



28 August 2018

HARMAC CONCRETE LTD
C/- RACHEL VAUGHAN
SMART PATHWAYS
850A STATE HIGHWAY 1
KAIKOURA

BY EMAIL

Dear Rachel,

Request for Further Information- Application LU-2018-1538-00 for a concrete batching plant and landscape supply depot

Under section 92 of the Resource Management Act 2001(RMA), it is requested that the following additional information be provided:

- Provision of a site plan at an appropriate scale showing areas to be set aside for storage, concrete batching, vehicle manoeuvring, site entry and exit, landscaping and bunding, administration buildings, and stormwater and/or wastewater disposal areas.
- Any proposed limits on time or duration for the consent (for example, whether it is proposed to be time-limited to earthquake recovery, or permanent).
- A noise assessment by a suitably qualified practitioner against the rules in the Kaikoura District Plan, measured in accordance with the New Zealand Standard NZS 6801:2008 "Acoustics - Measurement of Environmental Sound" and assessed in accordance with NZS 6802:2008 "Acoustics – Environmental Noise".
- A traffic engineer's assessment on the impact of the additional 700+ traffic movements on the local network, including any recommended safety issues or upgrades required.
- Whether any hazardous substances or goods will be stored on site, and if so, if the activity includes the use of hazardous installations, an assessment of any risks to the environment that are likely to arise from such use. This should be undertaken in accordance with assessment matter 25.2.2.
- In accordance with Schedule 4 Clause 6(f), identification of any persons affected by the activity (in particular in relation to the noise assessment requested at bullet 2), any consultation undertaken, and any response to the views of any person consulted.
- Written approvals sought and gained as part of the consultation referred to above. The previous written approvals provided as part of Application 08052 should serve as a guide for the minimum affected parties, but this will also need to be further considered as part of the noise assessment.
- In accordance with Schedule 4 Clause 6 (g), a description of how and by whom the effects will be monitored if the activity is approved.

Kaikoura – A Sustainable Community

Official Correspondence: Executive Officer, PO Box 6, Kaikoura 7340

Office Address: 34 Esplanade, Kaikoura. Telephone (03) 319 5026, facsimile (03) 319 5308

Email: kdc@kaikoura.govt.nz, website: www.kaikoura.govt.nz



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- Details of planting proposed on the earth bund, including species, sizes, maintenance and plant densities.
- Whether any new regional consents are required for dust generation, water take and use, or stormwater discharge, as a result of the increased area of the depot.

Under section 92, you have 15 working days to:

- Provide the information
- Provide written notice to the Council agreeing to provide the information
- Provide written notice to the Council refusing to provide the information

If you agree to provide the material but cannot supply the information within the 15 working days, the Council must set a reasonable time for you to provide the information and will inform you of this date in writing. This is to avoid unreasonable delays in the processing of resource consents. Therefore if you cannot provide the information within 15 working days, please provide an approximate timeframe in which you believe this information can be supplied.

If you refuse to supply the information requested the Council must publicly notify your application. While the Council must process your application, it may be declined on the grounds that there is inadequate information to make a decision

Your application will be on hold for 15 working days or until the information is provided to the Council as describe above. Please see relevant legislation on the backside.

If you have any questions regarding any of the above please do not hesitate to contact me during office hours at 319-5026.

Yours faithfully

Marcus Langman
**Planning Consultant for
Kaikoura District Council**

Relevant Legislation under the Resource Management Act 1991

[92 ((Further information, or agreement, may be requested))

(1) A consent authority may, at any reasonable time before the hearing of an application for a resource consent or before the decision to grant or refuse the application (if there is no hearing), by

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written notice, ((request)) the applicant for the consent to provide further information relating to the application. [92A Responses to request

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(1) An applicant who receives a request under section 92(1) must, within 15 working days of the date of the request, take 1 of the following options:

(a) provide the information; or

(b) tell the consent authority in a written notice that the applicant agrees to provide the information; or

(c) tell the consent authority in a written notice that the applicant refuses to provide the information.

(2) A consent authority that receives a written notice under subsection (1)(b) must—

(a) set a reasonable time within which the applicant must provide the information; and

(b) tell the applicant in a written notice the date by which the applicant must provide the information.

((3) The consent authority must consider the application under section 104 even if the applicant—

(a) does not respond to the request; or

(b) agrees to provide the information under subsection (1)(b) but does not do so; or

(c) refuses to provide the information under subsection (1)(c).))

[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 decided whether to give public or limited notification of the application; and

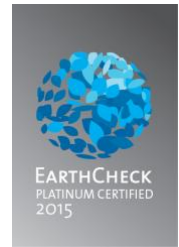
(b) Subsection (2) or (3) applies.

(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



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- (b) refuses 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.)

[104 Consideration of applications

- (((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.)))