:** Council Chamber  
First Floor  
Pegasus Building  
Environment Canterbury  
58 Kilmore Street  
CHRISTCHURCH

**BUSINESS:** As per Order Paper attached

Dr Bryan Jenkins  
**CHIEF EXECUTIVE**

**RECOMMENDATIONS IN REPORTS ARE NOT TO BE TAKEN  
AS COUNCIL POLICY UNTIL ADOPTED BY COUNCIL**

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## COMPLIANCE WITH LOCAL GOVERNMENT ACT 2002 DECISION-MAKING REQUIREMENTS

Except as below, a statement of compliance and a completed decision checklist is required for any agenda item on a council committee or the council recommending that a decision be made. This will be the responsibility of the person signing off the agenda item.

### The compliance statement and checklist will not be used for:

- Recommendations that information be received or that the Council make a decision.
- Decisions taken under the Resource Management Act 1991 or the Biosecurity Act 1993 in relation to resource consents, decisions required when following the procedures set out in Schedule 1 of the Resource Management Act 1991, other permissions, submissions on plans, or references to the Environment Court.
- Decisions taken to proceed with enforcement procedures under various primary or secondary legislation or regulations, including procedures under the Resource Management Act 1991, the Biosecurity Act 1993, the Local Government Act 2002, and Environment Canterbury Bylaws.
- Administrative and personnel decisions that are entirely internal to Environment Canterbury.
- Other decisions where the procedures to be followed are set out in Legislation.

### COMPLIANCE STATEMENT

The council committee (or the council) must formally certify that:

- (a) It is satisfied that it has sufficient information about the options and their benefits and costs, in terms of the region's social, economic, environmental and cultural well-being and the effects on community outcomes, bearing in mind the significance of the decisions.
- (b) It is satisfied that it knows enough about and has given adequate consideration to the views and preferences of affected and interested parties bearing in mind the significance of the decision.

### INFORMATION CHECKLIST

(a)	A Statement of the Proposed Decision
(b)	A Statement of the Objective of the Proposed Decision and the Issue or Problem being addressed
(c)	A list of all reasonably practicable options, (including doing nothing).
(d)	For each option in (c): An evaluation of the Benefits and Costs, in terms of the region's social, economic, environmental and cultural well-being.
(e)	For each option in (c): A statement of the extent to which community outcomes would be promoted or achieved in an integrated and efficient manner.
(f)	For each option in (c): A statement of the Impact, if any, on Environment Canterbury's capacity to undertake its statutory responsibilities
(g)	If the Proposed Decision is a significant decision in relation to land or a body of water, a statement of how Maori values have been taken into account
(h)	A Statement of significant inconsistencies, if any, with any Existing Policy, Plan or Legislation arising from the Proposed Decision.
(i)	A statement how the views and preferences of affected or interested persons have been given adequate consideration during the definition of the problem or issue, the objective, the assessment of options and the development of the proposed decision, including the particular contribution of Maori to the decision-making process.

#### Notes:

The significance of proposals and decisions determines how much time, money and effort is put into exploring and evaluating options and obtaining the views of affected and interested parties. The significance of proposals and decisions is determined through reference to criteria contained in the policy on significance.

The policy on significance together with Section 76 of the Local Government Act 2002 set out the Council's requirements in relation to decisions. Some decisions can only be made through the Long-Term Council Community Plan, or after the Special Consultative Procedures set out in the Act have been used, (refer to the policy on significance and the Act).

All decisions of Environment Canterbury are subject to the decision-making requirements of section 76 of the Act unless inconsistent with specific requirements of other legislation.

**ENVIRONMENT CANTERBURY**

**REGULATION HEARING COMMITTEE**

**ORDER PAPER**

1. APOLOGIES
2. MINUTES OF PREVIOUS MEETINGS (to be tabled)
3. MATTERS ARISING
4. DEPUTATIONS AND PETITIONS

**MATTERS FOR DECISION BY THE COMMITTEE**

5. APPOINTMENT OF DECISION-MAKERS TO CONSIDER AND DECIDE RESOURCE CONSENT APPLICATIONS
6. QUESTIONS
7. EXTRAORDINARY AND URGENT BUSINESS
8. NEXT MEETING – to be confirmed
9. CLOSURE

## 5. APPOINTMENT OF DECISION-MAKERS TO CONSIDER AND DECIDE RESOURCE CONSENT APPLICATIONS

### 5.1 KAIKOURA INVESTMENT TRUST LIMITED – CRC071900 AND CRC071901

#### **Applications**

Kaikoura Investment Trust Limited have applied to the Canterbury Regional Council for resource consents related to a rural-residential subdivision at Acacia Downs, on Rakanui Road, situated off State Highway 1, approximately 7.5 kilometres south of Kaikoura township, at or about map reference NZMS 260 O31:5849-6602. The subdivision will comprise 37 allotments of approximately 4.0 – 5.74 hectares each, with the remaining 478 hectares of land being jointly owned. The proposal includes approximately 15 kilometres of sealed private access roads. The land to be developed surrounds Lake Rotorua. The following consents are required and have been applied for:

- CRC071900 - to undertake earthworks during construction of the subdivision.
- CRC071901 - to discharge stormwater from roofs, hardstand areas and roads, and during construction.

The applicant has requested consent duration of 35 years.

A hearing is scheduled for 10-11 September 2007 to hear and decide consent applications associated with a proposed rural-residential subdivision at Acacia Downs, south of Kaikoura.

The Commissioners recommended have satisfied Council staff they have the necessary criteria, including technical ability and RMA Accreditation Certification, to carry out the duties required.

Report prepared by Donald Fraser, Consents Hearings Officer  
Report endorsed by Don Rule, Consents Manager.

#### ***Recommended***

- (a) *That the Committee appoint Dr Brent Cowie and Robert Nixon as Commissioners to hear and decide resource consent applications CRC071900 and CRC071901 by Kaikoura Investment Trust Limited with the full powers of the Council as a consent authority.*
- (b) *That the Committee appoint Dr Brent Cowie and Robert Nixon to deal with any preliminary matters associated with (a) with the full powers of the Council as a consent authority.*

### 5.2 HURUNUI DISTRICT COUNCIL – CRC070201

#### **Application**

CRC070201 - to take and use groundwater at a maximum rate of 15 litres per second, with a daily volume not exceeding 1,296 cubic metres from bore M34/5707 (diameter: 250 millimetres, depth: 147 metres), at or about map reference NZMS 260 M34: 87101-87928. Water will be used for community domestic supply and stock drinking water only.

A consent duration of 10 years is sought. This is an application for a new take.

A hearing is scheduled for 18 – 19 September 2007 to hear and decide the application.

The Commissioners recommended have satisfied Council staff they have the necessary criteria, including technical ability and RMA Accreditation Certification, to carry out the duties required.

Report prepared by Donald Fraser, Consents Hearings Officer  
Report endorsed by Don Rule, Consents Manager.

***Recommended***

- (a) *That the Committee appoint Angus McKay and Sharon McGarry as Commissioners to hear and decide resource consent application CRC070201 by Hurunui District Council with the full powers of the Council as a consent authority.*
- (b) *That the Committee appoint Angus McKay and Sharon McGarry to deal with any preliminary matters associated with (a) with the full powers of the Council as a consent authority.*

**5.3 I R AND J K RUTHERFORD – CRC061841**

**Application**

**CRC061841** - to discharge domestic sewage from an existing three bedroom dwelling via a septic tank to an existing soak hole and pipeline. The contaminants in domestic sewage are known to include organic material, nitrogen, phosphorus, heavy metals and micro-organisms. The dwelling is located at 413 Timaru Road, Waimate, situated at or about map reference NZMS 260 J40:5921-0850. The requested duration of consent is 35 years.

A hearing will be scheduled to decide the resource consent application.

The Commissioners recommended have satisfied Council staff they have the necessary criteria, including technical ability and RMA Accreditation Certification, to carry out the duties required.

Report prepared by Donald Fraser, Consents Hearings Officer  
Report endorsed by Don Rule, Consents Manager.

***Recommended***

- (a) *That the Committee appoint Alec Neill and Angus McKay as Commissioners to hear and decide resource consent application CRC061841 by I R and J K Rutherford with the full powers of the Council as a consent authority.*

- (b) *That the Committee appoint Alec Neill and Angus McKay to deal with any preliminary matters associated with (a) with the full powers of the Council as a consent authority.*

#### **5.4 WAIPARA PROJECTS – CRC071379**

##### **Application**

**CRC071379** - to take and use groundwater at a maximum rate not exceeding 20 litres per second with a volume not exceeding 1,728 cubic metres per day from a proposed bore(s), located adjacent to the Hurunui District Council public supply bore N34/0125, located at or about map reference NZMS 260 N34:90250-93298 . Water will be abstracted using one of five potential options;

**Option One:** Taking water from one proposed bore at a depth of 40 metres.

**Option Two:** Taking water from two proposed bores at a depth of 40 metres

**Option Three:** Taking water from three proposed bores at a depth of 40 metres.

**Option Four:** Taking water from two proposed bores, one at a depth of 40 metres, the other between 60-100 metres deep.

**Option Five:** Taking water from one proposed bore at a depth of between 60-100 metres.

Water will be used for domestic supply purposes for a proposed Wine Village, to be located on the corner of Mt Cass Road and Omihi Road (SH1), Waipara. A consent duration of 35 years is sought. This is an application for a new take.

A hearing is scheduled for 24 – 25 September to hear and decide the application.

The Commissioner recommended has satisfied Council staff he has the necessary criteria, including technical ability and RMA Accreditation Certification, to carry out the duties required.

Report prepared by Donald Fraser, Consents Hearings Officer  
Report endorsed by Don Rule, Consents Manager.

##### ***Recommended***

- (a) *That the Committee appoint Robert Batty as Commissioner to hear and decide resource consent application CRC071379 by Waipara Projects with the full powers of the Council as a consent authority.*
- (b) *That the Committee appoint Robert Batty to deal with any preliminary matters associated with (a) with the full powers of the Council as a consent authority.*

## 5.5 UNITED VEHICLES RENTALS LIMITED – CRC073416 - 073417

### Applications

United Campervans has applied for resource consents relating to a proposed new campervan depot at 559 Pound Road, Yaldhurst, at or about map reference NZMS 260 M35:7021-4388. The following consents have been applied for:

**CRC073417** – to discharge wastewater into land which may result in the contaminants in the wastewater entering groundwater. The discharge will include wastewater from the washing of campervans, the cleaning of wastewater storage containers, laundry operations and domestic wastewater from staff facilities on site. The total maximum volume to be discharged will be 5.1 cubic metres per day.

Wastewater will be discharged to land via subsurface drip irrigation lines after aerobic treatment. Contaminants in the wastewater may include organic material, nitrogen, phosphorus, heavy metals and micro-organisms.

**CRC073416** – to discharge stormwater into land. Stormwater from the roof of the building will be discharged via sealed soakaways, and stormwater from an outdoor carpark and sealed access will be discharged via infiltration basins. The combined area of outdoor carpark and sealed access will be approximately 9500 square metres. Contaminants in the stormwater may include suspended sediments, hydrocarbons, heavy metals and pathogenic micro-organisms.

The applicant has requested a consent duration of 35 years.

A joint hearing with the Christchurch City Council will be scheduled to hear and decide applications associated with a proposed new campervan depot at Pound Road, Yaldhurst.

The Commissioner recommended has satisfied Council staff he has the necessary criteria, including technical ability and RMA Accreditation Certification, to carry out the duties required.

Report prepared by Donald Fraser, Consents Hearings Officer  
Report endorsed by Don Rule, Consents Manager.

### **Recommended**

- (a) *That the Committee appoint Robert Batty as Commissioner to hear and decide resource consent applications CRC073416 – 073417 by United Vehicles Rentals Limited with the full powers of the Council as a consent authority.*
- (b) *That the Committee appoint Robert Batty to deal with any preliminary matters associated with (a) with the full powers of the Council as a consent authority.*