

# **Consents Management Department Report**

## **Rob Forlong, Manager**

**May 2000**

### **1. Consent Statistics**

The Department's median processing time for non notified consents is 10 working days (187 consents). There have been no late consents so far this financial year (but see remission of charges below).

### **2. Appeals**

Since your last meeting we have received one new appeal but three longstanding appeals have been resolved.

The Castro1 discharge to air decision has been appealed by a two submitters.

Medical Waste Limited appealed the commissioners' decision on the review of conditions. We are presently discussing matters with them with a view to a negotiated resolution.

The Owhiro Bay Boat ramp appeals were struck out by the Environment Court. Our application for costs has yet to be determined.

The Paraparaumu and Waikanae sewage appeals have now been resolved and approved by the Environment Court.

We are still working towards a hearing at the end of May for the appeals against the PCC Sewage decision.

We have been offered mediation on the Promall appeals which may resolve at least some of the issues relating to those consents.

### **3. Compliance**

#### **3.1 Abatement Notices**

Since the last Committee meeting we have cancelled one abatement notice and reissued it. The abatement notice required the WCC to complete the leachate diversion tunnel by 30 April 2000. In mid April the WCC advised us that the tunnel floor was cracking (apparently the cement used in the job was not up to specification) and that further work in the tunnel prior to it being strengthened would constitute a serious Health and Safety hazard. The new abatement notice requires the works to be completed by 1 September 2000.

### **3.2 Enforcement Orders**

Anglian Water International (NZ) Limited and Wellington City Council (Moa Point Sewage Treatment Plant).

We have instructed our solicitors to uplift the Enforcement Order applications. AWI are proposing to put a venturi device on the top of the stack that they hope will remove the last of the residual odour from the Golf Course. The device will be put in place once they have WCC approval.

### **3.3 Prosecution and Interim Enforcement Orders**

The Burrell Demolition prosecutions are still working their way through the system. We are presently trying to confirm a Court date for declarations on how much timber the landfill is allowed to receive. After that is resolved we will then be able to proceed to depositions.

## **4. Other**

### **4.1 ISO Registration**

We have completed our application for ISO registration of our consent processing and compliance monitoring functions. We are to be audited by Telarc in late May.

### **4.2 Remission of Charges**

I remitted a \$180 charge to KCDC for a variation to an existing resource consent. Our response to their request was unsatisfactorily slow so they received a refund.

### **4.3 Customer Satisfaction Survey**

The biannual Customer Satisfaction Survey is underway and due to be completed by the end of May.

### **4.4 Staffing**

Annette McGovern and Sarah Wilks have joined the Department as Resource Advisors. Some of you may already know Annette as she has been with us since late last year as a student. Both of them have been thrown in at the deep end with Sarah heading our “miscellaneous discharges” compliance team and Annette in charge of water takes and water treatment plants.

Applicant	Proposal	Date Consent Lodged	Date Submissions Closed	Number of Submissions Received	Pre-hearing Held	Hearing Held	Hearing Committee Members	Date Decision Released	Granted or Declined
Kapiti Coast District Council	Consents associated with the Paraparaumu Wastewater Treatment Plant	12/03/98	28/05/98	19	13/08/98	13/09/98 to 14/09/98 Interim decision released  Hearing reconvened on 15/03/99	Councillor Buchanan, Councillor Shields, Te Taru White (Commissioner)	Final decision released on 22/04/99	Most consents Granted with Conditions Appeals Resolved
Porirua City Council	Consents associated with the Porirua Wastewater Treatment Plant	20/12/97	27/05/98	7	Applicant chose not to have a pre hearing	07/12/98 Interim decision released Hearing reconvened on 23/4/99	Councillor Buchanan, Councillor McDavitt, Ian Stewart (Minister of Conservation appointee)	Final Decision released on 03/06/99	Recommendation to Grant (must go to the Minister of Conservation for final approval) Now under Anneal
Kapiti Coast District Council	Consents associated with the operation and upgrade of the Waikanae Wastewater Treatment Plant	19/06/98	24/07/98	23		17/09/98 to 18/09/98 Interim decision released Hearing Reconvened on 15/03/99	Councillor Buchanan, Councillor Shields, Te Taru White (Commissioner)	Final Decision released on 22/04/99	Consents Declined/Appeals Resolved
Wellington City Council (Commissioning)	To construct a boat ramp at Owhiro Bay	04/06/98	24/07/98	31	18/08/98	02/09/98 to 03/09/98	Russell Howie (Commissioner), Frank Boffa (Commissioner)	16/09/98	Granted with Conditions Appeal Struck out
Peter Hunt <sup>2</sup>	Consents associated with the development and operation of a cleanfill	13/02/98	15/09/98	3	Application has been stopped because applicant is yet to pay a Notified application fee				

Applicant	Proposal	Date Consent Lodged	Date Submissions Closed	Number of Submissions Received	Pre-hearing Held	Hearing Held	Hearing Committee Members	Date Decision Released	Granted or Declined
ProMall <sup>3</sup>	Consents associated with the development of a new shopping mall. Regional Council consents consist of several bridges, realignment of part of a stream and construction of artificial lakes	05/02/99	25/06/99	250+		13/12/99- 11/12/99	Upper Hutt City Councillors	24/12/99	Granted with conditions Now under appeal
Lambton Harbour Management <sup>7</sup>	Consents associated with the development of the Taranaki Street Wharf and Lagoon area	09/04/99	21/05/99	77		04/08/99 05/08/99 06/08/99	Councillor Buchanan, Tony Town (Commissioner)	06/09/99	Granted with conditions (WCC consents appealed)
Horokiwi Quarries <sup>7</sup>	Consents associated with proposed cleanfill	02/08/99	23/11/99	6	20/12/99	28/01/00	Commissioner Russell Howie (WCC appointee) and Councillor Turver	17/03/00	Granted with conditions (WCC consents appealed)
Medical Waste	Review of consent conditions for the discharge of contaminants to air arising from		17/12/99	24		14/02/00 and 16/02/00	Commissioners Russell Howie and Christine Foster	03/03/00	Changes to conditions 11 and 13 and condition 7 confirmed Now Under Appeal
Castrol	To discharge combustion gases from a Transformer Oil Regeneration Plant to air.	29/11/99	04/02/00	14	17/02/00	15/03/00	Councillors Allen, Buchanan and McDavitt	04/04/00	Consent Granted with Conditions Now Under Appeal
Higgins <sup>4</sup>	Discharge to air the contaminants from hotmix asphalt plant	15/07/99	23/02/00	33	09/03/00	07/04/00	Councillors Buchanan and Turver and three councillors from KCDC	01/05/00	WRC Consents Granted, KCDC consents Declined

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GNB Technologies	Discharge to air of contaminants arising from a battery recycling facility	01/03/00	19/04/00	17					
Kapiti Coast District Council	To take water from the Wainui Stream for Public supply to Paekakariki	20/04/99	15/05/00						
Wellington City Council	Review of consent conditions relating to odour from Southern Landfill	06/03/00	17/05/00						

- 1 These applications were heard jointly with Wellington City Council
- 2 These applications will be heard jointly with Porirua City Council
- 3 This application will be heard jointly with Upper Hutt City Council
- 4 This application will be heard jointly with Kapiti Coast District Council