



**MARLBOROUGH  
DISTRICT COUNCIL**

## **RESOURCE CONSENT APPLICATION**

**U190123**

**Nigel Brayden Nesbit**

569 New Renwick Road, Blenheim

**Submissions Close**

**5.00 pm Wednesday 3 April 2019**

## Bea Gregory-5252

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**From:** MDC  
**Sent:** Tuesday, 19 February 2019 9:11 AM  
**To:** RCInbox  
**Subject:** Application for Resource Consent: REF190219045  
**Attachments:** REF190219045.pdf

A application for a Resource Consent has been received. Application lodgement number is REF190219045.

Submission details are attached.



PO Box 443, Blenheim 7240  
Tel 03 520 7400 / Fax 03 520 7496  
Email [mdc@marlborough.govt.nz](mailto:mdc@marlborough.govt.nz) / [www.marlborough.govt.nz](http://www.marlborough.govt.nz)

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|-------------------|----------------------|
| Reference Number: | REF190219045         |
| Submitted On:     | 19/02/2019 09:10     |
| Submitted By:     | Remac Consulting Ltd |

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## Important Information

This application is made under Section 88 of the Resource Management Act 1991.

Please provide all details relevant to your proposal. Feel free to discuss any aspect of your proposal or the application process with Council's duty planner, who is here to help. Duty planner hours are 9.00 am to 3.00 pm Monday to Friday.

This application will be checked before formal acceptance. If the application is incomplete, we are unable to accept it for processing and it will be returned to you.

If this activity requires more than one consent type, (eg both land use and discharge) you may apply for all within this application.

## Applicant Details

Select as many as are applicable

Is the applicant  An individual

First name Nigel

Last name Nesbit

Is the applicant

Is the applicant

Main applicant name Nigel Nesbit

Main applicant electronic (email) address for service [nnesbit@xtra.co.nz](mailto:nnesbit@xtra.co.nz)

Main applicant mailing address 569 New Renwick Road, RD 2, Blenheim 7272

Main contact number 0274886829

Alternative contact number Not answered

Is there an agent working on behalf of the applicant? Yes

All communication regarding the application will be sent to the agent

Are you a business or an individual? Business

Company name Remac Consulting Ltd

Contact person Anna Straker

Electronic (email) address for service [anna@remacconsulting.co.nz](mailto:anna@remacconsulting.co.nz)

Mailing address PO Box 169, Blenheim 7240

Main contact number 5771925

Alternative contact number Not answered

Agent reference R8357

# Application Details

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Types of resource consent applied for                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | • Water Permit                                                                                                                                                                                                                                                                                 |
| The location to which the application relates is                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 569 New Renwick Road, Fairhall; being Lot 1 DP 7713                                                                                                                                                                                                                                            |
| Brief description of the activity                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | • Water Permit – Take Water To take Brancott FMU water from existing well P28w/2141 up to a maximum rate of 9060 m3 per year. • Water Permit – Use Water To use water for the irrigation of up to 5.6 ha of vineyard from December to April (inclusive) and for domestic use on Lot 1 DP 7713. |
| <p>I attach, in accordance with Schedule Four of the Resource Management Act 1991, an assessment of environmental effects in a level of detail that corresponds with the scale and significance of the effects that the proposed activity may have on the environment. (Applications now also have to include consideration of the provisions of the Resource Management Act 1991 and other relevant planning documents)</p> <p>I attach an assessment of the proposed activity against the matters set out in Part 2 of the Resource Management Act 1991.</p> <p>I attach an assessment of the proposed activity against any relevant provisions of a document referred to in Section 104(1)(b) of the Resource Management Act 1991, including the information required by Clause 2(2) of Schedule 4 of the Resource Management Act 1991.</p> |                                                                                                                                                                                                                                                                                                |
| Please upload assessment                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | • <a href="#">R8357 Nesbit - Water Permit RCA.pdf</a> (311169 bytes)                                                                                                                                                                                                                           |
| <p>Please upload plans (e.g. site plan, elevation plans, scheme plan etc) of the locality and activity points. Describe the location in a manner that will allow it to be readily identified, e.g. house number and street address, grid reference, the name of any relevant stream, river, or other water body to which the application may relate, proximity to any well known landmark, DP number, valuation number, property number</p>                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                |
| Site/location plan                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | • <a href="#">Appendix 1 - Locality Plan R8357 sheet R1 issue A.pdf</a> (462354 bytes)                                                                                                                                                                                                         |
| Scheme plan                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | No files uploaded                                                                                                                                                                                                                                                                              |
| Forest harvest plan                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | No files uploaded                                                                                                                                                                                                                                                                              |
| Building plans                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | No files uploaded                                                                                                                                                                                                                                                                              |
| Dam design drawings                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | No files uploaded                                                                                                                                                                                                                                                                              |
| Certificate(s) of Title and legal documents                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | No files uploaded                                                                                                                                                                                                                                                                              |

## Supplementary Forms

Please indicate which supplementary forms you are adding

## Technical Reports

Do you wish to upload any technical reports to be included in the application by the relevant Resource Management Plan, Act or regulations?

Yes

|                                      |                   |
|--------------------------------------|-------------------|
| Benthic report                       | No files uploaded |
| Cultural effects assessment          | No files uploaded |
| Dam construction report              | No files uploaded |
| DSI                                  | No files uploaded |
| Ecology report                       | No files uploaded |
| Economic report(s)                   | No files uploaded |
| Engineering report                   | No files uploaded |
| Erosion and sediment management plan | No files uploaded |
| Geotechnical report                  | No files uploaded |
| Landscape report                     | No files uploaded |

|                                                |                                                                   |
|------------------------------------------------|-------------------------------------------------------------------|
| PSI                                            | No files uploaded                                                 |
| RAP                                            | No files uploaded                                                 |
| Wastewater report                              | No files uploaded                                                 |
| Any other report not covered in the list above | • <a href="#">Appendix 2 - Irricalc, Nesbit.pdf(201337 bytes)</a> |

## Written Approvals

|                                                                                                                                                                                                     |                                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------|
| Please provide the names and addresses of the owner and occupier of the land (other than the applicant)                                                                                             | N/A                                                                               |
| Please attach any written approval(s) that may have been obtained from affected parties/adjoining property owners and occupiers                                                                     | No files uploaded                                                                 |
| Note: As a matter of good practice and courtesy you should consult your neighbours about your proposal. If you have not consulted your neighbours, please give brief reasons why you have not below |                                                                                   |
| Brief reason for not consulting with neighbours                                                                                                                                                     | Renewal of existing water take. No additional water take or change of use sought. |

## Other Details

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                             |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------|
| Are additional resource consents required in relation to this proposal?                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | No                                                                                                          |
| Are there other activities which are part of the proposal to which the activity relates, for example permitted activities, or building consents etc?                                                                                                                                                                                                                                                                                                                                                                                            | No                                                                                                          |
| If the application is affected by Section 124 or 165ZH(1)(c) of the Resource Management Act 1991 (which relate to existing resource consents), the value of the investment of the existing consent to the consent holder. <i>(This assessment should include more than stating a monetary value.)</i>                                                                                                                                                                                                                                           | Refer to section 5.5 of the application                                                                     |
| The applicable lodgement (base) fee is to be paid at the time of lodging this application. If payment is made into Council's bank account 02-0600-0202861-02, please record applicant name and either property number or consent type as a reference.                                                                                                                                                                                                                                                                                           |                                                                                                             |
| The final cost of processing the application will be based on actual time and costs in accordance with Council's charging policy. If actual costs exceed the lodgement fee, an invoice will be issued (if actual costs are less, a refund will be made). Council may stop processing an application until an overdue invoice is paid in full. Council charges interest on overdue invoices at 15% per annum from the date of issue to the date of payment. In the event of non-payment, legal and other costs of recovery will also be charged. |                                                                                                             |
| Do you require a GST receipt for a bank payment?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Yes                                                                                                         |
| Please make invoice out to                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Applicant                                                                                                   |
| The application lodgement fee                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Has been paid                                                                                               |
| Please give details of payment reference                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | See attached payment record                                                                                 |
| If you have a payment reference to upload, please upload it here                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | • <a href="#">R8357 - Record of Payment to MDC for Application Lodgement Fee 18.2.19 .pdf(108848 bytes)</a> |
| Notes                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Not answered                                                                                                |
| I confirm that the information provided in this application and the attachments are accurate                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Yes                                                                                                         |
| Authorised by (your full name)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Anna Straker                                                                                                |

You may apply for two or more resource consents that are needed for the same activity on the same form. You must pay the charge payable to the consent authority for the resource consent application under the Resource Management Act 1991 (if any).

The information you have provided on this form is required so that your application can be processed and so that statistics can be collected by Council. The information will be stored on a public register and held by Council. Details may be made available to the public about consents that have been applied for and issued by Council. If you would like access to or made corrections to your details, please contact Council.

If you lodge the application with the Environmental Protection Authority, you must also lodge a notice in form 16A at the same time. If your application is to the Environmental Protection Authority, you may be required to pay actual and reasonable costs incurred in dealing with this matter (see section 149ZD of the Resource Management Act 1991).

An electronic address for service must be provided if you are applying for a Fast Track consent. Under the Fast Track resource consent process, notice of the decision must be given within 10 working days after the date the application was first lodged with the council opts out of that process at the time of lodgement.

A Fast Track application may cease to be a Fast Track application under Section 87AAC(2) of the Resource Management Act 1991.

**Our Ref: R8357**

19 February 2019

**APPLICATION FOR WATER PERMIT – TAKE & USE OF UNDERGROUND WATER  
REPLACEMENT OF U090009  
NB & PM NESBIT  
LOT 1 DP 7713  
569 NEW RENWICK ROAD, FAIRHALL, BLENHEIM**

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**APPENDICES:**

1. Remac Consulting Ltd – *Locality Plan* - R8357 sheet R1 issue 'A'.
2. Irricalc - *Irrigation Requirements: Nesbit*

## 1. **SITE DESCRIPTION**

The Applicants; Nigel Brayden Nesbit and Patricia Mary Nesbit own the subject property, being 569 New Renwick Road, Fairhall; Lot 1 DP 7713. It is 7.4 ha in area, of which approximately 5.6 ha is planted in vineyard. There is a dwelling located in the south eastern corner, adjacent to Marlborough Ridge Drive.

Refer Appendix 1: Remac Consulting Ltd – *Locality Plan* - R8357 sheet R1 issue 'A'.

The Applicants hold consent U090009 which allows them to take underground water from well P28w/2141 up to a maximum rate of 60 m<sup>3</sup>/day and to use that water for the irrigation of 5.6 ha of vineyard from December to April (inclusive) and for domestic use on Lot 1 DP 7713. The maximum annual take is 9060 m<sup>3</sup>.

U090009 permit expires on 1 March 2019.

Water for irrigation is only abstracted when water from the Southern Valleys Irrigation Scheme is unavailable.

Well P28w/2141 is 63 m deep, with a casing diameter of 125 mm. The nearest well on a neighbouring property is P28w/1132 located approximately 25 m south east of P28w/2141 on Lot 1 DP 11633.

Water use is currently measured by water meter on well P28w/2141, data is manually recorded and provided to Marlborough District Council.

The property is within the 'Rural 4' zone of the Wairau Awatere Resource Management Plan (the Plan) and is located within the Brancott Aquifer overlay.

Under the Proposed Marlborough Environment Plan (the Proposed Plan) the property is within the 'Rural Environment' zone, and within the Brancott Freshwater Management Unit (FMU) overlay. The property is also located within the Afforestation Flow Sensitive Site overlay, and fully subject to the Soil Sensitive Areas overlay (partially impeded, partially loess).

There are no known / recorded archaeological sites or recognised customary activities associated with the subject property.

## 2. **DESCRIPTION OF PROPOSED ACTIVITY**

The Applicants seek resource consent for the replacement of water permit U090009 with a new permit to continue to take and use Brancott FMU water from well P28w/2141, for the irrigation of 5.6 ha of vineyard and domestic use on Lot 1 DP 7713.

No additional water is sought, and there is no proposed change in use. As with the current permit, irrigation water will only be abstracted when water from the Southern Valleys Irrigation Scheme is unavailable.

As required under the Proposed Plan, the subject water take has been assessed for reasonable use by Irricalc, which determines an annual maximum water take volume of 11,172 m<sup>3</sup> per year for the subject property. The proposed take of 9060 m<sup>3</sup> per year is less than that allowed under Irricalc.

Refer to Appendix 2; Irricalc - *Irrigation Requirements: Nesbit*.

The Applicants acknowledge that Council will require the existing water meter to be upgraded and verified, and a datalogger installed. A relevant condition of consent has been volunteered.

Accordingly, the Applicants seek new water permits take to replace U090009 as follows:

- **Water Permit – Take Water**  
*To take Brancott FMU water from existing well P28w/2141 up to a maximum rate of 9060 m<sup>3</sup> per year.*
- **Water Permit – Use Water**  
*To use water for the irrigation of up to 5.6 ha of vineyard from December to April (inclusive) and for domestic use on Lot 1 DP 7713.*

## **2.1 Volunteered Conditions of Consent**

The Applicant volunteers the following conditions of consent:

### **2.1.1 Water Take**

- i. This consent will expire on (10 years from date consent is issued).*
- ii. The maximum abstraction rate authorised by this consent is 9060 cubic meters per year. A year is defined as from 1 July to the following 30 June.*
- iii. The abstraction shall cease when the water level in Council's monitoring well P28w/1323 is at or below 36.5 m above sea level.*
- iv. Irrigation water shall only be taken when the Southern Valley's Irrigation Scheme is either restricted, cut off or unavailable due to equipment failure or maintenance.*
- v. The Consent Holder shall install, verify and maintain a water meter on well P28w/2141 to measure water abstraction that is able to provide data in a form suitable for electronic storage. The meter is to exclusively record all water taken pursuant to this consent with an accuracy of plus or minus five percent.*
- vi. The meter shall at all times be maintained in a fully workable condition.*
- vii. The Consent Holder shall install and maintain a data logger on well P28w/2141 to record and store water abstraction data at daily intervals. This data is to be provided to the Marlborough District Council, in electronic form, within five days of the end of each month if the Consent Holder has been exercising the consent. If the consent has not been used over the irrigation season then data only needs to be sent in once a year, by 1<sup>st</sup> July.*
- viii. Council staff will perform an audit role in respect of water abstraction records and may call to take readings from time to time.*
- ix. In accordance with section 128 of the Resource Management Act 1991, from the date of consent until expiration, the Marlborough District Council may review the conditions of the consent at any time from 1 June to 31 August in each year for the following purposes:*
  - a. For the purpose of dealing with any adverse effects on the Brancott FMU or on any neighbouring wells or intake structures existing at the time this consent was granted, that may arise as the result of the exercising of this consent or as the result of the cumulative effect of this consent combined with the exercise of other resource consents, which may become apparent from monitoring undertaken pursuant to this consent or by the Marlborough District Council Officers.*

- b. *To bring the consent conditions in line with any regional plan which sets rules relating to a maximum or minimum level of flows or rates of abstraction or minimum standards of water quality if in the Marlborough District Council's opinion it is appropriate to review the conditions in order to enable the levels, flows, rates or standards set by such rules to be met.*

### 2.1.2 Water Use

- i. *This consent will expire on (10 years from date consent is issued).*
- ii. *The maximum cumulative annual usage shall not exceed 9060 m<sup>3</sup>. A year is defined as from 1 July to the following 30 June.*
- iii. *In accordance with section 128 of the Resource Management Act 1991, from the date of consent until the date this consent expires, the Marlborough District Council may at any time from 1 June to 31 August in each year, review the conditions of consent to bring the consent conditions in line with any regional plan which is made operative, which sets rules or guidelines relating to rates of usage.*

## 3. REQUIREMENT FOR RESOURCE CONSENT

Section 14 of the Resource Management Act 1991 (the Act) specifies that no person may take or use water in a manner that contravenes a rule in a regional plan unless allowed by a resource consent.

Section 86B(3)(a) of the Act specifies that if a rule in a proposed plan protects or relates to water, it has immediate legal effect. Therefore, the relevant provisions of both the Wairau Awatere Resource Management Plan and the Proposed Marlborough Environment Plan must be taken into account.

### 3.1 Wairau Awatere Resource Management Plan (the Plan)

Rule 27.1.2.3 provides for abstractions between 10 and 500 m<sup>3</sup>/day/site from the Brancott Aquifer as a **discretionary** activity.

The use of water is not provided for in the Plan, therefore in accordance with Section 87B of the Act, use of water is a **discretionary** activity.

### 3.2 Proposed Marlborough Environment Plan (the Proposed Plan)

Under Proposed Plan Rules 2.5.2 and 2.5.3 the proposed take and use of water is a **discretionary** activity.

## 4. ASSESSMENT OF ENVIRONMENTAL EFFECTS

The proposal is to continue take and use water when the Southern Valleys Irrigation Scheme is cut off. The same amount of water is sought as currently allocated under the U090009 permit, being 9060 m<sup>3</sup> per year.

The proposed water take is within Irricalc parameters, and if activated will be subject to Brancott FMU restrictions.

The Applicant is not aware of any complaints or issues relating to the abstraction of water under the current permit.

The proposed abstraction via the existing well is the most efficient method of maintaining the subject water supply. No alternative locations or methods have been considered.

Overall, the proposal will not generate any adverse environmental effects that can be considered more than minor.

#### **4.1 Potentially Affected Parties**

The proposed water take will not result in any land disturbance, drainage or watercourse diversion works. The proposed water use will not result in any change of land use that could potentially affect water quality. The proposal does not seek any additional take over what has already been consented.

The Applicant is aware that the Council will forward notice of this application to relevant local iwi for their consideration. The Applicant is willing to discuss with iwi any matters raised through that process.

On the basis that no additional water take proposed, no other potentially affected parties have been identified.

### **5. ASSESSMENT OF STATUTORY FRAMEWORK**

#### **5.1 Wairau Awatere Resource Management Plan (the Plan) - Relevant Objectives and Policies**

Objective 6.2.1 seeks to provide for the take and use of fresh water in a manner which safeguards the life supporting capacity of the resource and avoids, remedies or mitigates any adverse effects on the environment. This objective is supported by Policy 6.2.1.1.2 which address the maintenance of groundwater levels by setting and enforcing Sustainable Flow Regimes.

The Plan recognises as an issue that competing and increasing demand for fresh water resources may lead to inequitable allocation. This has led to the development of water allocation guidelines based on the type of crop to be irrigated as set out in Volume 1, Chapter 6 of the Plan.

The guidelines specify 22 m<sup>3</sup> per ha per day for grapes. This would equate to 123 m<sup>3</sup> per day for the subject 5.6 ha property.

Objective 6.3.1 reinforces the Plan requirement to achieve equitable allocation and use of groundwater resources and is supported by the following relevant policies:

*Policy 6.3.1.1.4: To set water permit volumes, initially and at either review or renewal, on the basis of water allocation guidelines or actual use as indicated by water meter readings.*

*Policy 6.3.1.1.8: To require water metering by an accepted method as a condition of all water permits involving the taking and use of water.*

The Applicants will utilise a verified water meter and electronic data logger to measure and record the volume of water used under this permit. This will assist sustainable and efficient use of the water resource.

Objective 6.5.1 seeks to achieve sustainable, equitable and efficient allocation of water during periods of low groundwater levels and is supported by Policy 6.5.1.1.2 which aims to include

conditions on new water permits requiring users to reduce and suspend takes when specified flows or levels are reached.

The Applicants understand that water take restrictions may be imposed during extreme conditions.

## **5.2 Proposed Marlborough Environment Plan (the Proposed Plan) – Relevant Objectives and Policies**

### **Chapter 4 – Use of Natural and Physical Resources**

*Objective 4.1 – Marlborough’s primary production sector and tourism sector continue to be successful and thrive whilst ensuring the sustainability of natural resources.*

*Policy 4.1.2 – Enable sustainable use of natural resources in the Marlborough environment.*

The Proposed Plan discusses the use of allocation frameworks for freshwater which will assist to enable the sustainable use and development of this resource. These are developed more fully in Chapter 5.

### **Chapter 5 – Allocation of Public Resources**

*Objective 5.1 – Water allocation and water use management regimes reflect hydrological and environmental conditions within each water resource.*

*Policy 5.1.1 – Define and use freshwater management units to apply appropriate management to the taking and use of water within each water resource.*

*Policy 5.2.11 – Set specific minimum levels for Freshwater Management Units dominated by aquifers to:*

- a) prevent physical damage to the structure of the aquifer;*
- b) prevent headwater recession of spring flows;*
- c) prevent a landward shift in the seawater / freshwater interface and the potential for saltwater contamination of the aquifer;*
- d) maintain natural and human use values of rivers and wetlands where groundwater is physically connected and contributes significantly to flow in the surface waterbody;*
- e) maintain groundwater quality; and*
- f) prevent long-term decline in aquifer levels that compromise the matters set out in a) – e).*

The Proposed Plan acknowledges that it is essential that the management applied to any water resource reflects the hydrological and environmental conditions of that defined catchment or aquifer. This application is replacing an existing water permit and therefore does not seek any new allocation of water from the Brancott FMU.

*Policy 5.3.14 – The duration of water permits to take water will reflect the circumstances of the take and the actual and potential adverse effects, but should generally:*

- b) not be more than ten years when the take is from an over-allocated water resource as specified in Policy 5.5.1*

The Brancott FMU is identified under Policy 5.5.1 as being overallocated with respect to the limits set by the Proposed Plan, therefore a ten-year duration is anticipated.

Policy 5.5.2 states that no new water permit will be granted authorising additional abstraction from water resources identified in Policy 5.5.1 as being over allocated. The Applicants seek the same volume of water as allocated under U090009, which is less than anticipated under Irricalc. The reduced take supports Policy 5.5.5 which seeks to resolve over allocation of the Brancott Aquifer by reducing individual resource consent allocations on a proportional basis.

### **5.3 Marlborough Regional Policy Statement (RPS)**

By design, the purpose, intent and provisions set out in the RPS are implemented through the Plan.

### **5.4 National Policy Statement for Freshwater Management (NPSFW)**

The NPSFW supports improved freshwater management through directing regional councils to establish objectives and set limits for fresh water in their plans. Councils are required to account for all water taken out of rivers, lakes and groundwater and take steps to prevent or reduce over allocation of these water resources.

The Applicants acknowledge that clear limits will be imposed on this consent should it be granted, including restrictions, and monitoring requirements. This will also enable the Council to gather valuable information that will assist with providing long term certainty for all parties.

Therefore, the proposal is considered to be consistent with the NPSFW.

### **5.5 Section 104(2A) - Resource Management Act 1991**

Section 104(2A) of the Act requires consent authorities to have regard to the value of investment of the existing consent holder when considering an application affected by section 124 (Exercise of resource consent while applying for new consent).

The value of investment reliant on this consent is in the region \$1,700,000.

### **5.6 Part II - Resource Management Act 1991 (the Act)**

Part II of the Act contains Sections 5 - 8 which set out the purpose and principles on which the Act is founded and from which all other associated statutory framework is derived.

Section 5 states the purpose of the Act is to promote the sustainable management of natural and physical resources, including enabling people and communities to provide for the social, economic, and cultural well-being. For this application, sustainable management means continuing to enable the Applicants to have a backup irrigation supply in the event the Southern Valleys Irrigation Scheme is cut off.

The proposal will not generate any adverse effects on the environment that can be considered more than minor and therefore does not conflict with any of the matters of national importance or other matters set out under Sections 6 and 7 of the Act.

Section 8 requires the principles of the Treaty of Waitangi to be taken into account by all persons exercising functions and powers under the Resource Management Act, in relation to managing the use, development, and protection of natural and physical resources. It is not considered that the proposal will compromise any of the principles of the Treaty.

The Applicants are aware that Council will forward notice of this application to the relevant iwi for their consideration. The Applicants are willing to discuss with iwi any matters which arise from that process.

Overall the proposal will be in accordance with the purpose and principles of the Act.

**REMAC CONSULTING LTD**

A handwritten signature in blue ink, appearing to read 'A Straker', is positioned above the name 'Anna Straker'.

**Anna Straker**



NOTE: Position of features and boundaries are indicative only.



PO Box 169  
 Blenheim 7240  
 New Zealand  
 t: 03 577 1925 / m: 0274 440 551  
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 www.remacconsulting.co.nz

**NB & PM NESBIT**

569 NEW RENWICK RD, FAIRHALL – LOT 1 DP 7713

Application for Water Permit – Replacing U090009

**LOCALITY PLAN**

Original size A4

Drawing No R8357

Sheet R1

Issue A

Date 14.02.2019

# IRRIGATION REASONABLE USE DATABASE

5 STEPS - TO GET THE IRRIGATION REQUIREMENTS INFORMATION YOU NEED FOR IRRIGATION PLANNING, CONSENTING AND DESIGN

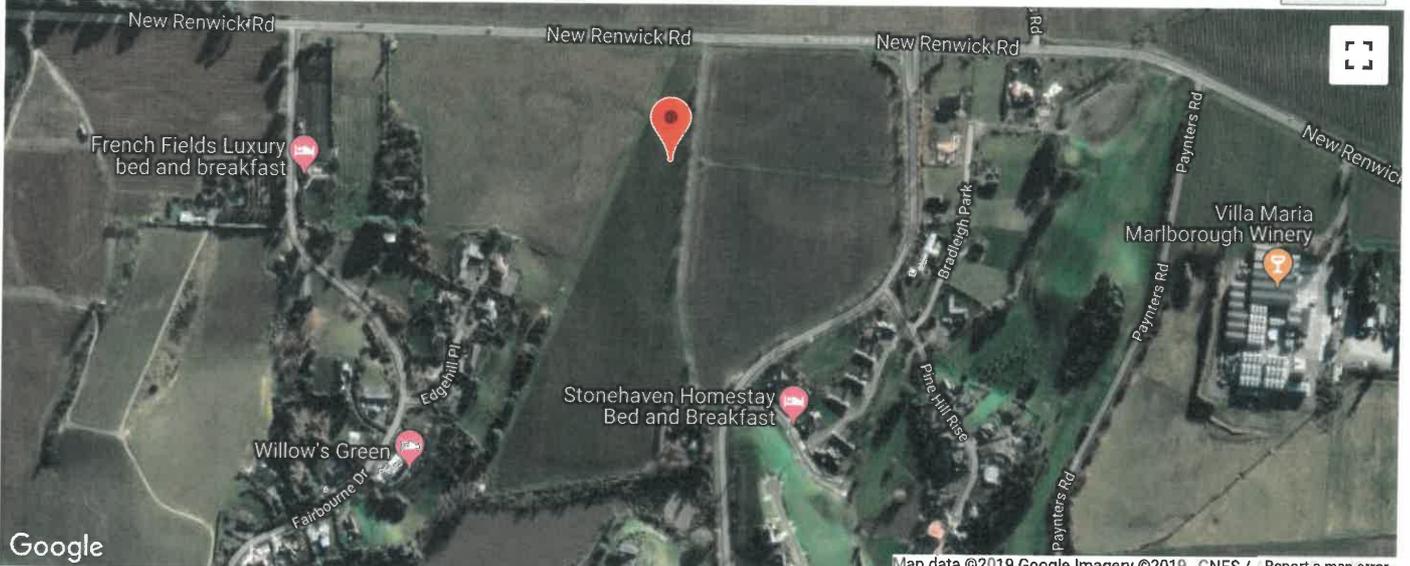


**1**

Enter the address or coordinates (latitude, longitude) of your farm and click 'Locate' or click on the map

-41.531 , 173.875

Locate



Google

Map data ©2019 Google Imagery ©2019, CNES / , Report a map error

**2**

Select Crop  
Grapes

**3**

Select Plant Available Water  
(a) Most likely PAW in this area

**4**

Select Irrigation Method  
Micro/Drip

**5**

Fetch Data

**Farm Details**

Description:

Latitude:

Longitude:

Council:

Climate Site ID:

Distance to Climate Site (km):

Rainfall (mm):

**Plant Available Water Details**

PAW(mm):

Indicative Likelihood:

Area (hectares):

Total area =

**Irrigation Requirements**

|                       | Per Hectare                                             | Total Area                                            |
|-----------------------|---------------------------------------------------------|-------------------------------------------------------|
| System Capacity       | <input type="text" value="0.26"/> (l/s/ha)              | <input type="text" value="1.46"/> (l/s)               |
| System Capacity       | <input type="text" value="2.2"/> (mm/day)               |                                                       |
| Daily Volume          | <input type="text" value="22"/> (m <sup>3</sup> /ha)    | <input type="text" value="123"/> (m <sup>3</sup> )    |
| 7 Day Volume          | <input type="text"/> (m <sup>3</sup> /ha)               | <input type="text"/> (m <sup>3</sup> )                |
| 28 Day Volume         | <input type="text"/> (m <sup>3</sup> /ha)               | <input type="text"/> (m <sup>3</sup> )                |
| 90% ile Annual Volume | <input type="text" value="1,995"/> (m <sup>3</sup> /ha) | <input type="text" value="11,172"/> (m <sup>3</sup> ) |

**90 Percentile Monthly Volume**

|                                 | Jul                            | Aug                            | Sep                            | Oct                              | Nov                                | Dec                                | Jan                                | Feb                                | Mar                                | Apr                              | May                            | Jun                            |
|---------------------------------|--------------------------------|--------------------------------|--------------------------------|----------------------------------|------------------------------------|------------------------------------|------------------------------------|------------------------------------|------------------------------------|----------------------------------|--------------------------------|--------------------------------|
| Per Hectare (m <sup>3</sup> /h) | <input type="text" value="0"/> | <input type="text" value="0"/> | <input type="text" value="0"/> | <input type="text" value="40"/>  | <input type="text" value="330"/>   | <input type="text" value="550"/>   | <input type="text" value="620"/>   | <input type="text" value="530"/>   | <input type="text" value="310"/>   | <input type="text" value="110"/> | <input type="text" value="0"/> | <input type="text" value="0"/> |
| Total Area (m <sup>3</sup> )    | <input type="text" value="0"/> | <input type="text" value="0"/> | <input type="text" value="0"/> | <input type="text" value="224"/> | <input type="text" value="1,848"/> | <input type="text" value="3,080"/> | <input type="text" value="3,472"/> | <input type="text" value="2,968"/> | <input type="text" value="1,736"/> | <input type="text" value="616"/> | <input type="text" value="0"/> | <input type="text" value="0"/> |

These estimates of irrigation requirements are based on the assumption that the crop you selected can be grown and irrigated at the site you have selected. Constraints such as topography and crop-specific climate requirements are not taken into account.

Irrigation requirements may be less than reported here if your soils are poorly drained or the water table is close to the soil surface.

Detailed Results

Save this Page

Background Information

To: Marlborough District Council  
PO Box 443  
Blenheim 7240



ISO 9001:2008  
Document Number:  
RAF0010-CI1921

## SUBMISSION ON APPLICATION FOR A RESOURCE CONSENT

### 1. Submitter Details

Name of Submitter(s) in full \_\_\_\_\_

Electronic Address for Service (*email address*) \_\_\_\_\_

Postal Address for Service (*or alternative method of service under section 352 of the Act*) \_\_\_\_\_

Primary Address for Service (*must tick one*)

Electronic Address (*email, as above*)  or, Postal Address (*as above*)

Telephone (*day*) \_\_\_\_\_ Mobile \_\_\_\_\_ Facsimile \_\_\_\_\_

Contact Person (*name and designation, if applicable*) \_\_\_\_\_

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### 2. Application Details

Application Number \_\_\_\_\_ U \_\_\_\_\_

Name of Applicant (*state full name*) \_\_\_\_\_

Application Site Address \_\_\_\_\_

Description of Proposal \_\_\_\_\_

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### 3. Submission Details (*please tick one*)

I/we support all or part of the application

I/we oppose all or part of the application

I/we are neutral to all or part of the application

- I am a trade competitor for the purposes of section 308B of the Resource Management Act 1991
- I am directly affected by an effect of the subject matter of the submission that:
  - a) adversely affects the environment; and
  - b) does not relate to trade competition or the effects of trade competition
- I am NOT directly affected by an effect of the subject matter of the submission that:
  - a) adversely affects the environment; and
  - b) does not relate to trade competition or the effects of trade competition
- I am NOT a trade competitor for the purposes of section 308B of the Resource Management Act 1991

The specific parts of the application that my/our submission relates to are *(give details, using additional pages if required)*

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The reasons for my/our submission are *(use additional pages if required)*

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The decision I/we would like the Council to make is *(give details including, if relevant, the parts of the application you wish to have amended and the general nature of any conditions sought. Use additional pages if required)*

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**4. Heard in Support of Submission at the Hearing**

I/we wish to speak in support of my/our submission

I/we do not wish to speak in support of my/our submission

OPTIONAL: Pursuant to section 100A of the Resource Management Act 1991 I/we request that the Council delegate its functions, powers, and duties required to hear and decide the application to one or more hearings commissioners who are not members of the Council. *(Please note that if you make such a request you may be liable to meet or contribute to the costs of commissioner(s). Requests can also be made separately in writing no later than 5 working days after the close of submissions.)*

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## 5. Signature

Signature \_\_\_\_\_ Date \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

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## 6. Important Information

- Council must receive this completed submission before the closing date and time for receiving submissions for this application. The completed submission may be emailed to [mdc@marlborough.govt.nz](mailto:mdc@marlborough.govt.nz).
- The closing date for serving submissions on the consent authority is the 20th working day after the date on which public or limited notification is given. If the application is subject to limited notification, the consent authority may adopt an earlier closing date for submissions once the consent authority receives responses from all affected persons.
- You must serve a copy of your submission on the applicant as soon as is reasonably practicable after you have served your submission on the consent authority.
- Only those submitters who indicate that they wish to speak at the hearing will be sent a copy of the section 42A hearing report.
- If you are making a submission to the Environmental Protection Authority, you should use form 16B.
- If you are a trade competitor, your right to make a submission may be limited by the trade competition provisions in Part 11A of the Resource Management Act 1991.
- If you make a request under section 100A of the Resource Management Act 1991, you must do so in writing no later than 5 working days after the close of submissions and you may be liable to meet or contribute to the costs of the hearings commissioner or commissioners. You may not make a request under section 100A of the Resource Management Act 1991 in relation to an application for a coastal permit to carry out an activity that a regional coastal plan describes as a restricted coastal activity.
- Please note that your submission (or part of your submission) may be struck out if the authority is satisfied that at least 1 of the following applies to the submission (or part of the submission):
  - it is frivolous or vexatious;
  - it discloses no reasonable or relevant case;
  - it would be an abuse of the hearing process to allow the submission (or the part) to be taken further;
  - it contains offensive language;
  - it is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

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## 7. Privacy Information

The information you have provided on this form is required so that your submission can be processed under the Resource Management Act 1991. The information will be stored on a public file held by Council. The details may also be available to the public on Council's website. If you wish to request access to, or correction of, your details, please contact Council.