

Land Use (Use of beds of lakes and rivers)

excluding Wetlands and Coastal Activities

All sections must be completed in full and accompanied by the initial deposit fee, the administration form (Form A) and an Assessment of Environmental Effects [AEE] in accordance with schedule 4 of the Resource Management Act 1991. Failure to do so may result in your application not being accepted and/or returned.

We always recommend that you consult with a Consents Officer prior to applying, this will save you a lot of time and money in the long run. We always recommend that you consult with anyone who may be deemed an affected party by your proposal, including neighbours and tangata whenua. We are happy to provide you with the correct contact information and anything else you might require with regards to communications and engagement.

Installation and use of instream structures is subject to rules in the **Regional Fresh Water Plan for Taranaki and the National Environmental Standards for Freshwater**. These documents are available at these links:

Link to Regional Fresh Water Plan for Taranaki [RFWP]

https://www.trc.govt.nz/council/plans-and-reports/strategy-policy-and-plans/regional-fresh-water-plan/

Link to National Environmental Standards for Freshwater [NES-FW] https://www.legislation.govt.nz/regulation/public/2022/0320/latest/LMS786420.html?search=ts_act%40bill%40r

egulation%40deemedreg %22national+environmental+standards%22 resel 25 a&p=1

SECTION A – Initial information

1) Land Use Consent(s) applying for

1.1 National Environmental Standard for Freshwater [NES-FW]				
Is the proposed activity within a natural inland wetland or		Yes		
within 100 metre setback of a natural inland wetland		No		
If you answered 'Yes' please assess your proposal against the NES-FW as further consent(s) may be required.				

1.2	.2 Please indicate the type and number of land use consents you are applying for on this form						
	Туре	Number of applications	Previous consent number (if replacement or change)				
	To install and/or use a bridge in, on or over the bed of a river or lake						
	To install and/or use a culvert in, on or over the bed of a river or lake						
	To dam a stream			Please note a deposit			
	To realign or divert a waterway			will be required for each consent applied for. This total should match the number of			
	To excavate, drill, tunnel, disturb or deposit material on the bed on a river or lake			consents and deposit amount you have completed in Section 9 (Fees and charges) of			
	To install a structure (that is not one of the structures above)			Form A			
	To drill a bore or well						
	Total number of land use consents applying for on this form						

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2) Site Photographs, location and works timetable

2.1 Site Photographs

Please state where in the AEE the inj	AEE Page Number	Section				
	Digital File provided [please tick to confirm inclusion]		Hard copy provided			
At activity site		(filename)				
Looking upstream from site		(filename)				
Looking downstream from site		(filename)				

2.2 Location of Activity				
Please state where in the AEE the information can be located	AEE Page Number	Section		
Provide a site plan that clearly shows and labels the location of the proposed activity, waterways, property boundaries and any other significant features. You can use the mapping system on our website (<u>www.trc.govt.nz</u> keywords 'local maps'). The maps include property boundary and contour layers. You can search by property, view and print topographic maps and aerial photographs.				

2.3 Works Timetable				
Please describe each activity in more detail and state where in the AEE the information can be located	AEE Page Number	Section		
How long will the work take? (number of days)				
Proposed date of work				
Proposed duration of instream works (number of days)				
Not Applicable – works already completed (eg. replacement consents)				

Is any	Is any work in the water proposed between 1 May and 31 October?				
	No				
	Yes				
	If yes, please answer the following				
Please	Please state where in the AEE the information can be located AEE Page Number Section				
may be this pe be req	ay to October period is when fish spawning and migration occurs and e disrupted by working in the stream. If the work is proposed during eriod an assessment of the impact on fish migration and spawning will uired. Consultation and/or written approval may also be required ish & Game and/or Department of Conservation.				
	Assessment of impact on fish migration/spawning attached				
	Results of consultation attached				

3) Regional Plan and Activity Status

3.1 Please advise the regional plan and/or National Environmental Standard (NES) regulation, and activity status of the consents applied for

Please state where in the AEE the information can be located	AEE Page Number	Section
Please indicate the following for each activity:		
 The regional plan/NES-FW and rule you are applying under What permitted activity rule and standards are not being complied with and why What is the activity status of your application 		
<u>Councils preference is the information is provided in the</u> format shown below		

Consent applied for	Regional Plan or NES Regulation	Rule/Regulation applying under	Activity Status e.g. Controlled	Permitted Activity Rule/Regulation not complied with and reasons why not met
Install bridge	RFWP	64	Discretionary	Rule XX– unable to meet this because XXX

SECTION B – Bridges and culverts

Please note if your structure is <u>not</u> a bridge or culvert, please do not complete this section

4) Details of the Activity

4.1	4.1 Describe the activity taking place					
Where	relevant	this section must include, but not be limited to (tick all that apply):	AEE Page Number	Section		
	Detail	whether the river is tidal at the structure's location				
	Detail livesto	f the bridge/culvert will be used regularly as a crossing for ck				
		whether any permanent realignment, reclamation or diversion at the installation of the bridge/culvert is proposed				
		If permanent realignment, reclamation or diversion is proposed show on map, attach appropriate drawings, describe and ensure the loss of river values and extent associated with the diversion is addressed in the NPS-FM assessment. Please ensure the relevant rules under the RFWP and NES-FW have been assessed for these activities as additional consents may be required.				
	Detail how often flood flows are expected to exceed the capacity of the bridge/culvert? Eg More than once per year, Less than once every 10 years					
	Detail how it has been determined that the waterway capacity of the proposed bridge/culvert is adequate? <i>Eg TRC Engineer, Other Engineer's calculations</i>					
	Detail whether the structure will include a Ramp, Apron and/or Flapgate. (if Yes, provide details including dimensions)					
	Detail whether a spillway is included in the design. (If Yes, please provide details below including gradient and surface material) Image: spillway is included in the design. (If Yes, please provide details below including gradient and surface material)					
	What i	s the width of the river at the water surface? (metres)				
	What i	What is the width of the river bed (ie. Including its banks up to full depth)				
	Describe any vegetation clearance or soil disturbance required as part of the works, such as for providing access to the site, or within the banks to enable construction. Estimate the volume of soil disturbed in cubic metres.					
		the capacity is exceeded where will excess water go? Indicate flow on attached map if appropriate.				

the bridg bed/ban	e any likely effects of flows exceeding the waterway capa ge/culvert (<i>e.g. undermining of structure, erosion of rive</i> <i>ks, damage to property</i>). If flow will go over the culvert section on its downstream side.			
	e how the construction will be undertaken, including det vatering of the site during construction.	tails of		
	e any rock armouring or other erosion protection work p of the culvert installation.	proposed		
	your intended post construction re-planting and or main me to ensure the structure continues to function as pla			
Culvert	Only			
Describe	e what the proposed culvert is made of.			
	e the proposed fill material and compaction standards to culvert. Where will the fill come from?	be used		
What is	the proposed length of the culvert pipe? m			
Nationa	l Environmental Standards for Freshwater		1	
The culvert provides for the same passage of fish upstream and downstream as would exist without the culvert, except as required to carry out the works to place, alter, extend, or reconstruct the culvert.				🗆 No
The culvert will be laid parallel to the slope of the bed of the river or connected area.			□ Yes	🗆 No
	an cross-sectional water velocity in the culvert is no grea Il immediately adjoining river reaches'	ter than	□ Yes	🗆 No
connect	ert's width where it intersects with the bed of the river ed area (s) and the width of the bed at that location (w), ed in metres, are:		1	
(i)	where $w \le 3$, $s \ge 1.3 \times w$:	🗆 Yes	🗆 No 🗆	Not applicable
(ii)	where w > 3, s \ge (1.2 × w) + 0.6;	□ Yes	□ No □	Not applicable
	ert will be open-bottomed or its invert will be placed so % of the culvert's diameter is below the level of the bed.		🗆 Yes	🗆 No
	substrate will be present over the full length of the culv t the flow rate at or below which the water flows for 809		□ Yes	🗆 No
The culvert provides for continuity of geomorphic processes (such as the movement of sediment and debris).			🗆 Yes	🗆 No

4.2 Dimensions of bridge					
(state where in the AEE the information can be located)	AEE Page Number	Section			
Please provide details and attach plans of the dimensions of the bridge An example of the dimensions required is located at the back of this application form					

4.3 Dimensions of culvert				
(state where in the AEE the information can be located)	AEE Page Number	Section		
Please provide details and attach plans of the dimension of the culvert design (including a cross-section) <i>An example of the dimensions required is located at the back of this application form</i>				

SECTION C – Dam

Please note if your structure is <u>not</u> a Dam, please do not complete this section

5) Details of the Activity,0000m3 or more.

5.1	Does the dam already exist?
	No
	Yes
	If yes, what year was the Dam constructed

5.2	Will a building consent be required for your Dam?
	No
	Yes - Dam height is at least 4 metres or higher and storage volume is at least 20,000 m ³ or 1 m or higher with a storage volume of 40,000 m ³ or more.

5.3	5.3 Describe the activity taking place				
Where	relevant this section must include, but not be limited to (tick all that apply):	AEE Page Number	Section		
	Describe the purpose of the dam.				
	Detail whether water will be taken from the dam? If Yes, what is the rate of take (m ³ /day)				
	Describe the purpose of the take				
	Enclose plans for dam design				
	Detail the volume of the dam reservoir (at normal levels)? (cubic metres)				
	Detail the catchment area upstream of the dam? (hectares)				
	Describe what the dam is [or to be] constructed of (<i>i.e. building materials</i>)?				
	Describe any works or temporary structures in the stream bed (<i>e.g. coffer dams, diversions, channel realignment</i>) that are proposed to facilitate dam construction. (<i>Plans may need to be attached</i> .)				
	Give details of the construction methodology [eg. Compaction standards, excavation of unsuitables, preparation of lake bed].				
	Describe any permanent works proposed in the stream bed [eg. excavation of the reservoir].				

Detail if the dam will be across a permanently flowing stream? If the answer is no, comment on duration of dry period [eg. % of time, months per year]	
Comment on the effect the dam will have on flow downstream during dry periods. If provision has been made to allow some flow past the dam, please give details.	
Describe what provision is made for fish passage past the dam? Indicate species that will be provided for, and attach drawing of fish pass if appropriate. If no provision for fish passage is proposed explain why not.	
Describe what provision has been made to cope with flood flows? If there is no spillway explain how floodwaters will pass safely.	
Comment on the potential for damage in the event of dam failure (eg. effects on downstream bridges, roads, property).	
Comment on the effects of the reservoir (eg. potential flooding or other effects to neighbours).	
Detail whether the dam was designed by an engineer. If yes, give name of Engineer	

5.4 Dimensions of dam – long and cross section		
(state where in the AEE the information can be located)	AEE Page Number	Section
Please provide details and attach plans of the dimensions of the dam An example of the dimensions required is located at the back of this application form		

5.5 Dimensions of dam – Spillway		
(state where in the AEE the information can be located)	AEE Page Number	Section
Is a spillway proposed [or existing] to provide for flood flows?	🗆 Yes 🗆] No
Please provide details and attach plans of the dimensions of the spillway An example of the dimensions required is located at the back of this application form		

SECTION D – To realign or divert a waterway

Please note if your structure is not a realignment or diversion, please do not complete this section

6) Details of the Activity

6.1 Riparian Management

Before lodging this application you will need to have an up-to-date Riparian Management Plan (RMP), or have a Council officer confirm that no RMP is needed in your situation.

Even very recent RMP's need to be updated so please contact the Council's Land Management Office and ask that your current RMP be updated, a new one prepared, or to get confirmation that no RMP is required.

The options for contacting the Council's Land Management Office are set out below. Please indicate how you made contact by ticking the applicable box.

Contacted the Land Management Officer who manages your RMP

Emailed <u>riparian@trc.govt.nz</u>

I have had my RMP updated or a new one prepared		□ Yes	🗆 No
Plan number			
Name of Officer who completed the RMP			
A RMP is not required		□ Yes	🗆 No
Confirmed by (Officer's name)			

6.2	Describe the activity taking place			
Where	Where relevant the AEE must include, but not be limited to (tick all that apply):		Section	
	What is the name of the river or stream where the work is proposed?			
	Please describe the current nature of the stream/river at the site of the proposed works. Include Channel Width, Channel Depth and Water Depth, bed material (eg rocky, silty) and bank vegetation			
	A detailed drawing of the proposed re-alignment or diversion including dimensions, must be included with this application.			
	Is the realignment/diversion on a permanently flowing stream?	□ Yes □	No	
	If the stream is not permanently flowing, comment on duration of dry period (eg % of time, months per year)			
	In your own words, briefly describe the activity you are undertaking:			

Describ	be the purpose of the proposed activity.		
Does tl	ne activity involve the following:		
	Excavation of a new channel	□ Yes	🗆 No
	Filling a redundant channel	□ Yes	🗆 No
	Straightening a channel but keeping it in the same location	🗆 Yes	🗆 No
	Removing vegetation or clearing a channel	🗆 Yes	🗆 No
	be any excavation or other disturbance of the river/stream bed or that will occur.		
propos	be any associated vegetation clearance or soil disturbance ed beside the stream. <i>[eg. Recontouring of adjacent paddocks]</i> he area on the map included.		
	be any proposed earthworks/soil disturbance such as re- ring of adjacent paddocks. Mark the area on the map to be ed.		
Provide	e details of the approximate area of earthworks/soil disturbance		
Eg	< 1 ha, 1 to 8 ha, >8		
Detail	the approximate volume of earthworks/soil disturbance		
1	$E_g < 3000 \text{ m}^3$, 3000 m ³ to 24,000 m ³ , >24,000 m ³		
	e note if discharge is above this amount an additional discharge It may be required)		
Give th	e details of the length of the existing channel.		
Give th	e details of the length of new channel.		
channe	e the protection measures proposed to prevent erosion of the new el e.g. rock armouring or gravel in the bed of the channel? If none ed explain why not.		
new ch	now often do you expect flood flows to exceed the capacity of the annel? Eg Less than once every 50 years, less than once every 10 less than once per year, more than once per year		
the new	be where you expect the excess water to go when the capacity of w channel is exceeded? Indicate flow paths and any ponding areas iched map if appropriate.		
	now have you determined that the waterway capacity of the ed new channel is adequate? <i>Eg TRC Engineer, Other Engineer's tions</i>		
	be any likely effects of flows exceeding the waterway capacity of annel. (eg. erosion of river bed/banks or damage to property)		

6.3 Dimensions of Realignment/Diversion channel		
(state where in the AEE the information can be located)	AEE Page Number	Section
Please provide details and attach plans of the dimensions of the realignment/diversion channel design. An example of the dimensions required is located at the back of this application form		

SECTION E – To excavate, drill, tunnel, disturb or deposit material

on the bed of a river, or lake

Please note if your activity is <u>not</u> to excavate, drill, tunnel, disturb or deposit material, please do not complete this section

7) Details of the Activity

7.1	Describe the activity taking place		
Where	relevant this section must include, but not be limited to (tick all that apply):	AEE Page Number	Section
	In your own words, briefly describe the activity you are undertaking		
	Give full details of the activity and its purpose, including volumes and types of material involved, and the area of river affected. Attach plans as necessary.		
	Describe how the activity will be undertaken, include description of any machinery to be used in the stream bed.		
	Detail if any permanent realignment or diversion associated with the installation of the activity is proposed (<i>show on map, and attach appropriate drawings</i>)		

7.2 Drawing detailing the activity			
(state where in the AEE the information can be located)	AEE Page Number	Section	
Please provide details and attach plans of the proposed activity. Include dimensions eg depth of excavation, deposits and a real extent			

SECTION F – Other structures

Please note this section is for all other structures that don't fall into the categories above

8) Details of the Activity

8.1	Please ensure your Assessment of Environmental Effects contains a details of activity section		
Where	relevant this section must include, but not be limited to (tick all that apply):	AEE Page Number	Section
	In your own words, briefly describe the activity you are undertaking.		
	Describe the proposed structure [including building materials] and its purpose.		
	Describe whether the structure is permanent or temporary. If temporary give details of the duration.		
	Detail if any permanent realignment or diversion associated with the installation of the activity is proposed (<i>show on map, and attach appropriate drawings</i>).		
	Describe how the construction will be undertaken, including details of any dewatering of the site during construction, and any excavation that is to occur.		
	Indicate your intended post construction maintenance programme to ensure the structure continues to function as intended.		

8.2 Drawing detailing the activity		
(state where in the AEE the information can be located)	AEE Page Number	Section
Please provide details and attach plans of the proposed activity. Include dimensions including depth below stream bed.		

Please note if your activity is not to install a bore or well, please do not complete this section

9) Details of the Activity

9.1	9.1 Please ensure your Assessment of Environmental Effects contains a details of activity section			
Where	Where relevant this section must include, but not be limited to (tick all that apply): AEE Page Number S			
	In your own words, briefly describe the activity you are undertaking.			
	Describe if the bore/ well will be constructed to ensure that it does not allow access to more than one aquifer.			
	Describe if the bore/well be drilled following the NZS 4411:2001 [Environmental Standard for drilling of soil and rock].			
	Give details of the proposed bore/well dimeter and proposed depth.			
	Details what the proposed use of the bore/well is for <i>eg Stock water,</i> Ground water monitoring, Domestic supply (including number of properties it will service), Irrigation (including irrigation area proposed) or any other use.			
	Describe if the bore/well will be constructed to ensure that it does not allow leakage from the ground surface into ground water.			
	If there are other bore/wells within 500 metres of your proposed bore/well give details and mark on site plan. <i>Give details of owners of</i> <i>bores, and whether the bores are unused, for water supply, monitoring or</i> <i>you don't know.</i>			
	Give details of the bore/well driller. Include contact details such as email and mobile phone number.			

<u>Note:</u> The bore/well should be sited, and drilled to such a depth, that interference with other groundwater users and monitoring wells is minimised. The bore/well should also be constructed to minimise drawdown within the bore/well itself

10) Assessment against relevant objectives & policies of the relevant plan/s

10.1 A policy assessment is required by s88 and schedule 4 of the RMA.

Provide an assessment of the proposal against the relevant objectives and policies of the relevant regional plan(s), on our website: <u>www.trc.govt.nz/</u> and relevant documents including but limited to the relevant lwi Management Plan & National Policy Statement

(state where in the AEE the information can be located)		AEE Page Number	Section
Policy assessment included?	🗌 Yes		

10.2 National Policy Statement for Freshwater Management 2020 (NPS-FM)

Clause 3.26(1) of the NPS-FM requires the Regional Plan to include the following objective:

'The passage of fish is maintained, or is improved, by instream structures, except where it is desirable to prevent the passage of some fish species in order to protect desired fish species, their life stages, or their habitats."

Clause 3.24 of the NPS-FM directs that the Council cannot grant a consent that will result in a **loss of river** extent and values* unless it is satisfied that:

(a) that there is a **functional need*** for the activity in that location; and

(b) the effects of the activity are managed by applying the effects management hierarchy*."

Definitions located at <u>https://environment.govt.nz/assets/publications/National-Policy-Statement-for-</u> <u>Freshwater-Management-2020.pdf</u>

Loss of river extent and values

Any loss of river extent and values that may result from the proposed structure must be detailed in this application.

Please state where in the AEE the information can be located		AEE Page Number	Section
	No loss of river values for reasons detailed below (provide reasoning in attached documentation)		
	Yes, there will be a loss of river extent and values. Full details are below and/or in attached documentation.		

Functional need

If there is a loss of river values there must be a functional need for the structure at this location *(tick boxes that apply)*.

Please	Please state where in the AEE the information can be located			Section
	Functional need not required because there will be no loss of river value			
	Is there a functional need for the structure?			
		For the reason that the structure is currently authorised, it is not practicable to remove it.		
		For the reason that associated infrastructure, such as a road or other access, must cross the river at this location.		
		For other reasons I have detailed in the attached documentation		

Effects Management Hierarchy

If there is a loss of river values there must be a functional need for the discharge and the effects management hierarchy must be applied.

Please	Please state where in the AEE the information can be located		Section
	Application of effects management hierarchy is not required because there will be no loss of river values.		
	Application of the effects management hierarchy is detailed in the attached documentation.		

11.1	The Resource Management Act (RMA) 1991, requ assessment of environmental effects (AEE), in acc Act 1991, identifying the actual and potential effe addition, the applicant is required to identify the or mitigated. Schedule 4 can be viewed at www.trc.govt.nz/res	cordance with schedule 4 ects that an activity may h ways in which those effec	of the Resource N ave on the enviro cts can be avoided	lanagement onment. In
AEE inc	cluded? (please attach separate document)			
	relevant the AEE must include, but not be limited to (AEE Page Number	Section
	Construction effects (eg stream bed disturbance, passage) Is there a fish management plan for the effe installation of the structure,	sediment release, fish		
	 Post-construction effects/effects of structure or and downstream and in typical and extreme of erosion, ecology). Provide an assessment and sup Methods to reduce or prevent enviror construction (such as restoring riparian planting fill batters with native species, stabilising abutments). Describe any adverse effects that may occur during and immediately after work in the stability of the stability of			
	Effects on water quality (e.g. sedimentation) Will the discharge cause any conspicuous ch of water? 	ange in colour or clarity		
	 Effects on fish habitats and fish passage (e.g. per measures to mitigate effects (e.g. placing culvert streambed, fish ladders, native planting): Describe any fish life in the redundant chann proposed. Could the bridge/culvert impede fish m downstream of the structure? If so, how do any effects on fish passage? Note that fish poy high water velocity, steep drop out of a culvert pipe. It is common practice to bury the the bed of the stream to enable unimpeded 	invert below nel and any fish salvage novements upstream or you propose to mitigate passage may be impeded culvert or a long smooth he invert of the pipe below		
	Effects on cultural values. Please see our website contacts <u>https://www.trc.govt.nz/council/workir</u>			
	Alternatives Include alternatives considered and reasons why	they were discounted		

11) Assessment of environmental effects (AEE)

Maintenance	
Contingency	
Monitoring	
Erosion and scour (including site sediment and erosion control (ESCP))	
Flooding – including assessment of flood carrying capacity of structure	
Effects on neighbour's properties	
Other mitigation	
Are there any other environmental effects likely to occur and if so, how will they be mitigated?	

12) Other consents required/permitted activities

12.1 What other consents are required from the Taranaki Regional Council for the proposed activity?		
(state where in the AEE the information can be located)	AEE Page Number	Section
State what consent is required, and whether they have been applied for.		
Give an assessment of whether there are any permitted activities that are part of the proposal. If there are other permitted activities involved how they meet the permitted standards for the rule.		

Site sediment and erosion control

Depending on the scale and significance of the proposal, the application may include an Erosion and Sediment Control Plan (ESCP) that gives full details of the measures proposed to ensure that sediment discharge to water and off-site effects of dust are avoided as far as practicable.

The ESCP shall as a minimum be based upon and incorporate all the relevant principles and practices for the activity applied for and contained within the Waikato Regional Council document titled "Erosion and Sediment Control – Guidelines for Soil Disturbing Activities"; and, shall include but not necessarily be limited to, the following:

- a) Details of all principles, procedures and practices that will be implemented to undertake erosion and sediment control to minimise the potential for sediment discharge from the site, including flocculation if required;
- b) The design criteria and dimensions of all key erosion and sediment control structures;
- c) A site plan of a suitable scale to identify;
 - *i)* The locations of waterways;
 - *ii)* The extent of soil disturbance and vegetation removal;
 - *iii)* Any "no go" and/or buffer areas to be maintained undisturbed adjacent to watercourses;
 - iv) Areas of cut and fill;
 - v) Locations of topsoil stockpiles;
 - vi) All key erosion and sediment control structures;
 - vii) The boundaries and area of catchments contributing to all stormwater impoundment structures;
 - viii) The locations of all specific points of discharge from the work area to the environment; and,
 - ix) Any other relevant site information.
- *d)* Construction timetable for the erosion and sediment control works and the bulk earthworks proposed;
- *e) Maintenance, monitoring and reporting procedures;*
- Rainfall response and contingency measures including procedures to minimise adverse effects in the event of extreme rainfall events and/or the failure of any key erosion and sediment control structures;
- g) Procedures and timing for review and/or amendment to the erosion and sediment control measures listed in the ESCP; and,
- *h)* Identification and contact details of personnel responsible for the operation and maintenance of all key erosion and sediment control structures.

The ESCP must include a plan of the site and detailed illustrations/descriptions for the construction, placement and management of sediment controls. It must also include the reasons why a particular control method is appropriate. For example, where a sediment pond is proposed accompanying information is expected to include pond dimensions, calculations showing the pond will work effectively, materials used, stabilisation methods used, other control methods within the pond and why these have been used over others (e.g. Floating T bars, Level spreading bars, Geotextile cloth on external wall to stop erosion, Goose neck pipes).