

**Appendix Q: Conditions for the Discharge of Contaminants – Consent Number 34370****General**

1. The consent holder shall be responsible for all contracted operations relating to the exercise of this resource consent, and shall ensure that all personnel working on the site are made aware of the conditions of this resource consent and the Construction Management Plan required under this consent, and shall ensure compliance with those conditions.
2. A copy of this resource consent shall be available to contractors undertaking the works at all times that physical works authorised by this consent are being undertaken, and shall be produced without unreasonable delay upon request from a servant or agent of the Auckland Regional Council (ARC).
3. The consent holder shall appoint one or more representatives prior to the exercise of this resource consent, who shall be the Auckland Regional Council's principal contact person(s) in regard to matters relating to the construction works. At least 10 days prior to the works authorised by this consent, the consent holder shall inform the Manager<sup>4</sup> of the representatives' names and how they can be contacted within the works period. Should the person(s) appointed as representative(s) change during the works period, the consent holder shall immediately inform the Manager and shall also give written notice to the Manager of the new representatives' names and how they can be contacted.
4. The consent holder shall ensure that any discharge of contaminants onto or into land or water from the activity is avoided, remedied or mitigated to ensure no contaminants from the site in the soil or runoff are present at a concentration that is, or is likely to have, a more than minor effect on the environment.

**Pre-works requirements**

5. The Manager shall be informed in writing at least one week prior to the start date of any works authorised by the resource consents.
6. Prior to works commencing on-site, the consent holder or their agent shall arrange and conduct a pre-construction site meeting between ARC, the

<sup>4</sup> Manager for the purpose of this consent means the Manager, Sediment Consents and Consents Compliance, ARC (or nominated ARC staff acting on the Manager's behalf).

consent holder, the primary contractor and a representative of Manukau City Council. If the construction is to be undertaken on a staged basis, a pre-construction site meeting may take place prior to the start of each stage.

### **Construction Management Plan (CMP)**

7. A Construction Management Plan shall be prepared and have the purpose of ensuring that the activities within consent numbers 34102, 34370, 34372 and 34373, are managed in an integrated and effective manner, and in accordance with the conditions of each consent. The Construction Management Plan shall outline the consent holder's intended approach to the following (as appropriate):

- storage and reuse of top soil;
- management and disposal of spoil;
- silt and dust control during earthwork stages;
- temporary activities and equipment storage in specified areas;
- water quality management;
- security and lighting during construction;
- any contaminated land management procedures;
- construction noise, dust and vibration;
- hours of work;
- existing network utilities protocols and guidelines;
- cultural and archaeological protocols (including discovery protocols);
- land stability management and water quality and sediment controls;
- geotechnical investigation techniques and management;
- vegetation clearance, disposal and restoration;
- community information and liaison procedures;
- landowner liaison (where relevant), including means of access by consent authority representatives during the construction stage;
- quality assurance/quality control;
- engineering design details;
- detailed construction methods;
- an intended construction timetable (including staging if relevant);
- construction method for watercourse crossings;
- traffic management and property access management;
- contractor training;
- an outline of procedures to be followed onsite to ensure compliance with consent conditions, rules in Regional and District Plans, legislation and regulations; and

- methodology and approval procedures for making changes to the Construction Management Plan.
8. The Construction Management Plan shall be submitted for the written approval of the Manager, acting in a technical certification capacity, following consultation with the Manukau City Council. The works authorised by this consent shall not be commenced prior to such approval of the Construction Management Plan.
  9. Any changes to the Construction Management Plan shall be made in accordance with the methodology and approved procedures in that plan and shall be confirmed in writing by the consent holder following consultation with the Manager, before implementation.
  10. The consent holder shall carry out operations in general accordance with the provisions of the approved Construction Management Plan.

**Construction activities**

11. The consent holder shall provide the Manager with an updated schedule of construction activities, completed within the previous month and intended within the subsequent month, at the end of each month during the duration of the works.

**Contaminant management**

12. No contaminants (including but not limited to oil, petrol, diesel, hydraulic fluid) shall be released into water from equipment being used for the activity and no machinery shall be cleaned, stored, or refuelled within 10 metres of any watercourse.
13. The consent holder shall undertake all practicable steps to minimise the effect of discharges under this consent to the receiving environment.
14. The consent holder shall notify the Auckland Regional Council as soon as is practicable, and as a minimum requirement within 12 hours, of the consent holder becoming aware of a spill of hazardous materials, fuel, oil, hydraulic fluid or other similar contaminants. The consent holder shall, within seven days of the incident occurring, provide a written report to the Auckland Regional Council, identifying the possible causes, steps undertaken to remedy the effects of the incident and any additional measures that will be undertaken to avoid future spills.

**Dust emissions**

15. All activities undertaken on-site shall be conducted and managed in a manner that ensures that all dust emissions are kept to a practicable minimum and in accordance with the provisions of the Construction Management Plan.

**Overall environmental protection**

16. Environmental protection measures shall be carried out in accordance with those generally described in consent numbers 34102, 34370, 34372 and 34373 and the Construction Management Plan required in condition 7 and TP90.<sup>5</sup>
17. Any resulting amendments to the environmental protection methodologies proposed in consent numbers 34102, 34370, 34372 and 34373 and the Construction Management Plan may be reviewed by ARC during the pre-construction meeting specified under condition 6 and shall be approved in accordance with the procedures set out in that Plan.

**Cessation of work**

18. Should the consent holder cease or abandon work on-site, it shall first take adequate preventative and remedial measures to control sediment discharge, and shall thereafter maintain these measures for so long as necessary to prevent sediment discharge from the site. All such measures shall be of a type, and to a standard, which are to the satisfaction of the Manager.

Note: This condition does not apply to normal staging of work.

**Review condition**

19. The conditions of this consent may be reviewed by the ARC pursuant to section 128 of the Resource Management Act 1991, by the giving of notice pursuant to section 129 of the Act, in December 2009 and every December thereafter:
- (a) To deal with any adverse effect on the environment which may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
  - (b) To require a consent holder to adopt the best practicable option to remove or reduce any adverse effect on the environment; or

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<sup>5</sup> ARC Technical Publication No 90, *Erosion and Sediment Control Guidelines for Land Disturbing Activities in the Auckland Region*, March 1999.

- (c) To deal with any other adverse effect on the environment on which the exercise of the consent may have an influence.

**Advice notes:**

1. *It is expected as stated in the application, that the works will be completed by December 2013.*
2. *The consent holder is advised that it will be required to pay to Auckland Regional Council any administrative charge fixed in accordance with section 36(1) of the Resource Management Act 1991, or any additional charge required pursuant to section 36(3) of the Resource Management Act 1991 in respect of this consent.*
3. *The consent holder is referred to section 124 of the Resource Management Act 1991, which provides for the exercising of a consent while applying for a new consent for the same activity.*
4. *The Auckland Regional Council has the power for its officers or agents to access the work site at all reasonable times for the purpose of carrying out inspections, surveys, investigations, tests, measurements or taking samples.*