

RESOURCE CONSENT APPLICATION FOR ENCROACHMENT OF BOUNDARY DISTANCE/RECESSION PLANE/SITE COVERAGE

Please complete all sections. Examples are provided in brackets to help you answer the questions. If you require assistance in completing the application, please feel free to give us a call on (03) 788 9603, email us at planning@bdc.govt.nz or make an appointment at the Westport office, as a Duty Planner is available most days.

Site photos are always helpful. If you are taking photos, remember to take one along the boundary that will be affected by the encroachment and of the site from the street. If you cannot print the photos, email them to planning@bdc.govt.nz with reference to the site that the application is for.

A diagram (Site Plan) of the site is essential. It doesn't have to be complicated, but you do have to indicate how close the building will be to the boundaries and for what distance the structure will encroach into the setback.

Checklist

- Have you completed and signed the Application form?
- Have you completed and signed the attached Assessment of Environmental Effects form?
- Have you attached an assessment of the activity against Part 2 of the Resource Management Act and any relevant Objectives and Policies of the Plan (in accordance with Schedule 4)? To assist with completing this assessment, a copy of Part 2 and the District Plan's Objectives and Policies can be downloaded from the Council's website – <http://bullerdc.govt.nz/application-forms-and-information-sheets/assessmentdocument/>
- Have you included any technical reports/assessments? (i.e. Geotechnical assessment, Landscape assessment, Acoustics assessment etc.)
- Have you completed the 'Declaration to Accompany Application for Resource Consent' in regard to the National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health (NES)?
- Have you included a site plan? (The site plan must show the location of every existing and proposed building on site in relation to the legal and actual site boundaries. What roads the property fronts on to and any existing or new accesses. The length of walls and building heights.)
- Have you included the deposit of \$600.00?
Please note that this is a deposit only and Council operates on a full cost recovery system. Therefore if the cost of processing the consent is more than the deposit, you will be charged the additional amount.
- Have you included a copy of the Record of Title (RT). The RT must not be older than 3 months),
or
 - Do you wish Council to search a copy for you (at a cost of \$40.00 per RT)?
- Have you attached any completed and signed affected parties forms?
(Affected persons consent forms should be completed by neighbours on any boundary where the distance will be reduced, or by neighbours who may be affected by a breach of the recession plane angle)

APPLICANT DETAILS

1. Applicant(s) name(s): (please write all names in full)

2. Postal Address:

Telephone: Business: _____ Facsimile: _____
Private: _____ Email: _____

3. Applicant is the owner/occupier (please tick the appropriate box)
 prospective owner

Property owner's name: (if different from above)

Telephone: Business: _____ Facsimile: _____
Private: _____ Email: _____

4. Correspondence to be sent to the following name and address: (if different from applicant)

Telephone: Business: _____ Facsimile: _____
Private: _____ Email: _____

PROPERTY DETAILS

5. Description of location of activity and/or property address: *(include the name of any relevant stream, river or other water body to which the application may relate, proximity to any well-known landmark, etc)*
- _____
- _____
6. Legal Description: _____
7. Record of Title Reference: _____
8. Valuation Roll Number: _____
(from rates or valuation notice)
9. Zone: _____

DETAILS OF PROPOSAL

10. This is an application for: boundary encroachment
(Please tick appropriate box) exceeding the recession plane
 exceeding the site coverage
11. Are any other consents required? Yes No
(a building consent, or discharge consent from the Regional Council, etc)
If yes, list consents below, and whether they have been applied for.
- _____
- _____
- _____
12. A general description of what is proposed: *(to build a new dwelling with an attached garage. The garage will be 3000mm from the road boundary with the entrance to the garage parallel to the road to allow turning on site, etc)*
- _____
- _____
- _____
- Give a description of the proposed use of every building or structure that is encroaching or breaching a recession plane: *(the recession plane will be breached by the corner of the dwelling in the area of the third bedroom. The garage will be used to store vehicles and gardening equipment, etc)*
- _____
- _____
- _____

13. Are any alterations to existing buildings proposed? Yes No
 If yes, what is the nature of the proposed alterations? *(the existing dwelling will be extended to incorporate an office area at the front of the extension and a additional bedroom to the rear, the extension will be 3500mm wide by 8000mm long, etc)*

14. State the height of any new buildings or alterations to existing buildings: *(the new storage sheds will be 8000mm high, etc)*

15. Details of any landscaping proposed: *(planting along the edge of the garage closest to the road to partly screen the building and soften its impact, etc)*

16. Are any new accessways proposed for the site? Yes No
 (Please show on the site diagram)

ASSESSMENT OF EFFECTS ON THE ENVIRONMENT

17. Will the structure affect views of any significant landscapes or natural features? Yes No

18. Will the structure be visible from any residences or community facilities? Yes No

If yes, show the location and distance of the closest house(s)/facilities from the development on your site diagram.

19. Will the new development affect any historic sites or sites with important cultural values? Yes No

If yes, how will these sites be affected? *(The shed will be close to the boundary with the old community hall and due to its proposed height will increase the shading of the hall, etc)*

20. Does the development involve any native vegetation clearance? Yes No
 If yes, how much vegetation will be cleared? *(An area of 15m by 8m will be cleared for the footprint of the building and working area, etc)*

21. Do you wish to be contacted prior to a member of the Planning Department undertaking a site visit? Yes No

ASSESSMENT OF THE ACTIVITY AGAINST PART 2 OF THE RMA ASSESSMENT OF THE ACTIVITY IN REGARD TO ANY RELEVANT OBJECTIVES, POLICIES, OR RULES IN A DOCUMENT

You can either fill in your assessment in the spaces below, or use the Assessment Document which can be downloaded at <http://bullerdc.govt.nz/application-forms-and-information-sheets/assessmentdocument/> and attach it to your application.

In reaching a decision on an application, the Council has to be satisfied that by granting the application, Part 2 of the RMA will be achieved. For further information on Part 2 of the Resource Management Act. <http://www.legislation.govt.nz/act/public/1991/0069/latest/DLM230265.html>

Please provide an assessment of your proposal against Part 2:

Please provide an assessment of your proposal against:

- (a) any relevant objectives, policies, or rules in a document; and
- (b) any relevant requirements, conditions, or permissions in any rules in a document; and
- (c) any other relevant requirements in a document (for example, in a national environmental standard or other regulations).

A full copy of the District Plan’s Objectives and Policies can be obtained from Council’s website - <http://bullerdc.govt.nz/district-council/publications/district-plan/part-4-significant-resource-management-issues-objectives-and-policies/>

Dated at _____ this _____ day of _____ 20__

Signed: _____
(to be signed by or on behalf of applicant)

The personal information that you provide in this form will be held and protected by Buller District Council in accordance with our privacy policy (available at bullerdc.govt.nz/privacy and at council libraries and service centres) and with the Privacy Act 2020. Council's privacy policy explains how we may use and share your personal information in relation to any interaction you have with the council, and how you can access and correct that information. We recommend you familiarise yourself with this policy

Declaration to Accompany Application for Resource Consent

This Declaration MUST be completed, signed and submitted with your application

The **National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health (NES)** applies to particular activities on a piece of land where an activity or industry described in the current edition of the **Hazardous Activities and Industries List (HAIL)** is being undertaken, has been undertaken, or it is more likely than not that it is being or has been undertaken.

The **HAIL** and other useful information about the **NES**, including a *User's Guide on the NES*, can be found on the Ministry for the Environment's website, <http://www.mfe.govt.nz/land/nes-assessing-and-managing-contaminants-soil-protect-human-health/about-nes>. A copy of the current **HAIL** is attached.

To help determine whether or not the NES will apply to your activity please answer the following questions:

Is an activity described on the HAIL currently being undertaken on the piece of land to which this application applies?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Has an activity described on the HAIL ever been undertaken on the piece of land to which this application applies?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Is it more likely than not that an activity described on the HAIL is being or has been undertaken on the piece of land to which this application applies?	Yes <input type="checkbox"/>	No <input type="checkbox"/>

If 'Yes' to ANY of the above, then the NES may apply. Please answer the following questions:

Is the activity you propose to undertake removing or replacing a fuel storage system or parts of it?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Is the activity you propose to undertake sampling soil?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Is the activity you propose to undertake disturbing soil?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Is the activity you propose to undertake subdividing land?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Is the activity you propose to undertake changing the use of the land?	Yes <input type="checkbox"/>	No <input type="checkbox"/>

If 'Yes' to ANY of the above activities, then the NES is likely to apply.

For further information about the **NES** and what is required please contact Council's Planning Department on (03) 788 9603 or planning@bdc.govt.nz.

I hereby certify that to the best of my knowledge and belief, the information given in this form is true and correct.

Applicant's Signature: (or person authorized to sign on applicant's behalf)

..... **Date:**

Name: (Please Print)

Hazardous Activities and Industries List (HAIL)

October 2011

- A Chemical manufacture, application and bulk storage**
1. Agrichemicals including commercial premises used by spray contractors for filling, storing or washing out tanks for agrichemical application
 2. Chemical manufacture, formulation or bulk storage
 3. Commercial analytical laboratory sites
 4. Corrosives including formulation or bulk storage
 5. Dry-cleaning plants including dry-cleaning premises or the bulk storage of dry-cleaning solvents
 6. Fertiliser manufacture or bulk storage
 7. Gasworks including the manufacture of gas from coal or oil feedstocks
 8. Livestock dip or spray race operations
 9. Paint manufacture or formulation (excluding retail paint stores)
 10. Persistent pesticide bulk storage or use including sport turfs, market gardens, orchards, glass houses or spray sheds
 11. Pest control including the premises of commercial pest control operators or any authorities that carry out pest control where bulk storage or preparation of pesticide occurs, including preparation of poisoned baits or filling or washing of tanks for pesticide application
 12. Pesticide manufacture (including animal poisons, insecticides, fungicides or herbicides) including the commercial manufacturing, blending, mixing or formulating of pesticides
 13. Petroleum or petrochemical industries including a petroleum depot, terminal, blending plant or refinery, or facilities for recovery, reprocessing or recycling petroleum-based materials, or bulk storage of petroleum or petrochemicals above or below ground
 14. Pharmaceutical manufacture including the commercial manufacture, blending, mixing or formulation of pharmaceuticals, including animal remedies or the manufacturing of illicit drugs with the potential for environmental discharges
 15. Printing including commercial printing using metal type, inks, dyes, or solvents (excluding photocopy shops)
 16. Skin or wool processing including a tannery or fellmongery, or any other commercial facility for hide curing, drying, scouring or finishing or storing wool or leather products
 17. Storage tanks or drums for fuel, chemicals or liquid waste
 18. Wood treatment or preservation including the commercial use of anti-sapstain chemicals during milling, or bulk storage of treated timber outside
- B Electrical and electronic works, power generation and transmission**
1. Batteries including the commercial assembling, disassembling, manufacturing or recycling of batteries (but excluding retail battery stores)

2. Electrical transformers including the manufacturing, repairing or disposing of electrical transformers or other heavy electrical equipment
3. Electronics including the commercial manufacturing, reconditioning or recycling of computers, televisions and other electronic devices
4. Power stations, substations or switchyards

C Explosives and ordinances production, storage and use

1. Explosive or ordinance production, maintenance, dismantling, disposal, bulk storage or re-packaging
2. Gun clubs or rifle ranges, including clay targets clubs that use lead munitions outdoors
3. Training areas set aside exclusively or primarily for the detonation of explosive ammunition

D Metal extraction, refining and reprocessing, storage and use

1. Abrasive blasting including abrasive blast cleaning (excluding cleaning carried out in fully enclosed booths) or the disposal of abrasive blasting material
2. Foundry operations including the commercial production of metal products by injecting or pouring molten metal into moulds
3. Metal treatment or coating including polishing, anodising, galvanising, pickling, electroplating, or heat treatment or finishing using cyanide compounds
4. Metalliferous ore processing including the chemical or physical extraction of metals, including smelting, refining, fusing or refining metals
5. Engineering workshops with metal fabrication

E Mineral extraction, refining and reprocessing, storage and use

1. Asbestos products manufacture or disposal including sites with buildings containing asbestos products known to be in a deteriorated condition
2. Asphalt or bitumen manufacture or bulk storage (excluding single-use sites used by a mobile asphalt plant)
3. Cement or lime manufacture using a kiln including the storage of wastes from the manufacturing process
4. Commercial concrete manufacture or commercial cement storage
5. Coal or coke yards
6. Hydrocarbon exploration or production including well sites or flare pits
7. Mining industries (excluding gravel extraction) including exposure of faces or release of groundwater containing hazardous contaminants, or the storage of hazardous wastes including waste dumps or dam tailings

F Vehicle refuelling, service and repair

1. Airports including fuel storage, workshops, washdown areas, or fire practice areas
2. Brake lining manufacturers, repairers or recyclers
3. Engine reconditioning workshops
4. Motor vehicle workshops
5. Port activities including dry docks or marine vessel maintenance facilities

6. Railway yards including goods-handling yards, workshops, refuelling facilities or maintenance areas
7. Service stations including retail or commercial refuelling facilities
8. Transport depots or yards including areas used for refuelling or the bulk storage of hazardous substances

G Cemeteries and waste recycling, treatment and disposal

1. Cemeteries
2. Drum or tank reconditioning or recycling
3. Landfill sites
4. Scrap yards including automotive dismantling, wrecking or scrap metal yards
5. Waste disposal to land (excluding where biosolids have been used as soil conditioners)
6. Waste recycling or waste or wastewater treatment

H Any land that has been subject to the migration of hazardous substances from adjacent land in sufficient quantity that it could be a risk to human health or the environment

I Any other land that has been subject to the intentional or accidental release of a hazardous substance in sufficient quantity that it could be a risk to human health or the environment