

Application for a Resource Consent – Resource Management Act 1991

This application form must be provided with applications to the council for new and replacement resource consents, and changes to the conditions on an existing resource consent.

If you would like to talk or meet with a consents officer to discuss your application prior to lodging with the council, please phone **0800 002 004** or email request to info@nrc.govt.nz.

PART 1: Administration Matters

1 Full Name of Applicant(s) *(the name(s) that will be on the resource consent document)*

Surname:

First Names:

OR

If the application is being made on behalf of a trust, the Trustee(s) who has/have signing authority for the trust must be named.

Trust Name: RHL and LM Ferguson Family Trust

Trustee's Name(s): David Hugh Rishworth and William Gerald Lindo Ferguson and Laetitia Jan Ferguson

OR

Company Name:

Contact Person: Jan Ferguson

Email address: butler.point@xtra.co.nz

Please Note: If an email address is provided, then all correspondence for this application will be via email.

Postal address: PO Box 195 Mangonui 0442

Telephone: *(please tick preferred contact number)*

☐ Residential 09 406 0006

☐ Business

☒ Mobile 0273214656

2 Details of the Address for Service of documents if different from the Applicant (e.g. Consultant). This address will be used for all documents if completed.

Company Name: Shorewise Engineering Consultants

Contact Person: Rob Brown

Email address: rob@shorewise.co.nz

Please Note: *If an email address is provided, then all correspondence for this application will be via email.*

Postal address:

Telephone: *(please tick preferred contact number)*

☐ Residential

☐ Business

☒ Mobile 0272050452

3 Invoices

Charges relating to the processing of this resource consent application should be sent to:

☒ Applicant

☐ Address for service

Charges relating to the ongoing monitoring of a resource consent should be sent to:

☒ Applicant

☐ Address for service

4 Name and Address of all Owners/Occupiers of the Site relating to Application if different from the Applicant

Owner(s):

Postal Address:

Telephone: *(please tick preferred contact number)*

☐ Residential

☐ Business

☐ Mobile

Occupier(s):

Postal Address:

Telephone: *(please tick preferred contact number)*

☐ Residential

☐ Business

☐ Mobile

Please Note: *If the applicant is not the owner of the land to which the activity relates, then it is good practice to submit the application with written approval from the landowner.*

5 Extending Timeframes

The Resource Management Act 1991 (RMA) specifies timeframes for processing resource consent applications (e.g. 20 working days for a non-notified application); however, these timeframes can be extended, if necessary, with the Applicant's agreement. If the council does not meet these timeframes, then it is required to refund 1% of the total processing cost of the application for each day it exceeds the timeframe up to a maximum of 50%.

Do you agree to the council extending RMA resource consent processing timeframes?

- ☐ **Yes**, provided that I can continue to exercise my existing resource consent until processing of this application is completed.
(Replacement application only. No refund is required to be paid until after the existing resource consent expires.)
- ☒ **Yes**, provided that the extension is for the specific purpose of discussing and trying to agree on resource consent conditions.
- ☐ **Yes**, provided that the application process is completed before this date (dd/mm/yy):
- ☐ **No**.
-

6 Deposit Fee

An initial minimum fee is payable with this application. These fees can be found on the council's website www.nrc.govt.nz – [Schedule of Minimum Estimated Initial Fees](#) information. Please contact council consents staff if you need assistance with determining the correct minimum initial fee.

Unless agreed to prior to lodging your application, the council will not commence processing your resource consent application until payment of the minimum initial fee is received (i.e. the statutory processing time for the application will not start).

This minimum initial fee may be paid online, by cheque, or by EFTPOS at one of the council's offices.

Instructions for paying online can be found on the council's website at "[Pay online](#)". Please use either the first six numbers of your resource consent (e.g. CONXXXXXX or AUT.XXXXXX), if known, or the Applicant's name as the Reference/Customer number when paying online.

If you do pay online, then please enclose evidence of payment so that the council is aware that the payment has been made.

If the costs of processing the resource consent application are greater than the minimum estimated initial fee, then the applicant will be required to pay the additional actual and reasonable costs of processing the application.

Note: Annual User Charges for Resource Consent Holders

Holders of resource consents will in most cases be required to pay a "Minimum Annual Charge" for administration of the resource consent once issued. There is also likely to be additional annual charges for the monitoring of the resource consent, which will be dependent on the type of activity the resource consent is for. These charges are detailed on the council's website www.nrc.govt.nz in the Annual Charges section of the council's [Charging Policy](#).

7 Applications for Activities within the Coastal Marine Area (CMA)

Prior to lodging an application with the council to undertake any activity in the coastal marine area (CMA), the applicant is required under the Marine and Coastal Area (Takutai Moana) Act 2011 to notify the application to all groups who have applied for customary marine title in that location, and seek their view on the application. This notification should, as a minimum, include a summary of the application that provides sufficient detail for a group to understand what is being proposed

The council cannot accept an application to undertake an activity in the CMA unless the applicant for the resource consent provides evidence of this notification occurring. A response from customary marine title groups is not required by the council.

To ensure you meet the above requirement, you are advised to contact council consents staff to obtain a list of all of the current customary marine title applicant groups within the area where you are proposing to apply for a resource consent.

Information on customary marine titles is available on the [Ministry of Justice/Marine and Coastal Area Applications](#) website.

8 Consultation

The RMA does not require any person, including the applicant or council, to consult with anyone. It is, however, best practice to do so and will allow the council to make a more informed decision.

It is important to remember that consultation does not require reaching an agreement – it is to allow you and the council to be informed about a person's views. If you do consult, and there are concerns raised that cannot be resolved and you still want to go ahead with your application, then you should have made a genuine attempt to consult with that person(s) in an open and honest manner. Their views should be recorded so they can be taken into account by the council when considering your resource consent application.

PART 2: Application Details

1 Description of Activity

Please describe in detail the activity for which resource consent is being sought.

Demolition of the head of the existing timber jetty, construct a new 9 x 3.6 metre concrete pontoon, 14 x 1.2m aluminium gangway, gangway support piles and access stairs.

2 Location Description of Activity

Site Address: Approx Coordinates 34.985025°S, 173.538045°E

Legal Description: NA

(Legal description can be obtained from your Certificate of Title, valuation notice, or rates demand)

3 Site Plan

On a separate page (*minimum A4 size*), please provide a site plan showing the location of the activity, site layout, and surrounding environment in relation to property boundaries. Please include any buildings or developments on the site.

These plans should be provided electronically and be of good quality, to enable use in resource consent documentation.

If you do not have access to mapping software, we recommend you use the council's "[Property and Boundaries](https://localmaps.nrc.govt.nz/LocalMapsGallery/)" map available on our website <https://localmaps.nrc.govt.nz/LocalMapsGallery/>.

This council map contains aerial photography and shows property boundaries and details. You can carry out a property search and print maps of aerial photography.

4 Resource Consent(s) being Applied for

Coastal Permit

☐ Mooring

☐ Marine Farm

☒ Structure

☐ Pipeline/Cable

☐ Other (*specify*)

Land Use Consent

☐ Quarry

☐ Earthworks

☐ Dam Structure

☐ Vegetation Clearance

☐ Construct/Alter a Bore

☐ Structure in/over Watercourse

☐ Other (*specify*)

Water Permit

- ☐ Stream/Surface Take ☐ Damming ☐ Groundwater Take
☐ Diverting Water ☐ Other (specify)

Discharge Permit

- ☐ Domestic Effluent to Land ☐ General Discharge to Land ☐ Farm Dairy Effluent to Land/Water
☐ Air ☐ Water ☐ Other (specify)

5 Is this application to replace an existing or expired resource consent(s)? ☐ Yes ☒ No

If Yes:

(a) Please state the resource consent number(s):

.....
.....

(b) Do you agree to surrender the existing resource consent once a new one has been issued:

☐ Yes ☐ No

6 Is this application to change a condition of an existing resource consent? ☐ Yes ☒ No

If Yes, please state the resource consent number(s):

.....
.....

7 Please specify the duration sought for your resource consent(s) –

Only for new or replacement applications.

35 years months

8 Do you also require consent(s) from a district council? ☐ Yes ☒ No

If Yes, please complete the following:

Type of consent required?

Has it been applied for? ☐ Yes ☐ No

Has it been granted? (If Yes, please attach) ☐ Yes ☐ No

PART 3: Assessment of Environmental Effects (AEE)

1 An AEE must be provided with your application that has been completed in accordance with the requirements of [Schedule 4 of the RMA](#).

As a minimum, your AEE must include the following:

- Description of the environmental effects of the activity.
- Description of ways in which adverse environmental effects can be avoided, remedied or mitigated.
- Names of people affected by the proposal.
- Record of any consultation you have undertaken, including with affected persons (if any).
- Discussion of any monitoring of environmental effects that might be required.
- An assessment of the activity against any relevant objectives, policies, or rules in the Regional Plans.
- For a coastal permit, an assessment of your activity against any relevant objectives and policies of the New Zealand Coastal Policy Statement.
- An assessment of effects on tangata whenua and their taonga.

This AEE needs to be provided in a separate document attached to this application form.

Any activity needing a resource consent will have some environmental effects. The council will not accept an AEE that says there are no environmental effects from the activity.

You will need to complete the AEE at a level that corresponds with the scale and significance of the effects that the activity may have on the environment. Depending on the scale of the activity, you may need to get help from an expert(s) to prepare your AEE.

The council has a set of standard AEE forms for a selection of common activities. These AEE forms do not cover the relevant objectives, policies, or rules in the Regional Plans nor effects on tangata whenua. If you use one of these forms, then you will need to provide a separate assessment of these matters. These AEE forms can be found on the council's website www.nrc.govt.nz – “Forms and Fees”.

It is important that you provide the council with a complete and well-prepared AEE, otherwise the council may not accept your application.

If your application is for a change to a condition of resource consent under Section 127 of the RMA, then your AEE only needs to cover the effects of the change being requested.

2 Assessment of Effects on tangata whenua and their taonga

The Regional Plan for Northland requires that an AEE must also include an assessment of the effects on tangata whenua and their taonga if one or more of the following is likely:

- Adverse effects on [mahinga kai](#) or access to [mahinga kai](#); or
- Any damage, destruction or loss of access to [wāhi tapu](#), sites of customary value and other ancestral sites and [taonga](#) with which Māori have a special relationship; or

- Adverse effects on indigenous biodiversity in the beds of waterbodies or the coastal marine area where it impacts on the ability of tangata whenua to carry out cultural and traditional activities; or
- Adverse effects on [taiāpure](#), [mātaītai](#) or Māori non-commercial fisheries; or
- Adverse effects on protected customary rights; or
- Adverse effects on sites and areas of significance to tangata whenua mapped in the Regional Plan for Northland (refer [Maps | Ngā mahere matawhenua](#)).

Your AEE must include an assessment of whether any of the above affects are likely to occur.

If they are likely to occur, then you will need to complete a Cultural Impact Assessment (CIA) and provide this with your resource consent application. The Regional Plan for Northland provides details of what must be included in this CIA, and should be referred to.

The best way to find out what the effects of your proposal may be on tangata whenua is to contact local iwi/hapū groups (who represent tangata whenua) and discuss your proposal with them. Council consents staff can provide a list of contact details for local iwi/hapū groups in the area of your proposal. You can then send a copy of your proposal to these groups and seek feedback from them prior to lodging your application. Some iwi/hapū have also developed iwi/hapū Environmental Management Plans that are useful documents that can assist to identify issues of concern to those iwi/hapū for activities occurring in their rohe. The iwi/hapū Environmental Management Plans can be obtained directly from the iwi/hapū or from the council upon request.

3 Assessment of Affected Persons

If the adverse effects of your activity on a person are likely to be minor, or more than minor, then that person is deemed to be an “affected person” for your resource consent application.

An affected person may include neighbouring land owners and occupiers, and/or organisations such as the Department of Conservation, Land Information New Zealand (LINZ), Fish and Game Council, Iwi and Hapū, and community groups.

If you do not think there will be any affected persons for your resource consent application, then you do not need to provide any details on this matter in your AEE. However, the council will still undertake an assessment of whether there are any affected persons as part of processing the resource consent application.

If there are persons you have identified who may be affected, and you have discussed your proposal with these persons, please record any comments made by them and your response, and include this information with your application. If you have written approvals from these parties, then these should be provided as well. The council has a written approval form that can be used for this purpose.

Iwi Settlement Acts

If there is an **Iwi Settlement Act** that covers the area of your application, then there may be “Statutory Acknowledgement” areas which could be adversely affected by your activity. If the location of your activity is within, adjacent to, or may have an adverse effect on, a Statutory Acknowledgement area, then you will need to assess whether the trustees of the Statutory Acknowledgement are affected persons. Information about Statutory Acknowledgements in Northland can be found on the council’s webpage at [“Statutory Acknowledgements in Northland”](#).

Checklist

The following information **must** be included in your application to ensure that is not returned as incomplete under Section 88 of the RMA.

- ☒ All applicable application form details have been completed.
 - ☒ Assessment of Environmental Effects in accordance with Schedule 4 of the RMA.
 - ☐ Assessment of effects on tangata whenua and their taonga.
 - ☒ Site plan(s). These are required to be of good quality, and preferably electronically, to enable use in resource consent documentation.
 - ☐ Evidence of payment of the required minimum estimated initial fee.
 - ☐ If you are applying for a coastal permit, evidence that you have provided notice of your application to all groups who have applied for customary marine title in the location of your application and that you have sought their view on the application. The council cannot legally accept an application without evidence of this.
-

Information Privacy Issues

The information you provide in this application is regarded as official information. It is required under the provisions of the Resource Management Act 1991 to process this application. The information will be held by the council and is subject to the provisions of the Local Government Official Information and Meetings Act 1987, and the Privacy Act 1993. The information you provide in this application will generally be available to the public.

Under Section 88 and/or 127 of the Resource Management Act 1991 (RMA), the undersigned makes this application for resource consent(s).

- 1 I/We confirm that I have authority to sign on behalf of the person(s) named as the applicant(s) for this application for resource consent.**
- 2 I/We have read, and understand, all of the information contained within this application form, including the requirement to pay any additional actual and reasonable costs for the processing of the application.**
- 3 I/We confirm that all of the information provided is true and correct and I understand that any inaccurate information provided could result in my resource consent (if granted) being cancelled.**

Signature(s):

Date: 19/03/2022

Signature(s):

Date:

Signature(s):

Date:

Please note that a signature is not required if submitting application electronically.

Part B

Assessment of Environmental Effects –

Minor Coastal Activity



Whangārei Office	Phone:	09 470 1200
	Fax:	09 470 1202
Kaitiāia Office	Phone:	09 408 6600
Waipapa Office	Phone:	09 470 1200
Ōpua Office	Phone:	09 402 7516
Dargaville Office	Phone:	09 439 3300
Free Phone		0800 002 004
Email		mailroom@nrc.govt.nz
Website		www.nrc.govt.nz

This application is made under section 88/section 127 of the Resource Management Act 1991

To: Consents Department
Northland Regional Council
Private Bag 9021
Whangārei Mail Centre
Whangārei 0148

PART B – ASSESSMENT OF ENVIRONMENTAL EFFECTS

Your application must include an Assessment of Effects on the Environment. This form and the associated Information Requirement Booklet will help you prepare it.

An assessment of effects is required so that you and others can understand what happens to the environment when you carry out a minor coastal activity, whether it is existing or new. This will help you to propose ways to minimise those effects to the council's satisfaction.

The degree of detail required is in proportion to the scale of the environmental effects of your proposal. If the size of your proposed activity or the scale of its potential effects is significant, a report by a professional advisor in support of your application may be required.

Please note that the word "*environment*" includes the surrounding coastal water, adjoining land, any surrounding resource users, and local iwi.

It is advised that you make an appointment with a council officer to discuss your application prior to lodging it. This will help you supply all the required information at the onset and ensure the efficient processing of your application.

A. Describe the Proposed Activity

A.1 Describe the proposed activity(ies):

Demolition of the timber wharf head and partial demolition of the timber jetty
Install a new 9 x 3.6 meter concrete pontoon, including two steel support piles
Install a new 14 x 1.2 meter aluminium gangway
Construct gangway support piles and access stairs to gangway

Minor Coastal Activity – AEE 10

A.2 Is the proposed activity new, or an alteration/extension of an existing activity or structure?

☐

New

☒

Existing

A.3 If the application is to continue or alter an activity or structure, is there any previous resource consent or authority (e.g. Harbours Act approval or Water Right)?

☐

No

☒

Yes

If so, what are the existing permit numbers?

CON20110551901

ATTACH A COPY OF THE APPROVAL

B. Site Details

B.1 Describe the site of the proposed activity, including reference to existing structures in the coastal marine area and on the adjacent land. Ensure that a detailed map is provided as outlined on page 3.

At the head of the existing Butler Pont Wharf (Hihi Peninsula) Approx Coordinates 34.985025°S, 173.538045°E

B.2 Describe the seabed materials (e.g. rock, sand, or shingle) at the site of the activity and in the surrounding area.

Silts and Clays in deeper water, hard rock above mean sea level

B.3 Describe the plants and animals (e.g. mangroves, saltmarsh or shellfish beds) at the site of the activity and the surrounding area.

None seen while inspecting the site

B.4 Describe any cultural areas, historic areas, scenic features and food gathering areas within 500 metres of the proposed activity.

Adjacent to the private Whaling Museum and Historic Butler House

B.5 You **must** attach a map that shows the following (*refer to page 3*):

- ☒ the location of the proposed activity,
- ☐ the legal boundaries of any adjoining properties,
- ☐ any adjacent public roads, esplanade reserves, marginal strips,
- ☒ the location of the coastal marine boundary (i.e. mean high water springs),
- ☒ the location of any existing coastal activities within 500 metres (including existing structures.)

It is also advised that you supply photographs of the site and the surrounding area.

B.6 If the application includes any structure (e.g. jetty, boat ramp, or discharge pipes), you **must** attach a structure plan that shows the following (*refer to page 4*):

- ☒ the dimensions of the structure,
- ☒ front view
- ☒ side view
- ☒ plan view
- ☒ position of mean high water springs (MHWS) – i.e. high tide mark.

C. Assessment of Effects on the Environment

C.1 Will the proposed activity have any impact on plant, animal or marine life?

☒ No, why not?

The seabed will be less obstructed than the existing wharf, there are only four piles that all fish will easily make their way around.

☐ Yes, describe impact

C.2 Describe the visual impact the proposal will have, and include an assessment of compatibility with existing activities, structures and surroundings.

The impact will be less obstructive than the existing wharf head and is compatible with the existing wharf and jetty structure

C.3 Will the proposed activity have any impact on other users of the area?

(include any restriction on public access to and along the foreshore, during construction and/or once construction is finished)

☒ No, why not?

The pontoon location will have a very minor impact on the channel but will not impair any vessel movements. Access along the foreshore remains unchanged.

☐ Yes, describe impact

C.4 Will the proposed activity have an effect on coastal processes of the area (e.g. erosion) and/or on water quality?

☒ No, why not?

There will be less piles than the existing arrangement, all new piles will be fitted with PE sleeves to prevent any leaching of treatment into the Harbour

☐ Yes, describe impact

C.5 Mitigation Measures

If you have identified any potential effects that may be more than minor in your assessment above, please consider and describe the steps you propose to take to mitigate these effects.

C.6 Alternatives

Sometimes the adverse effects of a proposal can be mitigated by the consideration of alternatives. Please identify and describe any alternative locations/designs/methods.

The alternative is to rebuild the existing wharf head to a similar design to the existing, however the pontoon structure proposed has far less impact on the seabed and will be more useable for recreational vessels.

C.7 Consultation

Written approvals regarding your proposal are normally required from the adjoining land owners/occupiers and consultation undertaken with the Department of Conservation and local iwi is advised. If there is an adjacent esplanade reserve (marginal strip) administered by the Department of Conservation or the district council, then written approval is normally required from that agency.

Any letters of concern/support or comment from persons consulted should be attached to this application form.

The Northland Regional Council can supply you with prescribed written approval forms to aid you with the consultation.

Will the proposed activity have an effect on any neighbouring property owners?

☒ No, why not?

It is a minor alteration to an existing structure

☐ Yes, describe impact

Have you consulted with any of the following potentially affected parties?

	Yes	No
Neighbours	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other users of the coastal marine area	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Department of Conservation	<input type="checkbox"/>	<input checked="" type="checkbox"/>
District Council	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Local iwi (specify): _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other (specify): _____	<input type="checkbox"/>	<input type="checkbox"/>

Please attach a record of any consultation which has taken place. The council has forms to aid with this consultation.

Please ensure all the relevant questions on this form have been answered fully.

If you have any queries relating to information requirements or wish to meet with a council consents officer, please contact the Northland Regional Council.

Northland Regional Council offices:

Whangārei Office 36 Water Street Whangārei 0110 Phone: 09 470 1200 or 0800 002 004 Fax: 09 470 1202 mailroom@nrc.govt.nz www.nrc.govt.nz	Dargaville Office 42 Hokianga Road Dargaville 0310 Phone: 09 439 3300	Kaitiāia Office 192 Commerce Street Kaitiāia 0410 Phone: 09 408 6600	Waipapa Office Shop 9 12 Klinac Lane Waipapa 0295 Phone: 09 470 1200 or 0800 002 004 Fax: 09 470 1202	Ōpua Office Unit 10 Industrial Marine Park Ōpua 0200 Phone: 09 402 7516
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JAN FERGUSON

HIHI PENINSULA

MANGONUI HARBOUR

NEW GANGWAY AND PONTOON



SHEET LIST

SHEET NO	SHEET DESCRIPTION
00	COVER SHEET
01	GENERAL ARRANGEMENT
02	PLAN
03	ELEVATIONS
04	SECTIONS



www.shorewise.co.nz

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PROJECT NO.	SHEET NO.	SHT	STATUS
21-0056	00	A3	CONSTRUCTION



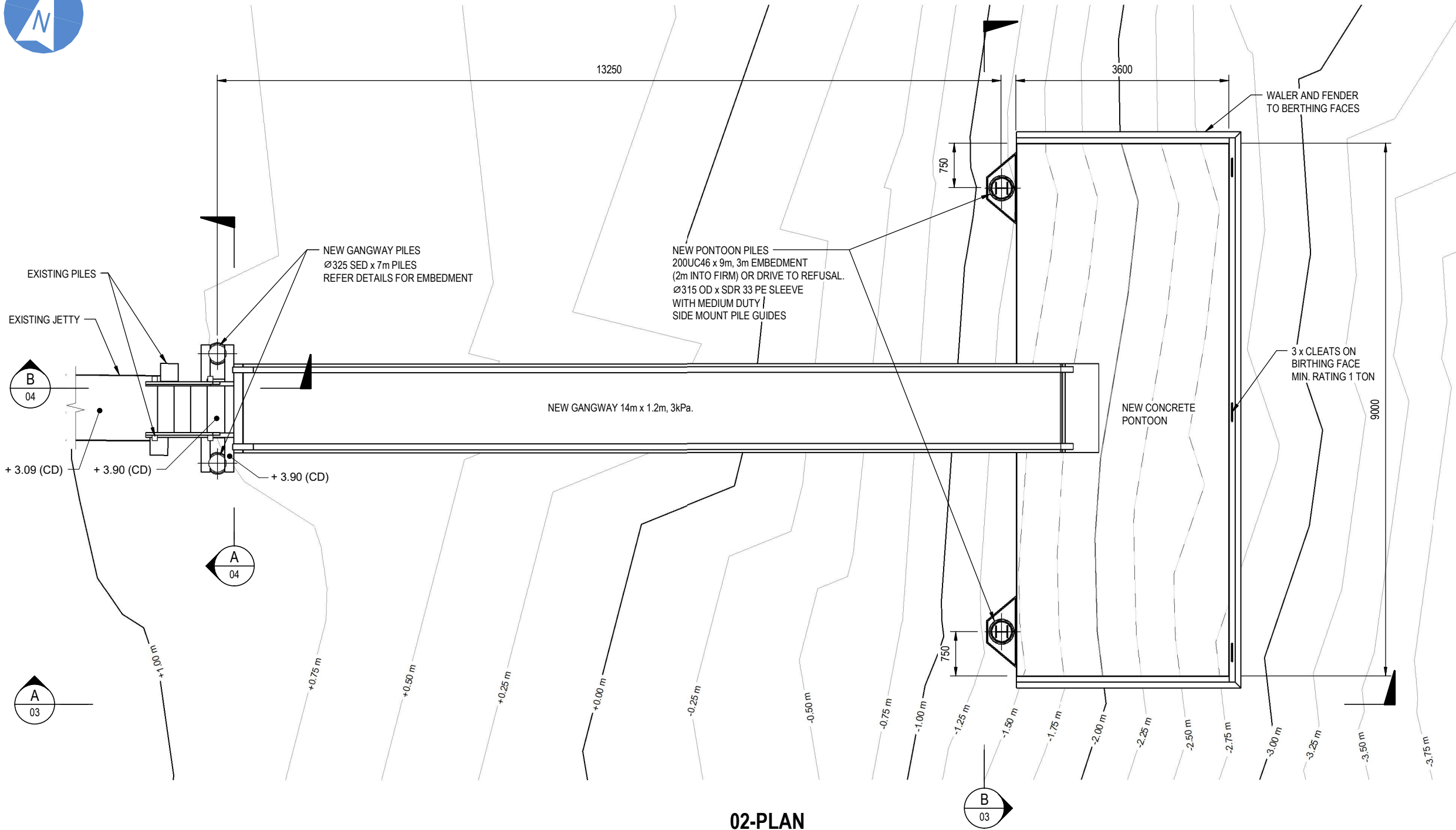
01-GENERAL ARRANGEMENT
1 : 125

SHOREWISE
ENGINEERING CONSULTANTS
This drawing is in accordance with
our calculations where applicable.
Rob Brown
Rob Brown
Chartered Professional Engineer
CPEng # 1024046

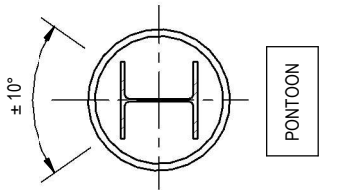
REV	DETAILS	DATE
0	FOR CONSTRUCTION	2022.03.21

PROJECT
NEW GANGWAY AND PONTOON
SHEET DESCRIPTION
GENERAL ARRANGEMENT

STATUS		
CONSTRUCTION		
DRAWN BY	APPROVED BY	SHT
GD	RB	A3
PROJECT NO.	SHEET NO.	REV
21-0056	01	0



02-PLAN
1 : 75



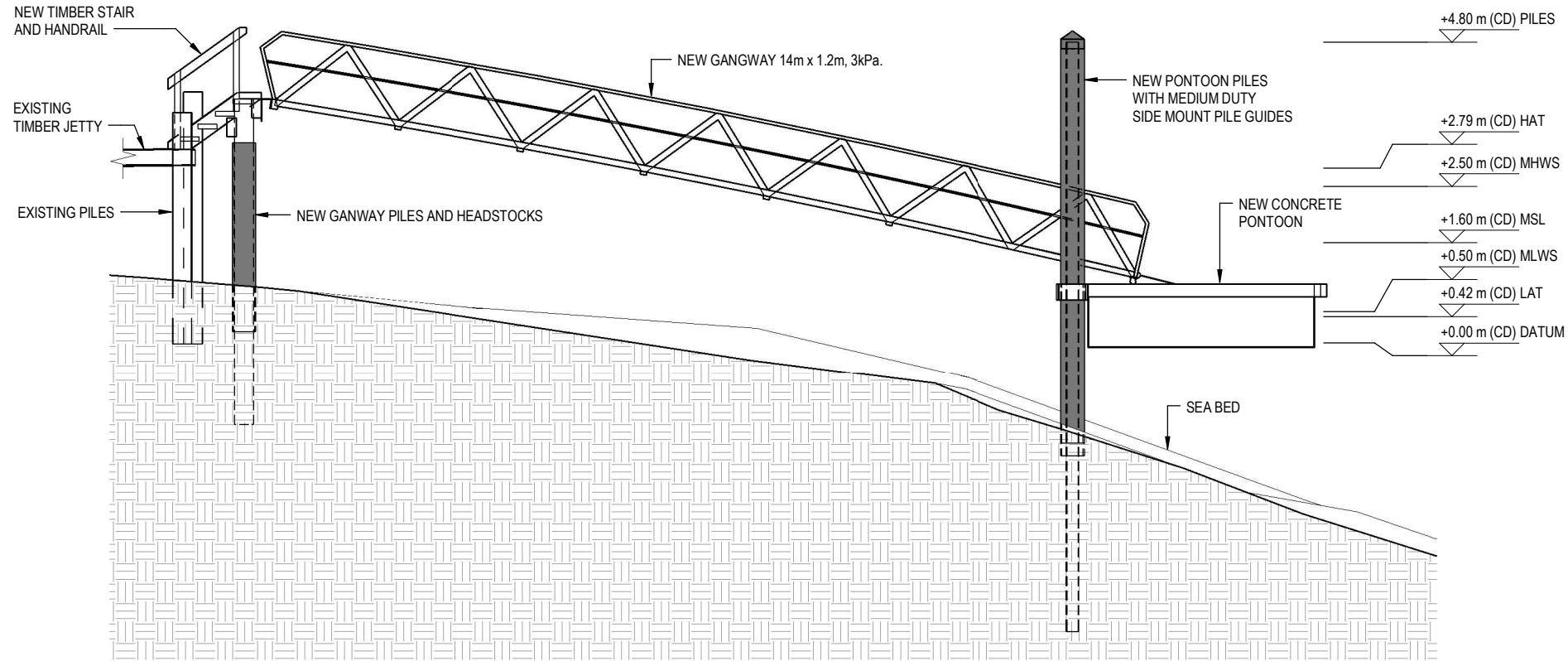
UC PILE ORIENTATION
1 : 20

NOTES			
MAXIMUM SIZE VESSEL ON PONTOON IN A STORM EVENT = 11m			
WAVE ENVIRONMENT (50yr STORM)			
DIRECTION	WAVE HEIGHT Hs	PERIOD	LENGTH
NE (BEAM ON)	0.5m	1.6s	3.8m
E (ANGLED)	0.7m	1.8s	4.9m
SE (BOW ON)	0.7m	2.0s	6.0m

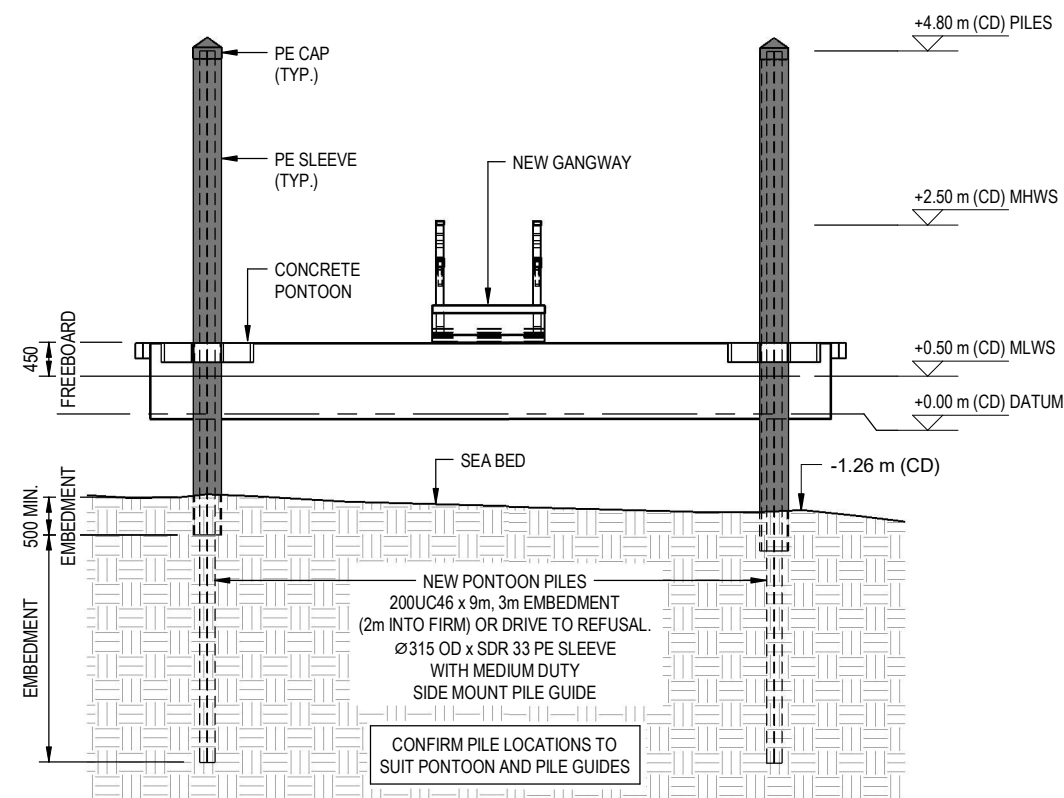
REV	DETAILS	DATE
0	FOR CONSTRUCTION	2022.03.21

PROJECT
NEW GANGWAY AND PONTOON
SHEET DESCRIPTION
PLAN

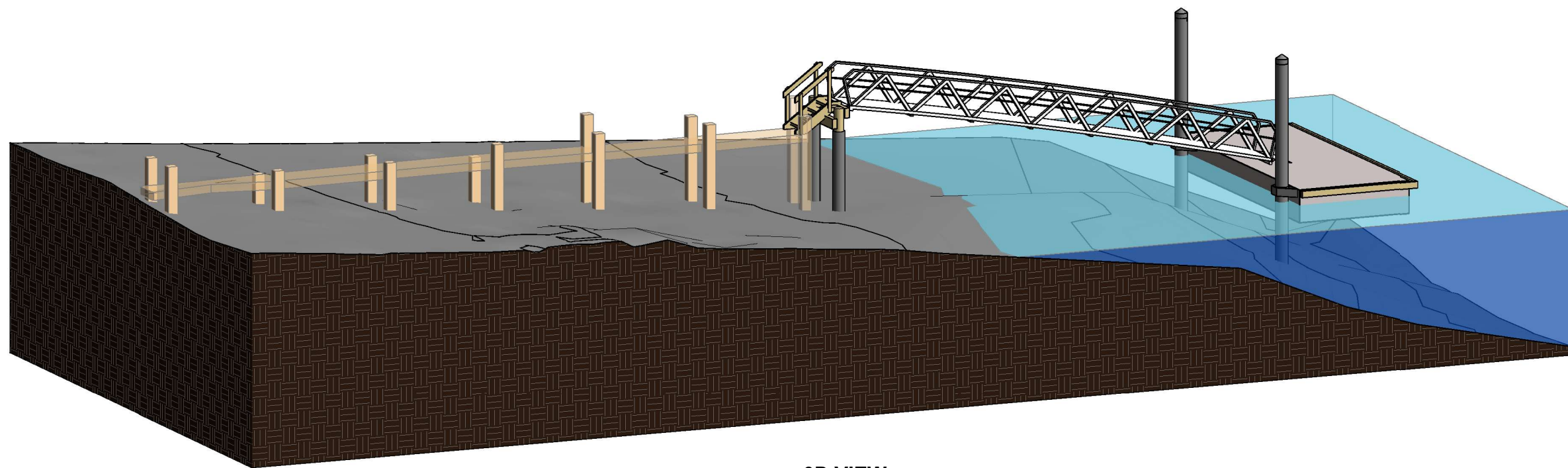
STATUS		
CONSTRUCTION		
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GD	RB	A3
PROJECT NO.	SHEET NO.	REV
21-0056	02	0



SECTION A
1:100



SECTION B
1:100



3D VIEW

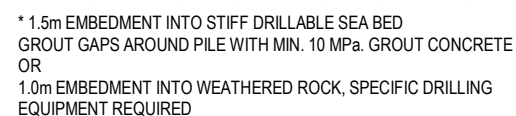
SHOREWISE
ENGINEERING CONSULTANTS
This drawing is in accordance with our calculations where applicable.
Rob Brown
Rob Brown
Chartered Professional Engineer
CPEng # 1024046

CLIENT	
JAN FERGUSON HIHI PENINSULA MANGONUI HARBOUR	

REV	DETAILS	DATE
0	FOR CONSTRUCTION	2022.03.21

PROJECT
NEW GANGWAY AND PONTON
SHEET DESCRIPTION
ELEVATIONS

STATUS		
CONSTRUCTION		
DRAWN BY	APPROVED BY	SHT
GD	RB	A3
PROJECT NO.	SHEET NO.	REV
21-0056	03	0



1 : 50

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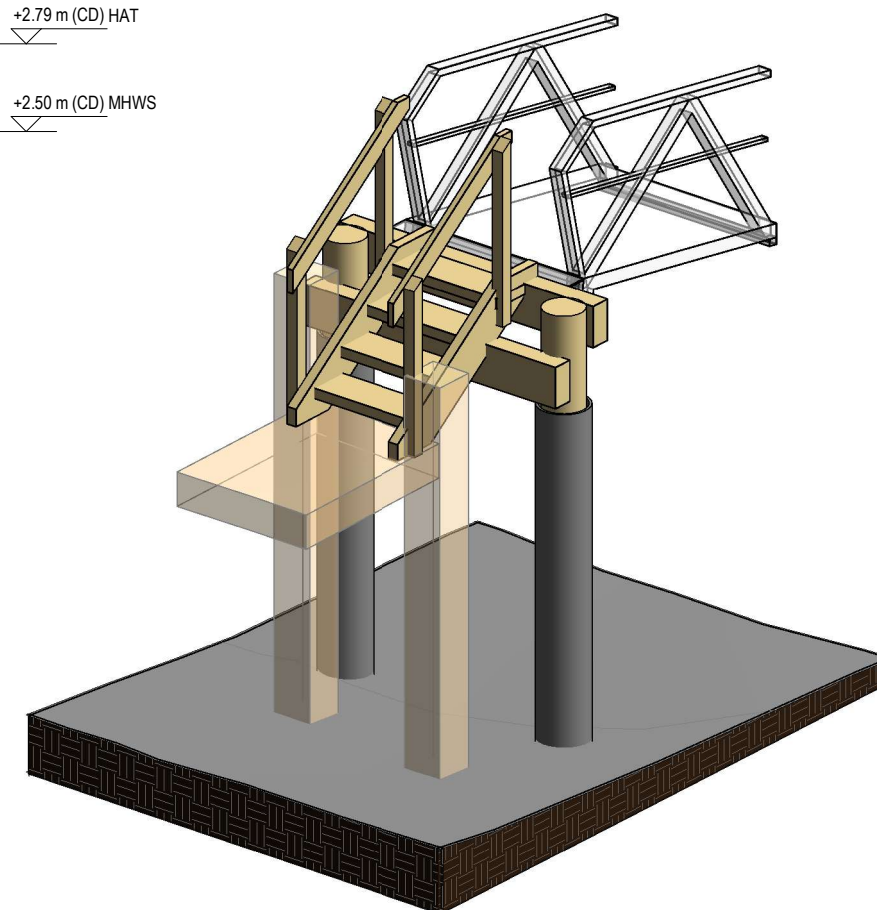
02



1:25

1

C



3D VIEW - STAIR

CLIENT	REV	DETAILS	DATE	PROJECT	STATUS		
JAN FERGUSON HIHI PENINSULA MANGONUI HARBOUR	0	FOR CONSTRUCTION	2022.03.21	NEW GANGWAY AND PONTOON	CONSTRUCTION		
				SHEET DESCRIPTION	DRAWN BY	APPROVED BY	SHT
				SECTIONS	GD	RB	A3
					PROJECT NO.	SHEET NO.	REV
					21-0056	04	0

**LM FERGUSON, WGL FERGUSON, RHL FERGUSON and DH RISHWORTH
FAMILY TRUST, PO BOX 195, MANGONUI 0442**

To use and occupy space in the coastal marine area with:

- (01) a jetty
- (02) a boat ramp
- (03) seawall

at Butler Point, Mangonui Harbour at or about location co-ordinates 1649030E 6128545N.

Note: All location co-ordinates in this document refer to Geodetic Datum 2000, New Zealand Transverse Mercator Projection.

Subject to the following conditions:

- 1 This consent applies only to the jetty and boat ramp identified on NRC Plan No. **3094A** and the seawall identified on NRC Plan No. **3483A attached**.
- 2 The Consent Holder shall mark the jetty, the boat ramp, and the seawall with the number **6159** in black lettering on a white background clearly displayed and in such a manner as to be clearly visible from the sea.
- 3 The Consent Holder shall exercise this consent in a manner which ensures that the quality of the receiving waters, as measured at any point 10 metres from the jetty and/or boat ramp, always meets the following standard:

Standard	Contact Recreation Standard CB
Natural visual clarity	Not reduced more than 20%.
Natural hue	Not changed more than 10 Munsell units.
Oil/grease film, scum, foam, odour	No conspicuous oil or grease film, scums or foams, floatable or suspended materials, or emissions of objectionable odour.

- 4 Boat maintenance that is likely to cause contaminants to enter the coastal marine area shall not be carried out on or adjacent to the jetty or boat ramp (e.g. removal or application of paint or antifouling, or activities involving grease or oil).
- 5 No person may stay overnight on a vessel while berthed at the jetty unless:
 - (a) The vessel is equipped with a sewage treatment system which is specified in Schedule 5 and 7, or is compliant with Schedule 6, of the Resource Management (Marine Pollution) Regulations and which is installed, maintained, and operated in accordance with manufacturer's instructions; or
 - (b) The vessel is equipped with a sewage holding tank that has an effective outlet sealing device installed to prevent sewage discharges, this device remaining activated in the sealed state or position at all times while the vessel is berthed; or
 - (c) The vessel has a portable toilet on board. For the purposes of this condition a portable toilet is defined as a sewage containment device constructed of impermeable materials which is fully self contained and removable and consists of two independently sealed chambers comprising a water holding tank and a sewage holding tank separated by a slide valve.
- 6 The Consent Holder shall keep the coastal marine area free of debris resulting from the Consent Holder's activities.
- 7 The Consent Holder shall maintain the jetty, boat ramp and seawall covered by this consent in good order and repair.
- 8 The Consent Holder shall, for the purposes of adequately monitoring the consent as required under Section 35 of the Act, on becoming aware of any contaminant associated with the Consent Holder's operations escaping otherwise than in conformity with this consent:
 - (a) Immediately take such action, or execute such work as may be necessary, to stop and/or contain such escape; and
 - (b) Immediately notify the Council by telephone of an escape of contaminant; and
 - (c) Take all reasonable steps to remedy or mitigate any adverse effects on the environment resulting from the escape; and
 - (d) Report to the Council in writing within one week on the cause of the escape of the contaminant and the steps taken or being taken to effectively control or prevent such escape.
- 9 The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions annually during the month of June for any one or more of the following purposes:

- (a) To deal with any adverse effects on the environment that may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or

The Consent Holder shall meet all reasonable costs of any such review.

Advice Note: The Council may, in accordance with Section 128 of the Resource Management Act 1991, serve notice on the Consent Holder of its intention to review the conditions any time for the following purposes:

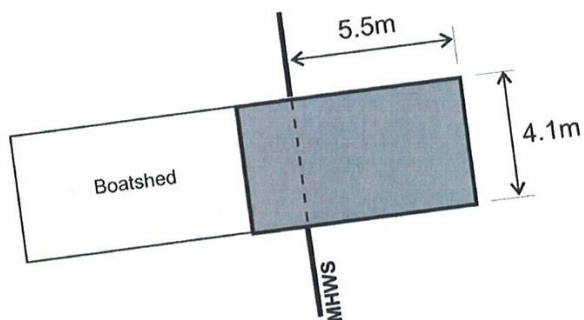
- (i) To provide for compliance with rules relating to minimum standards of water quality in any regional plan that has been made operative since the commencement of the consent; or*
- (ii) To provide for compliance with any relevant national environmental standards that have been made; or*
- (iii) Where there are inaccuracies in the information made available with the application that materially influenced the decision on the application and where the effects of the exercise of consent are such that it is necessary to apply more appropriate conditions.*

- 10 Prior to the expiry or cancellation of these consents the Consent Holder shall remove all structures and other materials and refuse associated with these consents from the consent area and shall restore the consent area to the satisfaction of the Council, unless an application for replacement consents have been properly made beforehand.

EXPIRY DATE: 30 JUNE 2029

This consent is granted this Second day of March 2011 under delegated authority from the Council by:

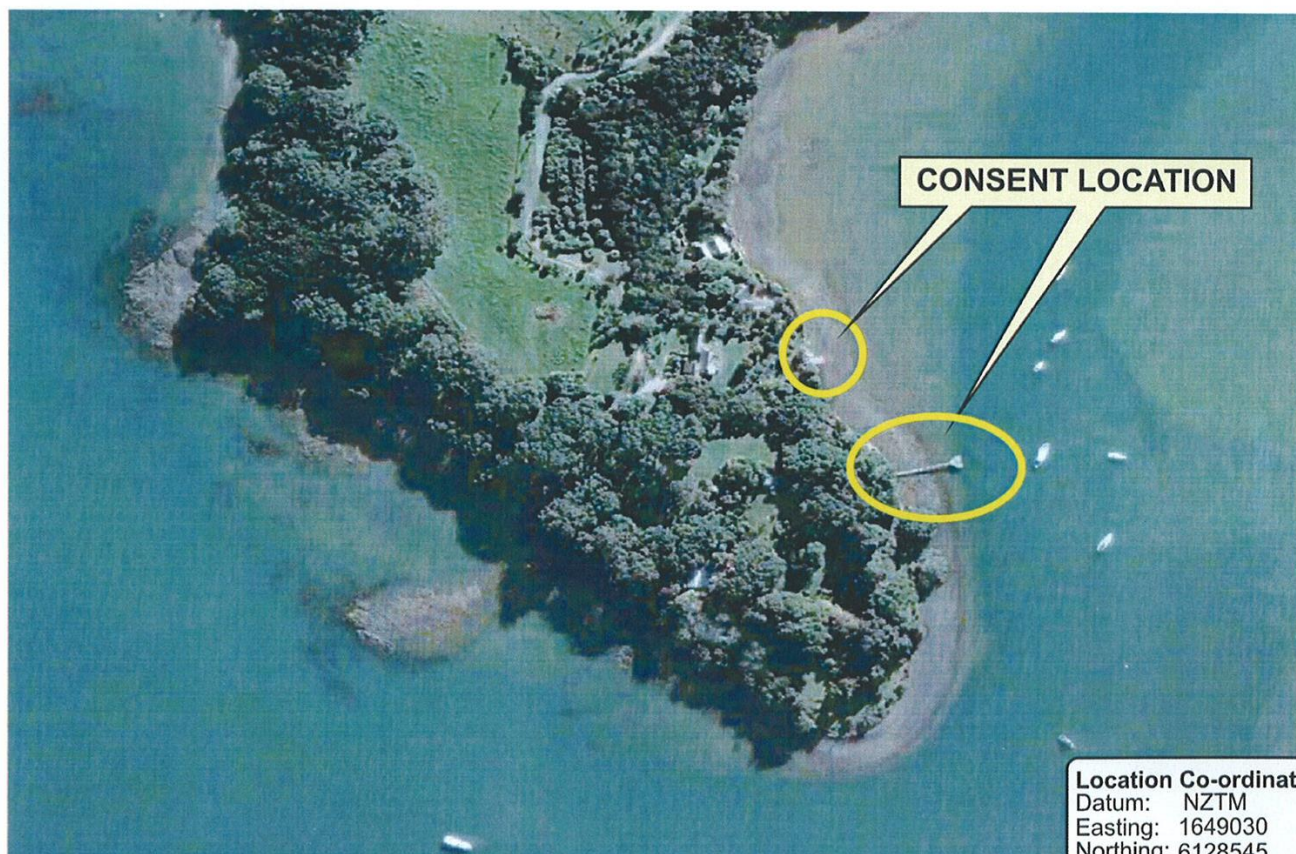
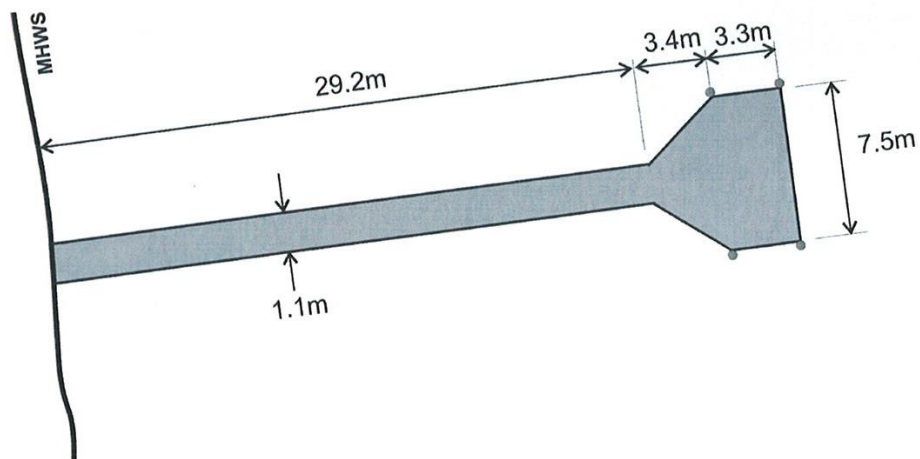
_____ **A Richards**
Consents Programme Manager - Coastal and Works



BOAT RAMP CON20110551902



JETTY CON20110551901



Location Co-ordinates:
Datum: NZTM
Easting: 1649030
Northing: 6128545

**NORTHLAND
REGIONAL
COUNCIL**

RESOURCE CONSENT CON201105519 (01 & 02)
for
LM Ferguson, WGL Ferguson, RHL Ferguson
and DH Rishworth Family Trust
Jetty & Boat Ramp
Butlers Point, Mangonui Harbour

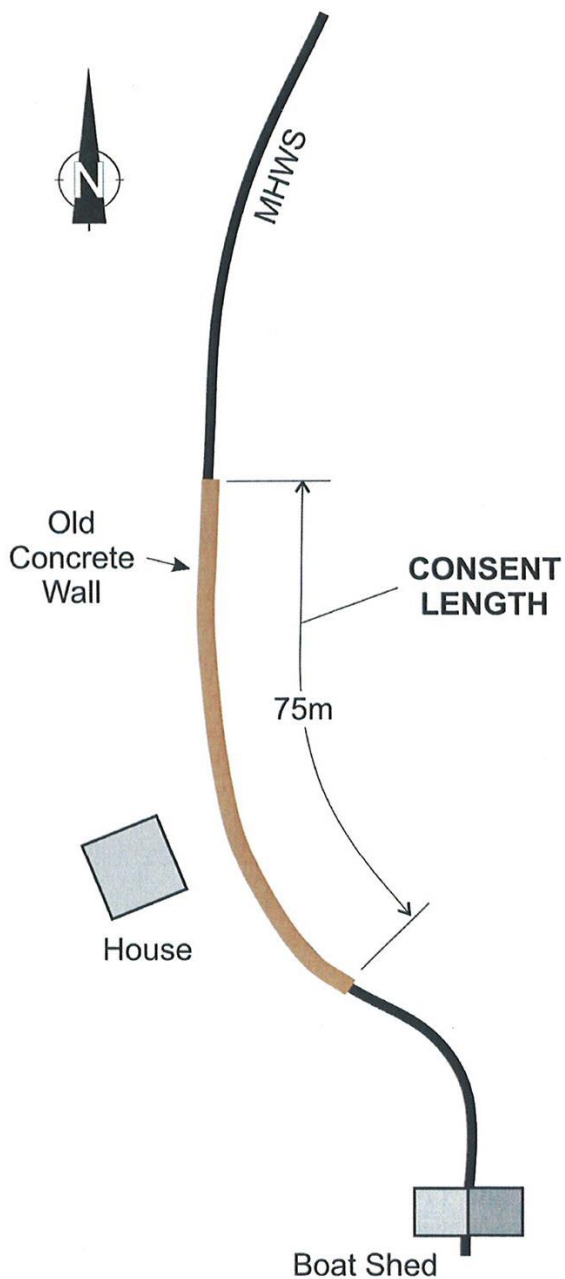
Scale: N.T.S.

Drawn: PAM 02/11

App'd: *Alan Rishworth* 03/11

Plan No.

3094A



Location Co-ordinates:
 Datum: NZTM
 Easting: 1648985
 Northing: 6128625



RESOURCE CONSENT CON20110551903
 for
 LM Ferguson, WGL Ferguson, RHL Ferguson
 and DH Rishworth Family Trust
 Sea Wall - Butler Bay - Mangonui

Scale: N.T.S.
 Drawn: PAM 02/11
 App'd: *Al. Rishworth* 03/11
 Plan No. **3483A**