

12 August 2022

Ruru Building Limited
C/- Landmark Lile Limited
PO Box 343
Nelson 7040

Dear Ruru Building Limited

**Additional Resource Consent Required Associated with Resource Consent
Application Nos RM210785 & RM210786 – 54 Green Lane, Motueka – Section 91 RMA,
and response to Further Information Request per Section 92 RMA**

I refer to your applications for resource consent described above. It has been determined, pursuant to Section 91 of the Resource Management Act 1991 (“the Act”), that a further application for resource consent is required as follows:

1 *Diversion of Floodwaters*

Brigid Greaney, Council’s Senior Consent Planner – Natural Resources, has reviewed the further information supplied and advises that the proposed bund will require a resource consent as it does not comply with Tasman Resource Management Plan Rules 18.5.2.1(v), and is a Restricted Discretionary activity under Rule 18.5.2.5.

It is noted that the report provided by Envirolink Ltd finds that “with the proposed non-continuous bund, changes in flow depths are considerably *reduced*” compared with the continuous bund. However with amendments to the design to mitigate the effects of the continuous bund, changes in flow depths are not completely *removed*, as the report also indicates that modelled flow depth on an adjacent property is increased.

Based on this, it is considered that the proposed earthworks to form the bund (with gaps) ‘may result in the damming or diversion of floodwaters’ (Rule 18.5.2.1(v)), and therefore consent is required.

Council’s Senior Consent Planner – Natural Resources advises that no additional information is required regarding the above consent application, except that you confirm that you wish to apply for the above consent.

No deposit is required at this time for this additional consent application.

If you have any questions about this application, please contact Brigid Greaney on Brigid.greaney@tasman.govt.nz or 03 528 2022.

Please note that you may, pursuant to Section 91(3) of the Act, apply to the Environment Court for an order directing that the Council’s requirement that you apply for additional resource consents be revoked.

Outstanding Further Information

Item No. 8 in the request for further information letter of 12 October 2021 for the applicant Ruru Homes Ltd to supply a plan that shows the specifics of the proposed breaches of the Tasman Resource Management Plan (TRMP) obstacle limitation surface (OLS) per the corrected Schedule 16.11 dated 22 July 2022 (copy attached) is considered to be a reasonable request, to enable an assessment of the air traffic-related effects. For the reasons outlined in Mr Doole's letters of 29 July 2022 and 10 August 2022, Rule 16.11 of the Tasman Resource Management Plan is not accepted to be void.

This information is required prior to any further progress being able to be made on this application, including any further discussion as you have requested.

Information required as a consequence of the further information supplied

Council's Senior Consents Planner – Natural Resources Consents has identified that the general layout and stormwater management has changed. Please supply a site layout plan drawn to a standard scale that includes the relocated wastewater management system. It is evident from the revised plans that a shed may now be in this location. If you have any questions about this, please contact Brigid Greaney on Brigid.greaney@tasman.govt.nz or 03 528 2022.

Please feel free to contact me if you have any questions regarding this request or any other part of this letter. My contact details are listed at the top of this letter.

Yours sincerely



Paul Gibson
Team Leader – Land Use Consents



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