

114999

Valuation No. 20160-00535

Property No. 114999 ✓

Application No. 206

Building: Boathouse / Boatshed

CHECK LIST: Health Building Inspector

Checked For:—

Zoning: Res-C

Yard Requirement: OK

Coverage: OK

Access to Property: Boat

Off-Street Parking: NA

Building Line Restrictions: Letter of Approval  
(Road Widening)

Design Certificate: Included

Site Stability: OK

Fire Zoning: Outer B

Stormwater Disposal: To sea

Water: NA

Sewer  Rates Notified  Septic Tank

Industrial Connection  S.499 L.G.A. Agreement

Referral to Asst. Executive Officer Yes/No

Referral to County Engineer Services  Yes/No  
Roading

Approved Health Building Inspector: [Redacted] 20/7/87

Permit No. 67245 20.07.87

P & D No. \_\_\_\_\_

Own

Add



Assistant Executive Officer  
Comments

Engineer  
Comments

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Council Approval Required:

Minute No.:

Date:

Dispensation Date:

Approved

Assistant Executive Officer:

Approved

County Engineer:

REQUISITIONS

Health Building Inspector

Assistant Executive Officer

Engineer

Comments

Comments

Comments

Conditions

Conditions

Conditions

Our Ref: 25439

19 December 2013

RECEIVED

20 DEC 2013

MARLBOROUGH  
DISTRICT COUNCIL

Marlborough District Council  
P O Box 443  
**BLLENHEIM 7240**

**ATTENTION:** Regulatory Control

re: **COASTAL PERMIT APPLICATION FOR [REDACTED] JETTIES, ONAHAU BAY**

We enclose a Coastal Permit Application for a jetty, linkspan, boatshed and slipway for the [REDACTED] in Onahau Bay, being a revalidation of U990164.

We have inspected the structures and determined that no remedial work is required. Our Condition Survey is attached.

This application includes the following:

- The Resource Consent Application form
- The Submission for the Coastal Permit Renewal
- The Condition Survey
- Certificate of Title

The Applicant will pay the \$900.00 by direct credit on 20 December 2013 to Marlborough District Council bank account number;

02 0600 0202861 02, reference [REDACTED] and U990164.

**DAVIDSON GROUP LTD**

**W L McGLYNN**

WLM:LW



Davidson Ayson House, 4 Nelson St  
PO Box 256, Blenheim 7240, NZ  
T: 03 579 2099 / F: 03 578 7028  
E: service@DavidsonGroup.co.nz  
W: DavidsonGroup.co.nz

**Principals**

Ross Davis, BE, CPEng, MIPENZ  
Stephen Sheat, BE, CPEng, MIPENZ  
Leigh McGlynn, BE, CPEng, MIPENZ

Encl

COPY TO:



**RECEIVED**

**20 DEC 2013**

**MARLBOROUGH  
DISTRICT COUNCIL**

# Resource Consent Application

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



**MARLBOROUGH  
DISTRICT COUNCIL**

**Please read and complete this form thoroughly and provide all details relevant to your proposal.** Feel free to discuss any aspect of your proposal, the words used in this form or the application process with Council staff, who are here to help.

This application will be checked before formal acceptance. If further information is required, you will be notified accordingly. When this information is supplied, the application will be formally received and processed further.

You may apply for more than one consent that is needed for the same activity on the same form.

## For Office Use

ISO 9001:2008  
Document Number:  
RAF0002-C11248

Lodgement Fee Paid \$

Receipt No.

Consent No.

Case Officer:

### 1. Applicant details *(If a trust, list full names of all trustees.)*

Name:

Mailing address:

Email Address:

Phone: (Daytime)  Phone: (Mobile)  Fax:

### 2. Agent Details *(If different from above or if your agent is dealing with the application.)*

Name:

Mailing address:

Email Address:

Phone: (Daytime)  Phone: (Mobile)  Fax:

### 3. Type of Resource Consent Applied for

Coastal Permit     Discharge Permit     Land Use     Subdivision     Water Permit

### 4. Brief Description of the Activity

Renewal of Coastal Permit U990164 for a jetty in the Coastal Marine Zone in the MSRMP

Date Received

**RECEIVED**

**20 DEC 2013**

**MARLBOROUGH  
DISTRICT COUNCIL**

RECEIVED

20 DEC 2013

MARLBOROUGH  
DISTRICT COUNCIL

5. **Property Details**

The location to which the application relates is (address): Onahau Bay

Legal description (i.e. Lot 1 DP 1234): Lot 3 DP 6243

*(Attach a sketch of the locality and activity points. Describe the location in a manner which 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 application may relate, proximity to any well known landmark, DP number, Valuation Number, Property Number.)*  
*(Please attach a copy of the Certificate of Title.)*

The names and addresses of the owner and occupier of the land (other than the applicant):

**Please attach the written approval of affected parties/adjoining property owners and**

*Note: That 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 on a separate sheet why you have not.*

6. **Assessment of Effects on the Environment (AEE)** *(Attach separate sheet detailing AEE.)*

I attach, in accordance with the Fourth Schedule of the Resource Management Act 1991, an assessment of environmental effects in the detail that corresponds with the scale and significance of the effects that the proposed activity may have on the environment.

**Note: Failure to submit an AEE will result in return of this application.**

7. **Other Information**

Are additional resource consents required in relation to this proposal? If so, please list and indicate if they have been obtained or applied for.

I attach any other information required to be included in the application by the relevant Resource Management Plan, Act or regulations.

**Declaration**

I (please print name) [REDACTED] \_\_\_\_\_ agree

- (i) That I am liable for all fees and charges relating to this application.
- (ii) The lodgement fee is to be paid at the time of lodging the application for resource consent.
- (iii) That payment is due within 30 days of the issue date of any additional charges.
- (iv) That Council will charge me interest on any overdue invoices at 15% per annum from the date of issue of the invoice to the date of payment and Council may stop processing my application until an overdue invoice is paid in full. In the event of non-payment the applicant and/or agent will be liable for all legal and other costs of recovery.
- (v) That where this application is completed and signed by an agent, all communication regarding this application will be with the agent.
- (vi) The information provided in this application and the attachments to it are accurate.

Signature of applicant or authorised agent [REDACTED]

Date

19/12/13

**Privacy Information**

*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 make corrections to your details, please contact Council.*

Reset Form



Our Ref: 25439

18 December 2013

RECEIVED  
20 DEC 2013  
MARLBOROUGH  
DISTRICT COUNCIL

**SUBMISSION  
FOR  
COASTAL PERMIT RENEWAL**

1. **Name:** [REDACTED]
2. **Current Resource Consent Number:** U 990164
3. **Location:** Onahau Bay, Queen Charlotte Sound
4. **Type(s) of Structure:** Fixed and Floating Jetty, Boatshed and Slipway
5. **Date of Inspection:** 3 December 2013

6. **Brief:**

Our brief was to inspect the structures, note any structural deficiencies, certify that the structures are in a sound condition for their intended use (after remedial works, if any, are completed), confirm the dimensions, note the addition or removal (if any) of structures not previously recorded by Council, make a brief assessment of the effects on the environment and apply for a Resource Consent to renew the Coastal Permit.

7. **Drawings**

We measured up the jetty confirm that the structure is as per the drawings held at Council.



Davidson Ayson House, 4 Nelson St  
PO Box 256, Blenheim 7240, NZ  
T: 03 579 2099 / F: 03 578 7028  
E: service@DavidsonGroup.co.nz  
W: DavidsonGroup.co.nz

**Principals**

Ross Davis, BE, CPEng, MIPENZ  
Stephen Sheat, BE, CPEng, MIPENZ  
Leigh McGlynn, BE, CPEng, MIPENZ



9. **Inspection**

Our inspection noted that the jetties, slipway, boatshed and linkspan are in a good condition and that no remedial works are required.

Our condition survey is attached for your records.

10. **Assessment of Environmental Effects**

The structures have been established for many years. There has been no visible effect on the foreshore dynamics and no known detrimental effect on the marine ecology.

The jetties and slipway have not been detrimental to the recreational enjoyment of the area and may have in fact enhanced them. They are now an established and accepted part of the landscape, are similar to other marine structures in the bay and Sounds generally and add to the character of the area.

We also consider that the structures have not proven to be a navigational hazard and that the local community have now accepted and are fully aware of its existence.

11. **Consultation**

No consultation has been carried out.

12. **Certification**

While no guarantee can be provided, it is our opinion, based on our visual inspection of the accessible parts of the structure, that the structures are in a structurally sound condition and generally suitable for domestic pleasure craft and pedestrian traffic.

An ongoing maintenance programme by the owner will be required however to keep the structures in a safe condition and to prolong their useful life.

13. **Disclaimer**

RECEIVED

20 DEC 2013

MARLBOROUGH  
DISTRICT COUNCIL

This report has been prepared for use by the Owner and the Marlborough District Council only for the purpose of applying for a Coastal Permit. The report shall not be relied upon by any other party or for any other purpose.

This report has assessed the "condition" of the structures and does not purport to confirm the structural adequacy of the original design.

**DAVIDSON GROUP LTD**



**W L McSweeney**

WLM:LW

**ATTACHMENTS**

- Condition Survey

**RECEIVED**

**20 DEC 2013**

**MARLBOROUGH  
DISTRICT COUNCIL**

**FORESHORE STRUCTURES CONDITION SURVEY**

**Job Number:** 25439  
**Name:** XXXXXXXXXX  
**Resource Consent No:** U 990164  
**Location:** Onahau Bay  
**Inspection Date:** 3 December 2013  
**Inspected By:** RzR & WH

		OK	COMMENTS	ACTION
1.	<b><u>Jetties</u></b>			
1.1	Check Plan Dimensions	✓	As per the existing plans held at Council	
1.2	Decking	✓	Good condition.	
1.3	Handrails	✓	Good condition.	
1.4	Stringers	✓	Good condition.	
1.5	Pile Caps	✓	Good condition.	
1.6	Piles	✓	Good condition.	
1.7	Bracing	✓	Good condition.	
1.8	Bolts	✓	Good condition.	
2.	<b><u>Other</u></b>	✓	Floating jetty and boat ramp also in good condition.	

**RECEIVED**

20 DEC 2013

MARLBOROUGH  
DISTRICT COUNCIL

# MARLBOROUGH DISTRICT COUNCIL



RC

## Application for a Resource Consent

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

To: The General Manager  
The Marlborough District Council  
P O Box 443  
BLENHEIM

FILE No.:
OFFICER:
DATE REC'D - 1 MAR 1999
MARLBOROUGH DISTRICT COUNCIL



### 1. FULL NAME AND ADDRESS

I, Mr/Ms/Mrs \_\_\_\_\_  
(Postal Address) \_\_\_\_\_  
Telephone No \_\_\_\_\_



Name and Address for Service (If different from above, e.g. if agent is dealing with this application)

Telephone No. Private \_\_\_\_\_ Business \_\_\_\_\_ Fax \_\_\_\_\_

apply for the RESOURCE CONSENT described below :

The names and addresses of the owner and occupier (other than the applicant) of any land to which the application relates are : \_\_\_\_\_

### 2. LOCATION

The location to which the application relates is : Orahan Bay Plan attached  
showing location (circled) of jetty to which this application relates

(Attach a sketch of the locality and activity points. Describe the location in a manner which will allow it to be readily identified e.g. house number & street address, the name of any relevant stream, river, or other water body to which the application may relate, proximity to any well known landmark, etc).

Grid Reference (NZMS 260 1:50,000 series) Map No     
Easting        Northing

Legal Description Lot 1 DP 2799 Blk 111 Linkwater

Property Number Val. roll no. 20110-01800 ~~114972~~

(e.g Valuation Number, Property Number from rates invoice, Lot and DP Number) 114972

### 3. TYPE OF CONSENT (Please tick one or more boxes as appropriate)

LAND USE	SUBDIVISION	DISCHARGE PERMIT	WATER PERMIT	COASTAL PERMIT
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### 4. DESCRIPTION

A description of the activity to which this application relates is :  
Renew licence for jetty & mooring pit. (No upgrading work required)  
Foreshore licence 2335

5. **EFFECTS ON THE ENVIRONMENT**

I attach an assessment of any effects that the proposed activity may have on the environment in accordance with Section 88 of, and the Fourth Schedule to, the Act.

6. **OTHER INFORMATION**

I attach other information (if any), required to be included in the application by the District or Regional Plan or Regulations.

7. **SUBDIVISION CONSENT APPLICATION**

(Where the application is for a subdivision consent) I attach information in accordance with Section 219 of the Act sufficient to adequately define :

- (a) The position of all new boundaries:
- (b) The areas of all new allotments (not required for cross-leases, company leases, or unit plans):
- (c) The location and areas of new reserves to be created, including any esplanade reserves to be set aside on a survey plan under Section 230 of the Act:
- (d) The location and areas of any esplanade strips to be created under Section 232 of the Act:
- (e) The location and areas of any existing esplanade reserves, esplanade strips, or access strips:
- (f) The location and areas of land below mean high water springs of the sea or of any part of the bed of a river or lake which is to be vested in the Crown or location authority under Section 237A of the Act:
- (g) The location and areas of land to be set aside as new road.

8. **COASTAL PERMIT (RECLAMATION) APPLICATION**

I attach information in accordance with Section 88(7) of the Act to show the area proposed to be reclaimed including its size and location, and the portion of that area (if any) to be set apart as an esplanade reserve.



25 - 2 - 99

Signature of applicant or person  
authorised to sign on behalf of applicant.

Date

Marlborough District Council, Seymour and High Streets,  
P O Box 443, Blenheim, New Zealand  
TELEPHONE: (03) 578-5249, FACSIMILE: (03) 578-6866  
Picton Service Centre, High Street, Picton

**R H POTTON**

P O Box 555  
Nelson  
New Zealand

FILE No.:	
OFFICER:	
DATE RECV'D	- 1 APR 1999
MARLBOROUGH DISTRICT COUNCIL Tel Bus 03 546 9200 Fax Bus 03 546 3655 Fax Res 03 546 6510	

30 March 1999

Marlborough District Council  
P O Box 443  
BLENHEIM

Att: Tracey Kendall

Dear Ms Kendall

RE: PROPERTY - ONAHAU BAY - FORESHORE LICENCE 2335

I confirm that my property, including the iettv at Onahau Bay, being Lot 1, DP 2799 was transferred to the [REDACTED] in February 1996.

Yours sincerely

[REDACTED]

R H POTTON



Structural Engineering  
Civil Engineering  
Building Design  
Project Management

Practising in association with Ayson and Partners, Registered Surveyors

Our Ref: 6160/40a

22 March 1999

FILE No.:
OFFICER:
DATE RCV'D 25 MAR 1999
MARLBOROUGH DISTRICT COUNCIL

**INSPECTION REPORT FOR  
COASTAL PERMIT APPLICATION  
UNDER THE RESOURCE MANAGEMENT ACT 1991**

1. **Name:** [REDACTED]
2. **Existing Licence Number:** 2307
3. **Location:** Onahau Bay, Queen Charlotte Sound
4. **Type(s) of Structure:** Fixed Jetty, Floating Jetty, Boatshed and Slipway
5. **Date of Inspection:** 18 March 1999
6. **Brief:**

Our brief was to make a structural inspection of the foreshore structures, note any structural deficiencies, ensure remedial work (if any) is carried out, certify that the structures are in a structurally sound condition for their intended use, confirm the dimensions of the structures, note the addition or removal (if any) of structures not previously recorded by Council, obtain consent from the appropriate lwi and make a brief assessment of the effects on the environment.

7. **Council Records**

We confirm that we have inspected Council files and have been provided with copies of the relevant plans showing the dimensions and/or the extent of the foreshore structures.

8. **Description**

The foreshore structures consist of a fixed jetty of timber construction founded on timber piles, a timber floating jetty, a boatshed of timber framed construction with weatherboard cladding founded on timber piles and a rail iron slipway with timber boarded walkway for part of the length of the slipway.

9. **Inspection**

Our inspection noted the structures to be in sound condition. No remedial work is required immediately, although we recommend that the floating jetty access ladder be monitored for deterioration of the timbers.

10. **Plans**

We confirm that the foreshore structures are as shown on the existing plans and photographs held on Council files.



REF: 6160/40a

FILE No.:
OFFICER:
DATE RCV'D 25 MAR 1999
<b>MARLBOROUGH DISTRICT COUNCIL</b>

11. Assessment of Effects

The foreshore structures have been established for 8 years. There has been no visible effect on the foreshore dynamics and no known detrimental effect on the marine ecology.

The foreshore structures have not been detrimental to the recreational values of the area and may have in fact enhanced them. The structures are now an established and accepted part of the landscape.

It is our opinion that the structures are able to withstand seismic and wave induced loads accepted as reasonable by current engineering standards.

We also consider that the structures have not proven to be a navigational hazard and that the local community have now accepted and are fully aware of their existence.

12. lwi

We have had discussions with Te Runanga A Rangitane O Wairau, Te Atiawa Manawhenua Ki Te Tau Ihu Trust and Te Runanga O Ngati Kuia who have an interest in this area.

Some of the lwi have stopped discussion until after the meeting at the Marlborough District Council on 9 April 1999, with regard to the duration of the Coastal Permit.

We will forward the related correspondence from the lwi as it arrives.

13. Certification

While no guarantee can be provided, it is our opinion, based on our visual inspection of the accessible parts of the structure, that the structures are in a structurally sound condition and generally suitable for domestic pleasure craft and pedestrian traffic.

An ongoing maintenance programme by the owner will be required however to keep the structures in a safe condition and to prolong their useful life.

14. Disclaimer

This report has been prepared for use by the Owner and the Marlborough District Council only for the purpose of applying for a Coastal Permit. The report shall not be relied upon by any other party or for any other purpose.

This report has assessed the "condition" of the structures and does not purport to confirm the structural adequacy of the original design.

DAVIDSON PARTNERS LTD



S L Haydon

pp W L McGlynn

SLH:BMM

Encl



29 March 1999

FILE No.:	
OFFICER:	
DATE RECV'D	31 MAR 1999
MARLBOROUGH DISTRICT COUNCIL	

Ms Tracey Kendall  
Marlborough District Council  
PO Box 443  
BLENHEIM

**APPLICATION TO RENEW FORESHORE LICENCES 2307 & 2335**

Further to previous correspondence I enclose herein the required engineer's reports.

Yours sincerely



- Notes**
1. Verify all existing dimensions on site.
  2. Figured dimensions shall be taken in preference to scale.
  3. Unless otherwise stated, dimensions are for bare construction.
  4. Before fabrication, all measurements for joinery shall be checked on site and due allowance made for clearance.

**Amendments**

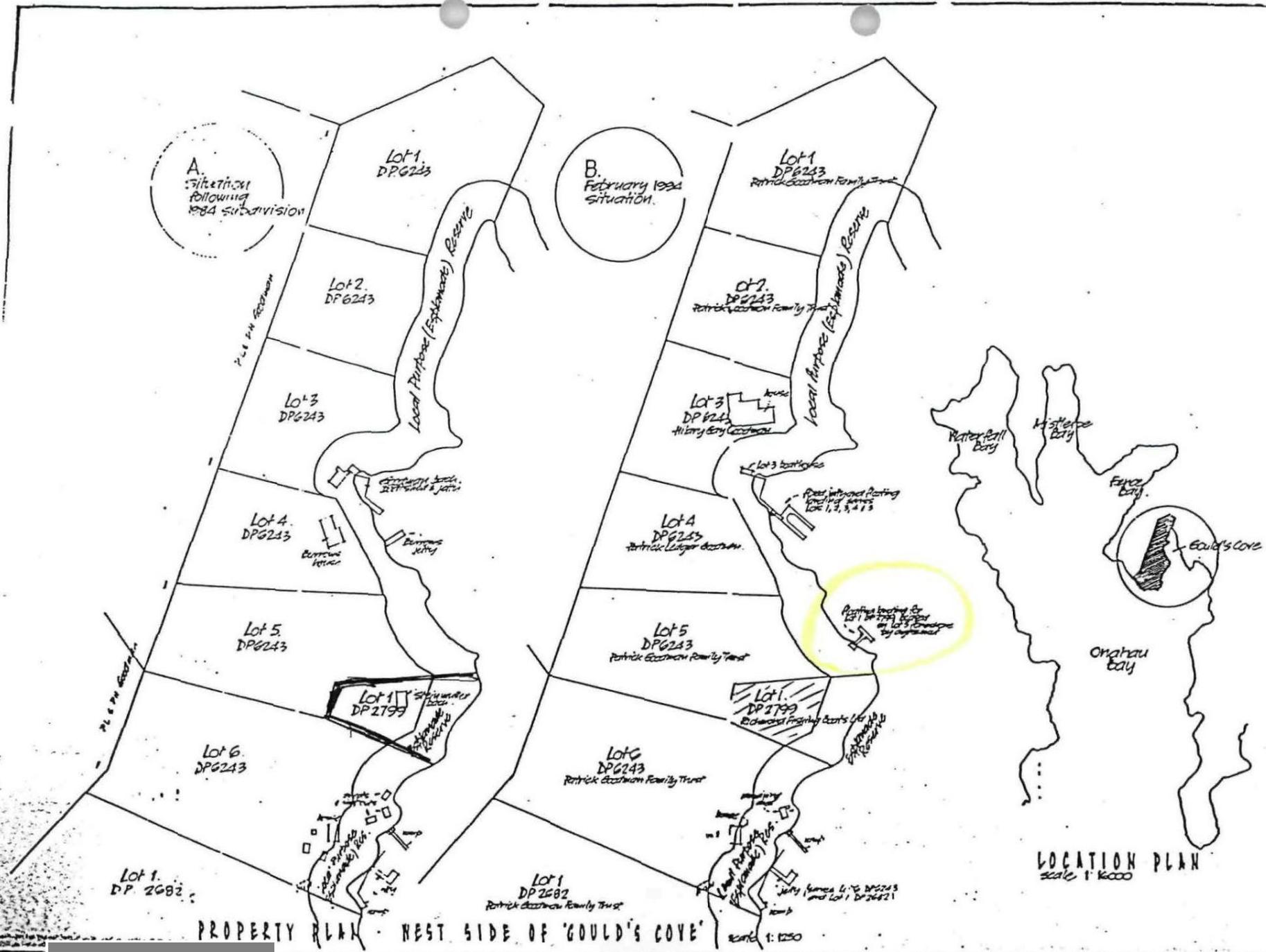
No	Date	Details

**Scale**  
 1:1250  
 1:10000



**Associated Consultants**

Design	Drawn	Checked	Approved	Date
				February 1994



PROPERTY PLAN - WEST SIDE OF 'GOULD'S COVE' scale 1:1250

RENOVATION OF FORESHOP'S STRUCTURES BRACKETING LOT 6 DPG 2682, ONGHAU BAY, WAIKARORO SOUNDS FC.

References

Prior C/T 1A/465  
Declaration of Loss 141336.1  
Transfer No. -  
N/C. Order No. -



10. 4C / 89

**CERTIFICATE OF TITLE UNDER LAND TRANSFER ACT**

This Certificate dated the 6th day of July one thousand nine hundred and eightyeight under the seal of the District Land Registrar of the Land Registration District of Marlborough

WITNESSETH that FRANCIS ERNEST STEINMULLER of Petone, Fitter and Turner

is seised of an estate in fee-simple (subject to such reservations, restrictions, encumbrances, liens, and interests as are notified by memorial underwritten or endorsed hereon) in the land hereinafter described, delineated with bold black lines on the plan hereon, be the several admeasurements a little more or less, that is to say: All that parcel of land containing 1247 square metres more or less situate in Block VIII Linkwater SD being Lot 1 DP 2799

Assistant Land Registrar

141336.2 Transfer to Richard Henry Potton of Nelson, Company Director.-7.6.1988 at 10.45o'c

A.L.R.

141336.3 Mortgage to The Rural Banking and Finance Corporation.-7.6.1988 at 10.45o'c

A.L.R.

184138.3 Mortgage to ANZ Banking Group (New Zealand) Limited.-8.3.1996 at 9.45o'c

A.L.R..

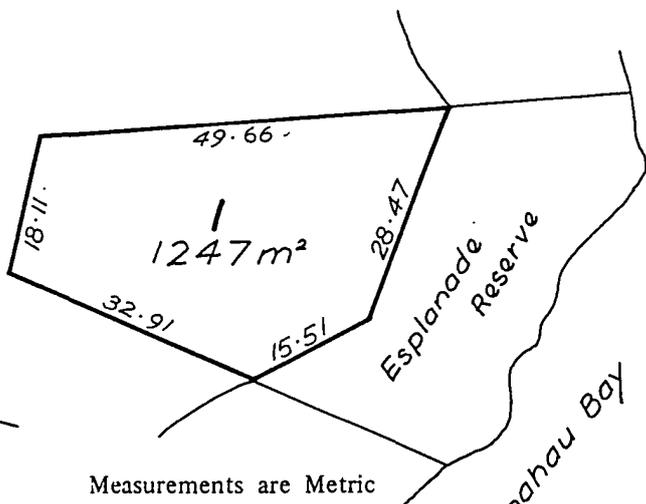
173795 Mortgage to Westland Bank Limited.-3.5.1994 at 9.45o'c

A.L.R..

184138.2 Transfer to [redacted] both of Motueka, Company Directors.-8.3.1996 at 9.45o'c

A.L.R..

Settly



Measurements are Metric

4C / 89

Notes

1. Verify all existing dimensions on site.
2. Figure dimensions shall be taken in preference to scale.
3. Unless otherwise stated, dimensions are for bare construction.
4. Before fabrication, all measurements for joinery shall be checked on site and due allowance made for clearance.

Amendments

No	Date	Details

Scale  
 1:1250  
 1:1000

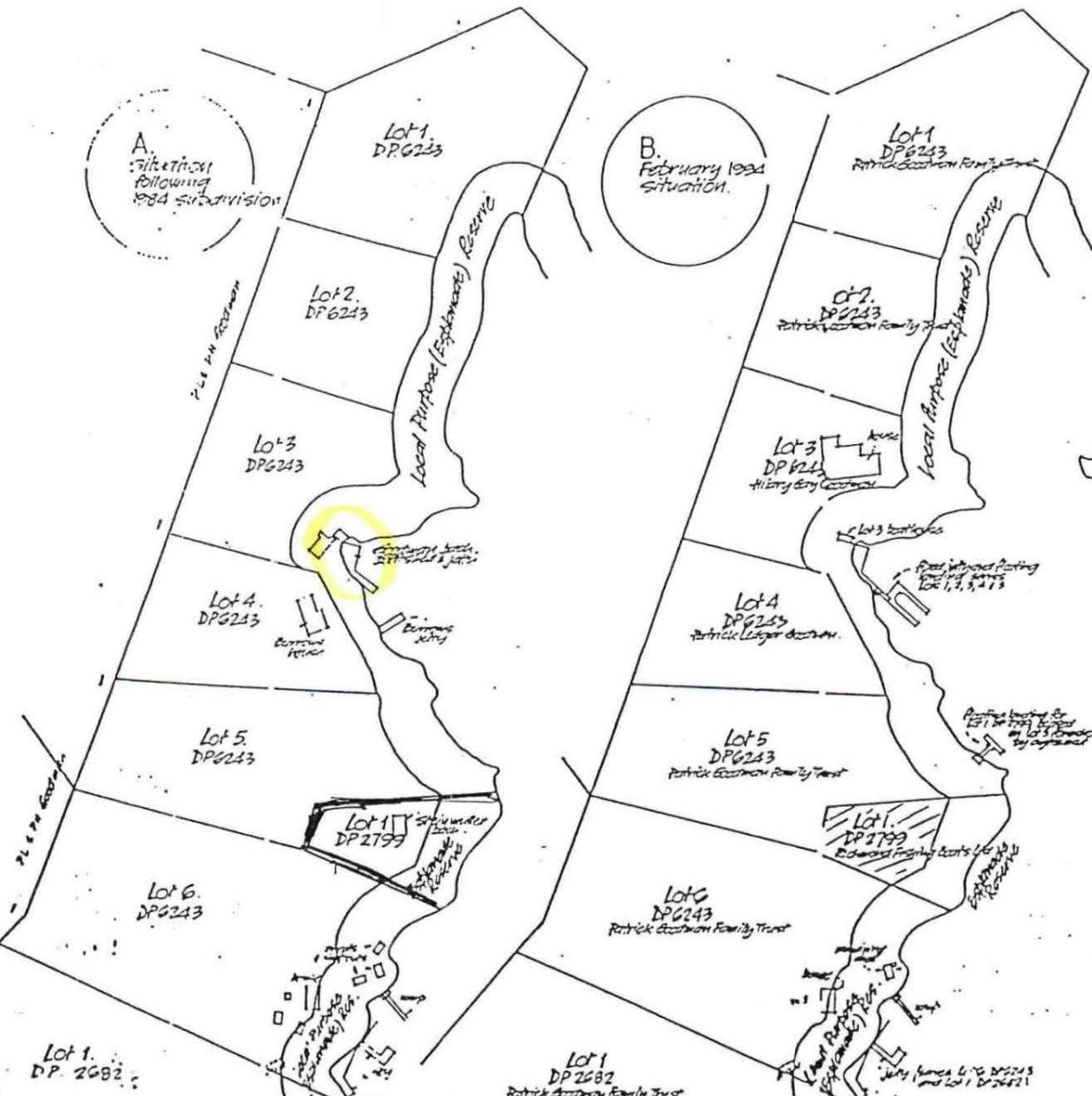
Associated Consultants

Design	
Drawn	
Checked	
Approved	
Date	February 1994

SHARPS & BUTLER  
 CIVIL ENGINEERS & ARCHITECTS  
 100 RIVER ROAD - WILSON, NSW

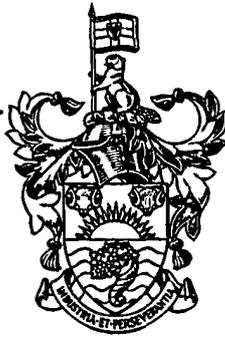
A. Site plan following 1984 subdivision

B. February 1994 situation



PROPERTY PLAN - WEST SIDE OF 'GOULD'S COVE'

RENOVATION OF F.O. S.M.P.'S STRUCTURES SERVING LOT A DP 2682, ORAHAU BAY, WILBOROUGH SOUNDS F.O.



File Ref: U990164

Ask For: Tracey Kendall

n 18 March 1999

Dear Sir/Madam

## Renewal of Foreshore Structure Licences

Further to our conversation on Thursday 4 March 1999, I have received your application to renew foreshore licence 2335 and expect to receive your application for licence 2307 within the next day or two. I will treat these as a single application to reduce the processing cost for you.

There is a requirement for a registered engineer's report to be included with all applications for renewal of foreshore licences except where the structure has been erected since 1 July 1992 and a building consent was obtained for the structure.

Your application has therefore been placed on hold until such time as we receive an engineer's report.

If you have any queries about this matter please do not hesitate to contact me.

Yours faithfully

TRACEY KENDALL  
RESOURCE PLANNER

\\N...O:\Reg\ResCon\RMOfficers\Coastal\TKeGoodman-le-Renewal of Foreshore Structure Licences.doc Saved 08/03/99 14:12

4 March 1999

FILE No.:	
OFFICER:	
DATE RECV'	- 4 MAR 1999
MARLBOROUGH DISTRICT COUNCIL	

Ms Tracey Kendall  
Resource Planner  
Marlborough District Council  
PO Box 443  
BLENHEIM

**APPLICATION TO RENEW FORESHORE LICENCE 2307**

I enclose herein the above application together with a site plan.

I await your response in due course.

Yours faithfully

25 February 1999

FILE No.
OFFICER:
DATE RECV'E - 1 MAR 1999
MARLBOROUGH DISTRICT COUNCIL

Ms Tracey Kendall  
Resource Planner  
Marlborough District Council  
PO Box 443  
BLLENHEIM

**APPLICATION TO RENEW FORESHORE LICENCE 2335**

Thank you for your letter of 3 February 1999.

I enclose the application herein together with a search of the title and a plan showing the location of the jetty and mooring pile. (Also enclosed is a copy of my letter of 28 Aug '97 to Linda Craighead asking her to transfer the licence to our Trust from RH Potton - your letter of 3 Feb is addressed to Mr Potton).

I look forward to hearing from you in respect of this application.

Yours sincerely



PS The Trust also seeks to renew foreshore licence 2307 for a jetty etc off Lot 3 (shown on the attached map. Would you please let me have another application form. Thank you. *done*



28 August 1997

Ms Linda Craighead  
Resource Planner Co-ordinator  
Marlborough District Council  
PO Box 443  
BLLENHEIM

Dear Linda

**RE: FORESHORE STRUCTURE 2335**

The property relating to the above structure and licence was purchased from R H Potton by the  Settlement of the transaction was completed on 1 February 1996.

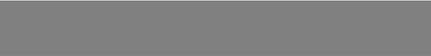
It seems that the licence should have been transferred at that time.

I have received copies of your letters of 10 July 1997 and 4 August 1997, addressed to Mr Potton, regarding expiry of the licence. We had decided on option 1 of your letter which is to wait until the resource management plan is made operative.

The letter of 4 August enclosed an application form to renew the licence. I understand that this is not required until we are further contacted by you but would be pleased to have your confirmation of that.

Thank you for your assistance.

Yours sincerely



25 June 2004

Christine Leslie  
Team Leader Regulatory Support  
Marlborough District Council  
PO Box 443  
BLENHEIM

RESOURCE CONSENT U020456: 18 JULY 2002

LIGHT VEHICLE TRACK AT ONAHAU BAY,  
QUEEN CHARLOTTE SOUND.

Christine

[REDACTED] has passed me your letter of 15 June 2004 and asked me to thank you for the timely reminder that the above resource consent is due to lapse.

Despite a firm intention to complete the track last summer, unfortunately the project ran into difficulties in mid 2003 which so far have not been resolved. Progress towards implementation was as follows:

2002

July : Engineering design finalised.  
: Working drawings completed.

August : Building consent applied for and obtained.

October : Quantity Surveyor's preliminary estimate of cost obtained.

2004

February : Further survey work undertaken for branch arm to track.  
: Amended working drawings produced for same.  
: Approvals for extension obtained  
: Contracts drawn up and quotation obtained from possible contractor.

March : Negotiations with latter over contract sum.

April : Negotiations unresolved and abandoned.

FILE No.:	
OFFICER:	
DATE REC'D	29 JUN 2004
MARLBOROUGH DISTRICT COUNCIL	

May : Extension to Building Consent applied for and obtained.

November : Extension to Building Consent applied for and obtained.

Throughout the above period work has progressed in clearing the route of the track of undergrowth and fallen debris. This has been done under the routine maintenance contract.

The breakdown in negotiations over a satisfactory contract sum in April last year, left the project in limbo. The potential contractor had allocated time to undertake the work last summer and so that he was not overly disadvantaged by losing the job, the [REDACTED] generously allocated alternative activity to his workforce - the complete repainting of the large dwelling that stands on the property. This was accomplished, more to the satisfaction of the contractor than his client, and the Trust is convinced they must look elsewhere for someone to construct the vehicle track.

With the construction industry currently in overstretch, this will not be easy. The Trust now has in mind next summer as a target to attack the work seriously. If you are prepared to extend the Resource Consent for at least one year, this will remove the hurdle of re-application from the picture.

In terms of time and complication, this is one project that would have benefited from the new five year life being allowed new Resource Consents.

A copy of this letter is being sent to the Department of Conservation (Picton Office), to keep them informed of the situation. I had intended to include Rangitane, Te Atiawa in the loop, as discussed with case officer Toby May, but on looking back on my files, I see they were not consulted on the project - merely named as a contact should work on the track uncover any material of historical, cultural or archaeological significance to Maori. Perhaps you will advise on this piece of resource management etiquette.

Regards

[REDACTED]

Brian Butler

Copy to: Robin Cox, Department of Conservation, Picton.

To: The Chief Executive  
Marlborough District Council  
Seymour Square  
P O Box 443  
BLenheim 7315



## APPLICATION FOR RESOURCE CONSENT

<input type="checkbox"/>						
--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	--------------------------

### APPLICANT:

[Redacted area]

### AGENT DETAILS: (All correspondence regarding this application will be sent to this address)

.....BRIAN BUTLER.....  
(Name) .....03 5450685.....  
.....Cable Bay Road, Nelson RD1.....  
(Address) .....(Fax).....  
.....03 5450625.....  
.....(E-mail address).....

### TYPE OF CONSENT(S): (Please tick one or more boxes as appropriate)

Land Use	Subdivision	Water Permit	Discharge Permit	Coastal Permit
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### DESCRIPTION: (Use and attach a separate sheet if necessary)

A description of the activity to which this application relates is:

.....Construction of a light vehicle track.....



FILE No.:	
OFFICER:	
DATE REC'D	13 MAY 2002
MARLBOROUGH DISTRICT COUNCIL	



**LOCATION:**

Site address or description (e.g. rural number, distance from any landmark etc) .....

..... Goulds Cove, Onahau Bay, Marlborough Sounds .....

Legal Description ..... Lots 3 - 5 & 7 DP6243 and Lot 1 DP2799 .....  
(from your rates invoice)

Property number ..... 114999 .....  
(from your rates invoice)

2992088  
5990574

Registered owner of any land to which the application relates to (if other than the applicant)

.....  
(Name)

.....  
(Address)

**ATTACH:**

- ◆ Site plan
- ◆ Assessment of Environmental Effects

**Terms and Conditions:**

1. This application is made under Section 88 of the Resource Management Act 1991
2. The applicant and the applicant's agent are liable for all fees and charges relating to this application. Payment is due within thirty (30) days of the issue date of the invoice. Council will charge interest on overdue invoices at 15% per annum from the date of issue to the date of payment. In the event of non-payment the applicant and/or the agent will be liable for all legal and other costs of recovery.
3. Where this application is completed and signed by an agent the invoice for the fees will be sent to the agent and all communication regarding the application will be with the agent.
4. Information supplied with the application is subject to release under the Local Government Official Information and Meetings Act.

I certify that the information provided is correct and I accept the above terms and conditions.

.....  
Signature(s)  Applicant / Agent (delete one)

..... 10 May 2002 .....  
Date

If you have any queries regarding completion of this form please contact us on phone (03) 578 5249 or fax (03) 578 6866.

 **BRIAN BUTLER**  
**BUILDING DRAWING & DESIGN**  
**CABLE BAY ROAD · NELSON RD1**  
Phone: 03 545 0685 Fax: 03 545 0625

10 May 2002

The Chief Executive  
Marlborough District Council  
Seymour Square  
PO Box 443  
BLenheim 7315

FILE No.:	
OFFICER:	
DATE RECV'D	13 MAY 2002
MARLBOROUGH DISTRICT COUNCIL	

ALLOCATED TO T.M.
PEER REVIEW J.K.

RESOURCE CONSENT APPLICATION: LAND USE  
PROPOSED LIGHT VEHICLE ACCESS TRACK OVER LOTS 3, 4 & 5  
DP 6243 AND SOUNDS FORESHORE RESERVE AT GOULDS COVE,  
ONAHAU BAY, MARLBOROUGH SOUNDS.

APPLICANTS: [REDACTED]

I enclose a Resource Consent Application for Land Use to cover a proposed light vehicle access track across land at Goulds Cove, Onahau Bay, Queen Charlotte Sound held by the [REDACTED] of Motueka.

From the attached drawings you will see that the track planned traverses the Sounds Foreshore Reserve to link an existing jetty with an established helicopter landing pad on Lot 1 DP 2799. It then crosses Lots 5, 4 & 3 DP 6243 to terminate at the existing house built on the latter allotment. All the properties involved are owned by the [REDACTED], except of course, the Sounds Foreshore Reserve, which is also known as Lot 7 DP6243. The Trust shares the title to Lot 3 DP6243 with [REDACTED]

The purpose of the projected track is to enhance and extend [REDACTED] enjoyment of their holiday home. The present access to the Lot 3 house from the jetty is via a fairly steep, zig zag, pedestrian pathway which arrives at the lowest of six floor levels. Negotiating this climb exercises even the young and sprightly. As time passes, the Goodmans find the ascent increasingly onerous. Quite apart from the transfer of persons from boat to house and vice versa, baggage, household supplies and maintenance materials all have to be hand carted up and down the inclines.

Subject to a Resource Consent being granted, the plan is to purchase a golf buggy or similar low speed vehicle to deal with the effort required in arriving and departing; a vehicle capable of carrying two persons and a modicum of luggage. This requires a track of approximately 2 metres clear width and of moderate gradients which will arrive at a mid-level deck attached to the house.

2

10 May 2002

The Chief Executive  
Marlborough District Council

FILE No.:	
OFFICER:	
DATE RECV'D	13 MAY 2002
MARLBOROUGH DISTRICT COUNCIL	

The route chosen follows contour lines as far as is possible and avoids the necessity of removing all but a small amount of mature vegetation. Because of the steepness of the land at certain points, and to bridge a natural dry bed water-course, sections of the track will be elevated on timber construction, thus minimising the extent of land disturbance. For most of its length, the track can be based on solid ground, with side cuts of only 500-900mm magnitude. Although the side cut excavation involved is modest per linear metre, the length of the track plus pole embedment excavations, aggregates land disturbance to a volume figure exceeding 20m<sup>3</sup>. All up, I estimate a total disturbance of circa 200m<sup>3</sup> is possible. The spoil from excavation will be fully utilised in consolidating the outer half of the track and easing gradients.

Another contravention of the Sounds Residential Zone Rules in the Proposed Marlborough Sounds Resource Management Plan is the lack of 8 metres separation from the Sounds Foreshore Reserve of the ramp structure necessary to gain access from the jetty esplanade to the higher plateau of the Reserve itself. This and the use of the Reserve for the initial stages of the track have been the subject of an application for approval to the Department of Conservation at Picton, under the Department's small scale impact ROLD Act procedures. Robin Cox has indicated verbally that the Department has no problem with what is proposed but formal approval is withheld until he and the Area Manager have viewed the Building Consent detailing.

Apart from these two aspects, I can see no difficulties in complying with other rules governing permitted activities in Sounds Residential Zone. Irrespective of those rules, [REDACTED] are insistent that the track shall impair their wooded environment as little as possible. Vegetation removal is to be minimised, excavation sensitively executed, timber work stained to blend with the bush and batters and side castings seeded or otherwise re-generated with native plant species. Water run-offs are to be controlled through water tables, culverts and ducting which will direct discharges to the sea via already well defined water courses. The attached Assessment of Environmental Effects covers further considerations in the RM Plan rules.

3

10 May 2002

The Chief Executive  
Marlborough District Council

FILE No.:	
OFFICER:	
DATE RECV'D	13 MAY 2002
MARLBOROUGH DISTRICT COUNCIL	

May I emphasise that although the land concerned is at present in Goodman ownership, several titles are involved and the present situation could change. The large floating landing and jetty development adjacent to Lot 3 DP6243 was authorised partly because five properties were given rights to its use. The track proposed will also serve Lots 4 & 5 DP 6243 and, if ever Lots 1 & 2 DP 6243 to the north of Lot 3 DP 6243 were sold, a branch track could be added to the system. (Lots 1 & 2 are otherwise very inaccessible, as the head of the cove has only very shallow waters.) The linkage between the jetty and helicopter landing pad is viewed as a valuable community asset in case of local emergencies.

Other than the application to DOC for approval, no other consultation has yet been undertaken. Under present and past ownership the area involved has been well traversed and modified. Nothing of archaeological significance has been discovered to date. However, you will no doubt require that the tanga whenua give assent to the proposal. Please indicate which iwi must be approached.

Attached to the application form are the following supporting documents:

- Location and Property Plan
- Site Plan
- Visual Impact Illustration
- Draft Constructional Scheme

Please contact the undersigned with any queries or requests for further information. Also, if an administration fee deposit is required.

  
Brian Butler

Copy to: 

Robin Cox: Department of Conservation, Picton

FILE No.:	
OFFICER:	
DATE REC'D	13 MAY 2002
MARLBOROUGH DIST. OF COUNCIL	

RESOURCE CONSENT APPLICATION: LAND USE  
PROPOSED VEHICLE ACCESS TRACK OVER LOTS 3, 4 & 5 DP6243  
AND SOUNDS FORESHORE RESERVE AT GOULDS COVE, ONAHAU BAY,  
MARLBOROUGH SOUNDS

APPLICANTS: [REDACTED]

---

ASSESSMENT OF EFFECTS ON THE ENVIRONMENT

---

In the terms of the Fourth Schedule of the Resource Management Act 1991, as amended by the Resource Management Amendment Act 1993, the following is an assessment of the effects on the environment should the subject of the above application be implemented.

- (a) The proposal is to construct a light vehicle track connecting an existing jetty and helicopter landing pad to the house standing on Lot 3 DP6243.
- (b) The activity involved does not cause any significant adverse effect on the environment. Nevertheless, alternative methods to achieve the desired outcome have been considered. Not only did they fail to meet criteria but also had a greater impact on the environment.
- (c) Revoked.
- (d) Once construction of the proposed track is completed, the effects on the environment of its presence and use, actual or potential, will be minimal.
  - i) No socio-economic or cultural effects, either in the immediate neighbourhood or wider community, will result from the activity. A choice of vehicle has yet to be made. The use of an electric motored cart would be inaudible to other residents in the cove and if a petrol driven conveyance is employed, separation distance would keep engine noise to an unremarkable level. The use of the vehicle will be very infrequent and of short duration.

A beneficial aspect of the proposed track for the neighbourhood is its linkage of the sea landing/jetty and the helicopter landing pad. In case of medical, accident or other emergency, this could have life saving significance.

- ii) The physical and visual effects on the local landscape can be assessed as nil. The land over which the track will pass is heavily wooded and care has been taken to plan a route that will involve a minimum of mature vegetation removal. Timber construction will be stained to blend with existing ground cover. Only close in to the jetty serving Lots 1 - 5 DP6243 will a new ramp structure become apparent.
  - iii) Effects on ecosystems (plants, animals, habitats) will only be transient - whilst construction is under way. The applicants are determined that once established, the track will merge with its general surroundings as much as possible. Battens and side castings will be seeded or planted with native species and the few trees to be felled replaced with saplings of their kind.
  - iv) The effects on natural and physical resources are tiny; aesthetically and scientifically, nil. Consultation will reveal if there are any historical, spiritual, cultural or special values affected, but this is doubted. The land concerned was the site of the original Gould house (later owned by Bob Burrows) and has been extensively trodden and modified. Only under [REDACTED] ownership has natural cover been encouraged to regenerate. Nothing of archaeological significance is known to have been discovered. Modifications to the Sounds Foreshore Reserve's recreational values are restricted to widening an existing pathway and easing its gradients. Access to the Reserve is generally improved.
  - v) Discharge of contaminants into the environment will be restricted to exhaust fumes, should a petrol driven vehicle be chosen. This and the associated engine noise are not unfamiliar to the cove. The owners of the point Section Lot 1 DP2682 operate an ATV on their access track.
  - vi) No risk to the neighbourhood or wider community is posed by the activity, either through natural hazards, hazardous substances or hazardous installations.
- (e) No hazardous substances and installations are involved in the proposal, making an assessment of risk to the environment unnecessary.
  - (f) Apart from the exhaust fumes referred to in (d) above, no discharge of contaminants into the environment requires assessment.

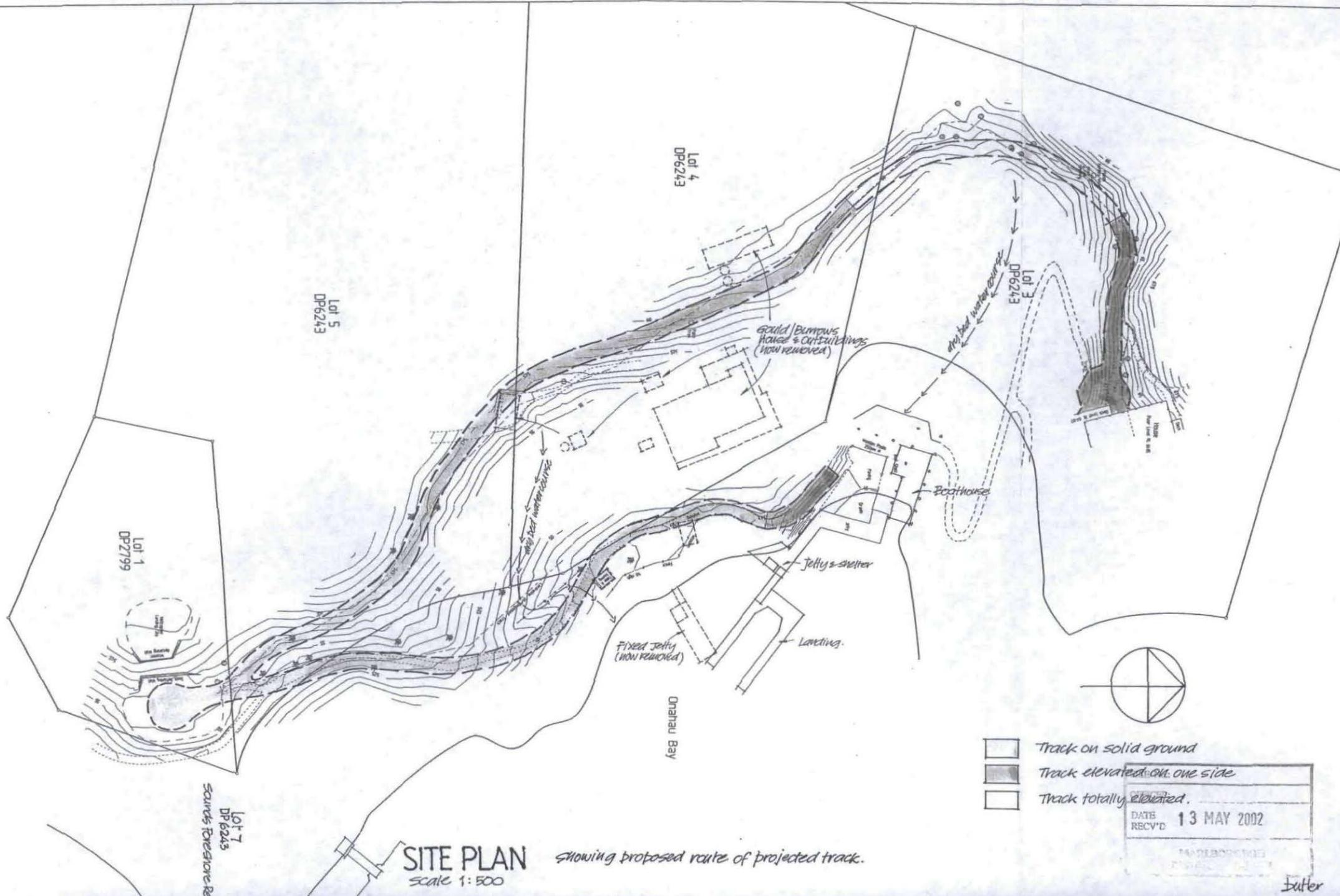
FILE No.:	
OFFICER:	
DATE RECV'D	13 MAY 2002
MARLBOROUGH DISTRICT COUNCIL	

- (g) Special measures to mitigate effects are not required. Elevated structures will be designed by a structural engineer and safety barriers in compliance with the New Zealand Building Code incorporated into the planning.
- (h) Those 'interested' in the proposal may be many. Those affected by the activity few. The Goodman Trust owns all the properties involved and two others north of the house. Because of the screening effect of heavy bush cover, the other two inhabitants of the western arm of the cove, the P McKee Family Trust and the CDH & HM Guild Family Trust, could be unaware of the changes their neighbour implements. Those across the water will occasionally pick up the sound of a petrol engine and, at night, see a few additional lights, but their general outlook will be unchanged. No consultation has yet been implemented. Notification of which iwi of the tanga whenua should be approached is awaited.
- (i) The scale and significance of the activity is such that no special monitoring procedures need to be implemented.

Brian Butler  
10 May 2002

FILE No.:	
OFFICER:	
DATE RECV'D	13 MAY 2002
MARLBOROUGH DISTRICT COUNCIL	

# PROPOSED LIGHT VEHICLE TRACK AT GOULDS COVE, ONAHAU BAY, MARLBOROUGH SOUNDS.



DATE RECV'D 13 MAY 2002

MARLBOROUGH COUNCIL

Butler

Notes

1. Verify all existing dimensions on site.
2. Figured dimensions shall be taken in preference to scale.
3. Unless otherwise stated, dimensions are for bare construction.
4. Before fabrication, all measurements for joinery shall be checked on site and due allowance made for clearance.

DATE RECEIVED	13 MAY 2002
OFFICER:	
MARLBOROUGH DISTRICT COUNCIL	

Amendments

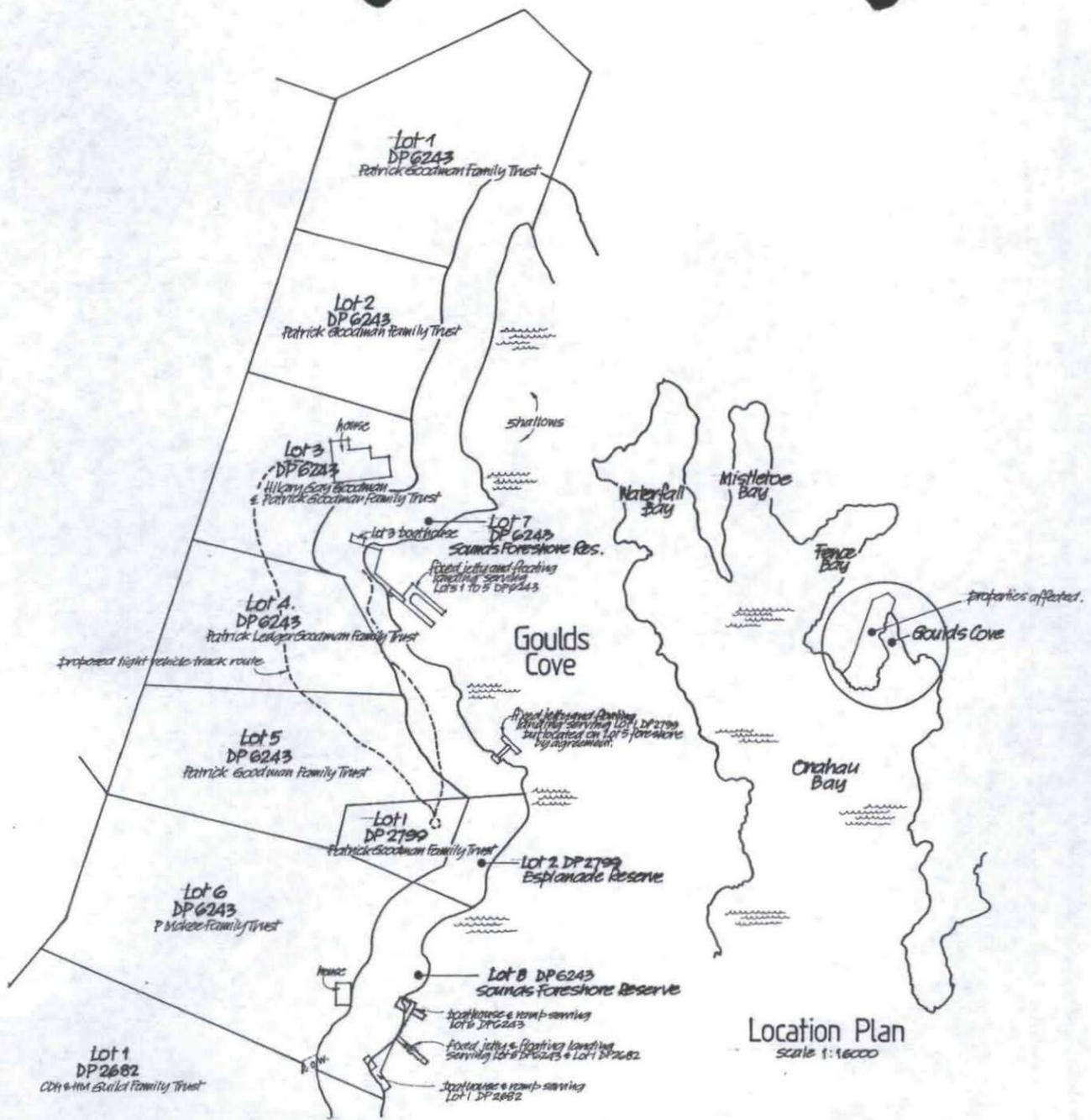
No.	Date	Details

Scale  
 1:1000  
*Butler*

Associated Consultants

Design	
Drawn	
Checked	
Approved	
Date	April 2002

**BRIAN BUTLER**  
 BUILDING DRAWING & DESIGN  
 CABLE BAY ROAD · NELSON 01



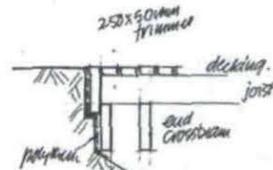
Property Plan  
 of West Side of  
 Goulds Cove  
 scale 1:1250

Location Plan  
 scale 1:10000

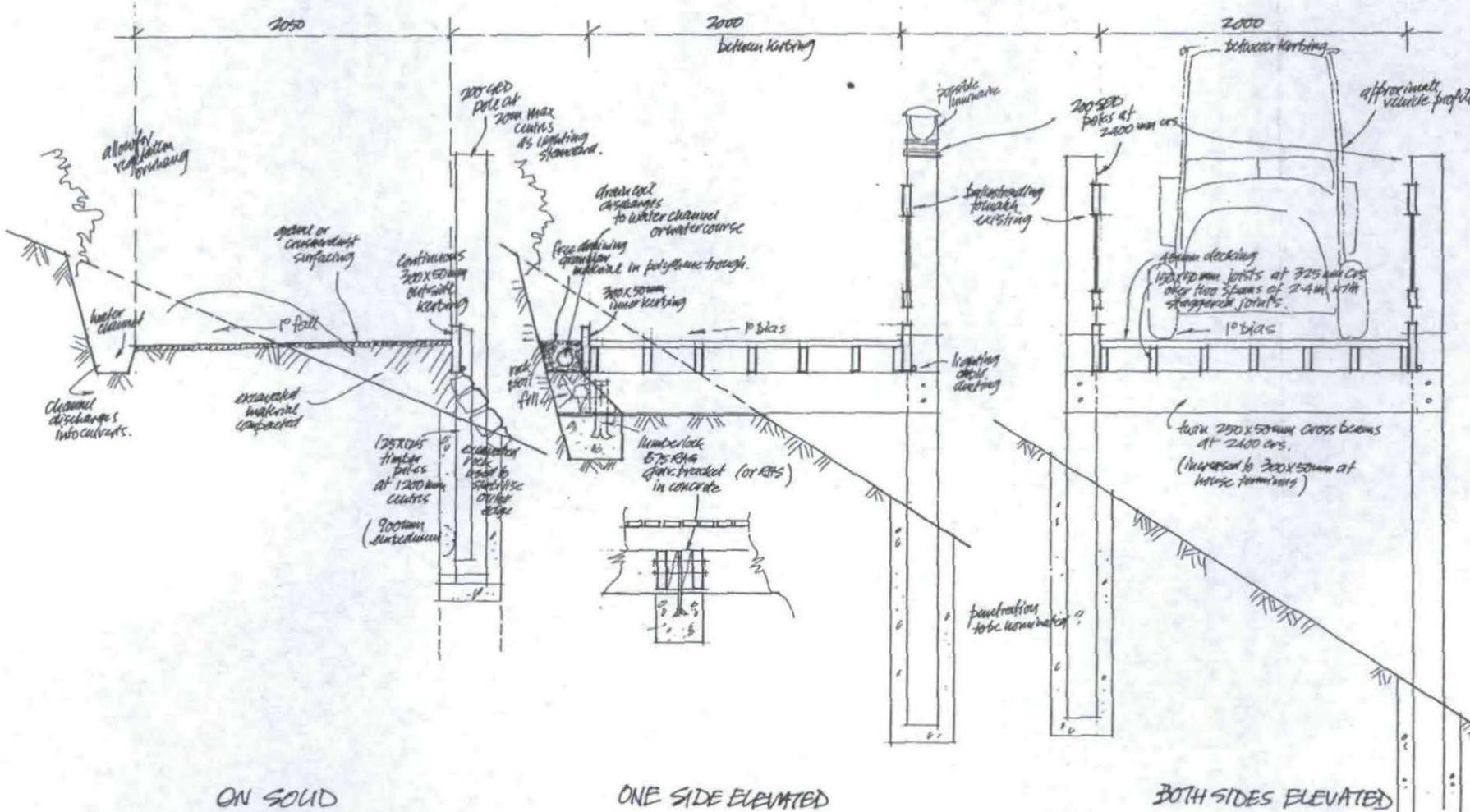
PROPOSED LIGHT VEHICLE TRACK AT GOULDS COVE, ONAHAU BAY, MARLBOROUGH SOUNDS.



Pole treatment #15  
 Piles #15  
 All other timber #14



JUNCTION BETWEEN SOLID & ELEVATED.



ON SOLID

ONE SIDE ELEVATED

BOTH SIDES ELEVATED

CONSTRUCTIONAL SCHEME (subject to engineering design.)

JOB NO. 1658  
 Sheet No.

- Notes
1. Verify all existing dimensions on site.
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FILE No.  
 OFFICER:  
 DATE REC'D 13 MAY 2002  
 MARLBOROUGH DISTRICT COUNCIL

Amendments

No.	Date	Details

Scale  
 1:20  
 Reduced

Associated Consultants

Design  
 Drawn  
 Checked  
 Approved  
 Date April 2002

LIGHT VEHICLE TRACK AT ONAHAU BAY : MARLBOROUGH SOUNDS

**'The Resource Management Act 1991**

Resource Consent

Application Number

**Marlborough District Council**

**Written Approval of Person(s) likely to be Adversely Affected**

**PART A - To be Completed by Applicant**

Applicants Name: [Redacted]

I have applied to the Marlborough District Council for a resource consent to: (Describe activity)

Construct track 2 to 2.4m across on grade of max 1:6. Construct boardwalk at start of Track

The property to which this application relates is; (street address; legal description; locality; place name etc.)

SFR lot 7 DP6243 fronting lots 3 4 5 DP6243.  
Goulds Cove Orahan Bay

**PART B - To Be Completed by Person or Organisation Giving Approval**

Name of person or organisation giving approval

(full name) Roy Grose

(position if applicable) Sounds Area Manager

(address) P box 161  
Picton (daytime telephone)

FILE No.:
OFFICER:
DATE REC'D: 16 JUL 2002
MARLBOROUGH DISTRICT COUNCIL

I am the  owner  occupier

Address (if different from above) SFR lot 7 fronting lots 3 4 5

Legal description DP 6243

- I hereby acknowledge:
1. I have been shown a copy of the above application, and assessment of effects on the environment, and;
  2. I have been shown and have signed a copy of the site plan, or other relevant plan or drawing, which is attached hereto, and;
  3. I do not oppose the proposed development and give my written approval in terms of the provisions of the Resource Management Act 1991, and;
  4. I authorise the applicant to give this written approval to the Marlborough District Council, and;
  5. I understand that in considering the application the Council will not take into account any actual or potential effect on my interests with respect to this proposal.

**IT IS NOT APPROPRIATE TO IMPOSE CONDITIONS ON THIS FORM.**

Please advise Council if you have concerns.

Signed: [Redacted] Date: 15/7/02 @P:\RMR\mas\AFFECTED.DOC adw

DEPARTMENT OF CONSERVATION  
P.O. BOX 161, PICTON



# PROPOSED LIGHT VEHICLE TRACK AT GOULDS COVE, ONAHAU BAY, MARLBOROUGH SOUNDS.

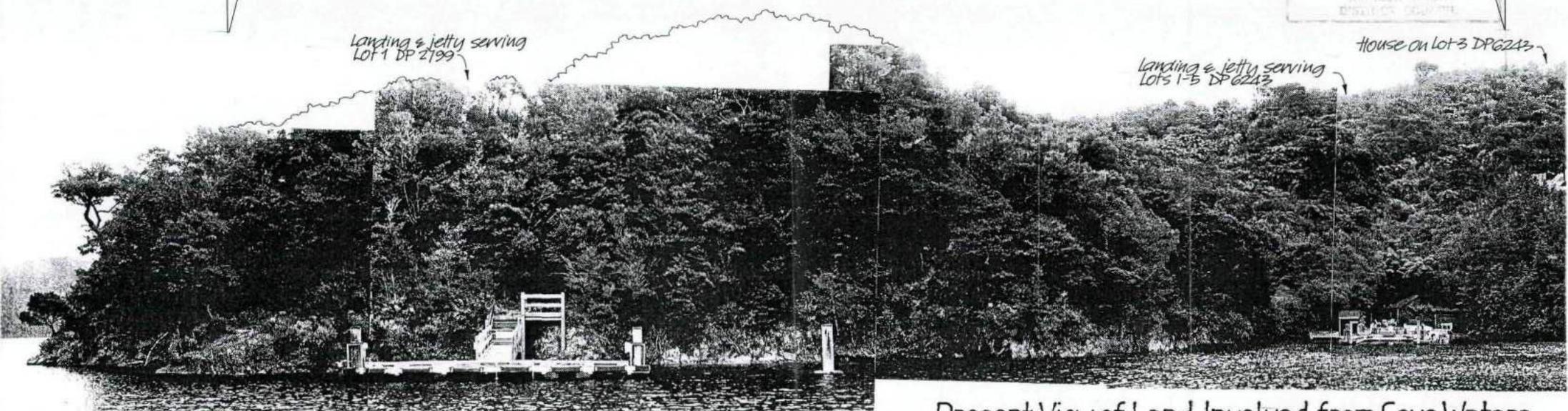
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OFFICER:	
DATE REC'D:	13 MAY 2002
BY: [Signature]	
[Signature]	

*Extent of Proposed Track System.*

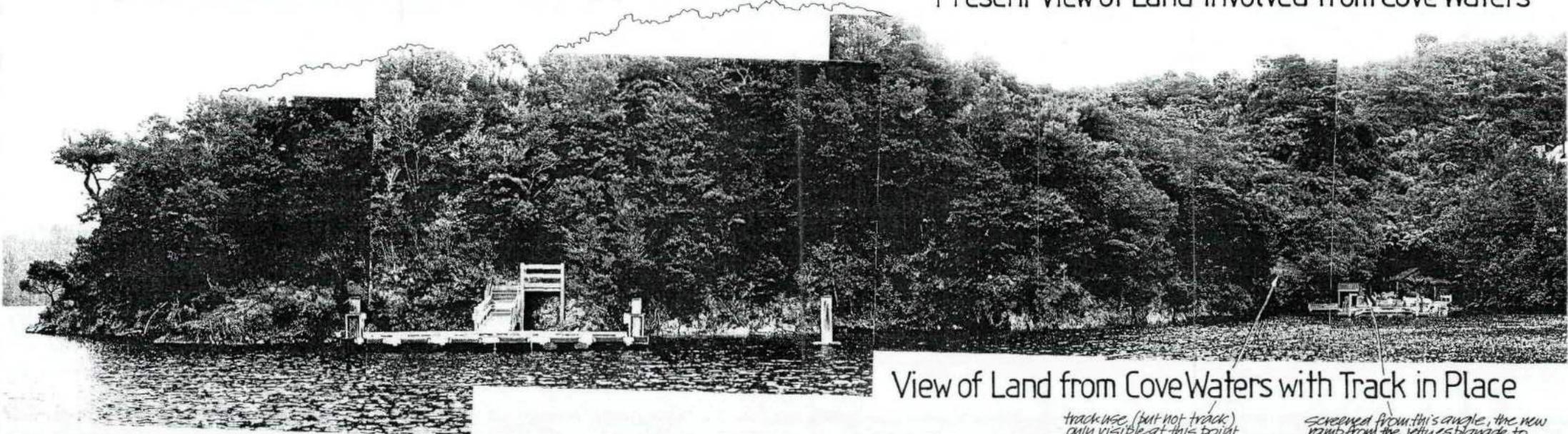
*Landing & jetty serving Lot 1 DP 2199*

*Landing & jetty serving Lots 1-5 DP 6243*

*House on Lot 3 DP 6243*



Present View of Land Involved from Cove Waters



View of Land from Cove Waters with Track in Place

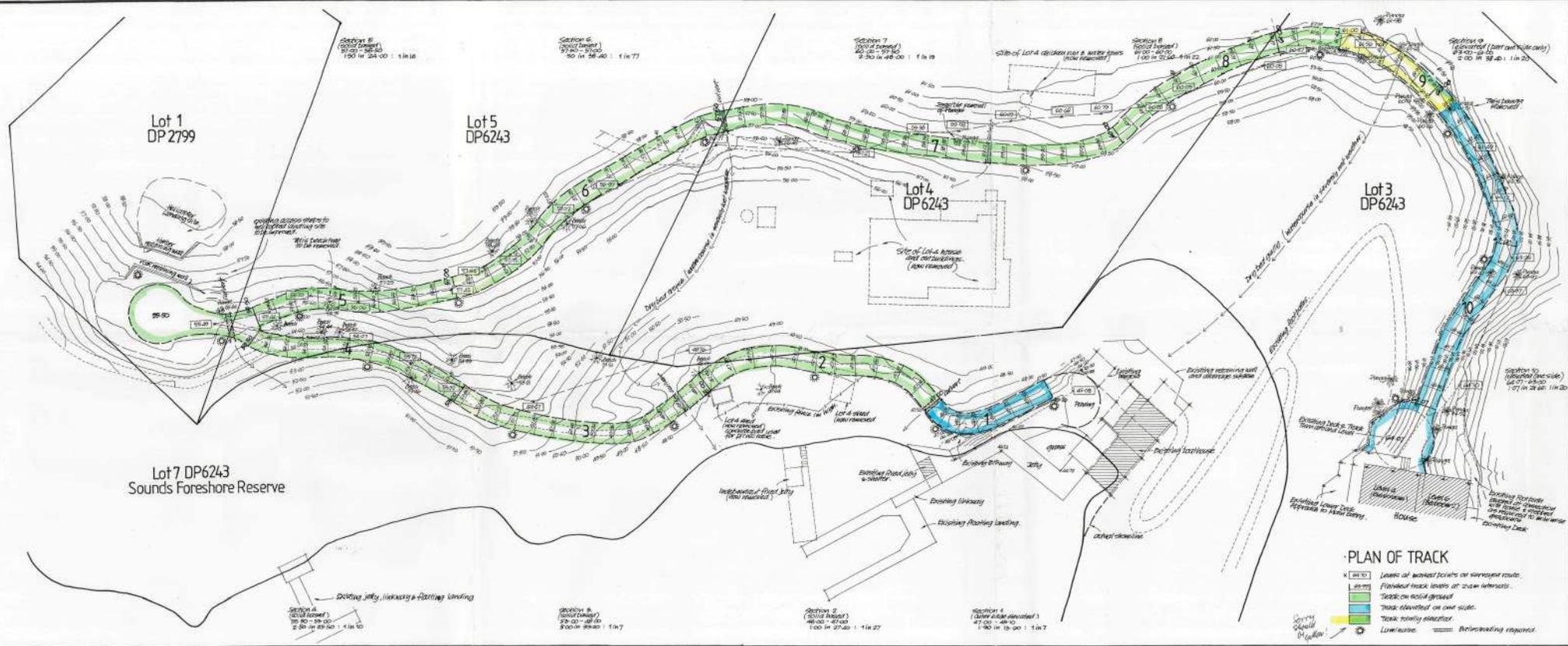
*track use (but not track) only visible at this point*

*Screened from this angle, the new ramp from the jetty esplanade to the top of the foreshore may be visible from the cove head waters. land is nil.*

## VISUAL IMPACT

*As can be seen, due to the heavy cover of bush, the visual impact of the track on the Sounds Foreshore Reserve and [redacted] land is nil.*





JOB NO. 1658

Sheet No 2

- Notes**
1. Verify all existing dimensions on site.
  2. Figured dimensions shall be taken in preference to scale.
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  4. Before fabrication, all measurements for joinery shall be checked on site and due allowance made for clearance.

**Amendments**

No.	Date	Details

**Scale**  
1:200

**Associated Consultants**  
 CONSULTANT: GUY & WATSON  
 CONSULTANT: STANLEY & SUTHERLAND  
 CONSULTANT: WILSON & PARTNERS  
 CONSULTANT: JOHN & SUTHERLAND  
 CONSULTANT: JOHN & SUTHERLAND  
 CONSULTANT: JOHN & SUTHERLAND

**Design**  
**Drawn**  
**Checked**  
**Approved**  
**Date** May 2022

**BRIAN BUTLER**  
 BUILDING DRAWING & DESIGN  
 88 GABLE BAY ROAD - NELSON BOT

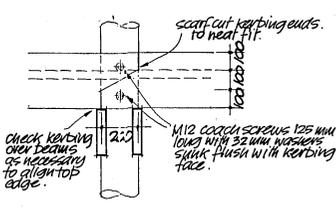
PROPOSED LIGHT VEHICLE TRACK AT GOULDS COVE, ONAHAU BAY, MARLBOROUGH SOUNDS.

**RECEIVED**  
**18 JUN 2002**  
 DISTRICT COUNCIL

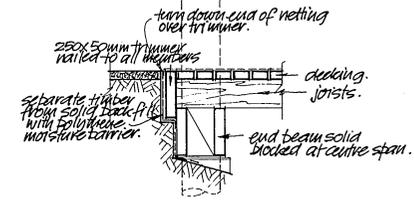
**JOB NO. 1658**  
**Sheet No. 3**

**Specification**

The ultimate bearing capacity of ground supporting pole, pile & bracket footings shall be not less than 300kPa.  
 Excavations for bracket footings and holes for poles & piles shall be neatly executed, true to vertical and of adequate dimension to achieve good bearing and provide the concrete cover indicated.  
 Concrete for footings & embedments shall be ordinary grade with a compressive strength at 28 days of 20 MPa. Concrete and its placement shall comply with the requirements of NZS 3124.  
 Timber poles & piles shall comply with the requirements of NZS 3605. Timber for poles and piles shall be Radiata Pine treated to TPA specification H5. All other timber shall be Radiata Pine #4 treated, except that balustrade railings may be #3 treated.  
 All fixings (brackets, nuts & bolts, coach screws, nails etc) shall be hot dip galvanized, after manufacture, in accordance with NZS 1115:AS 4000



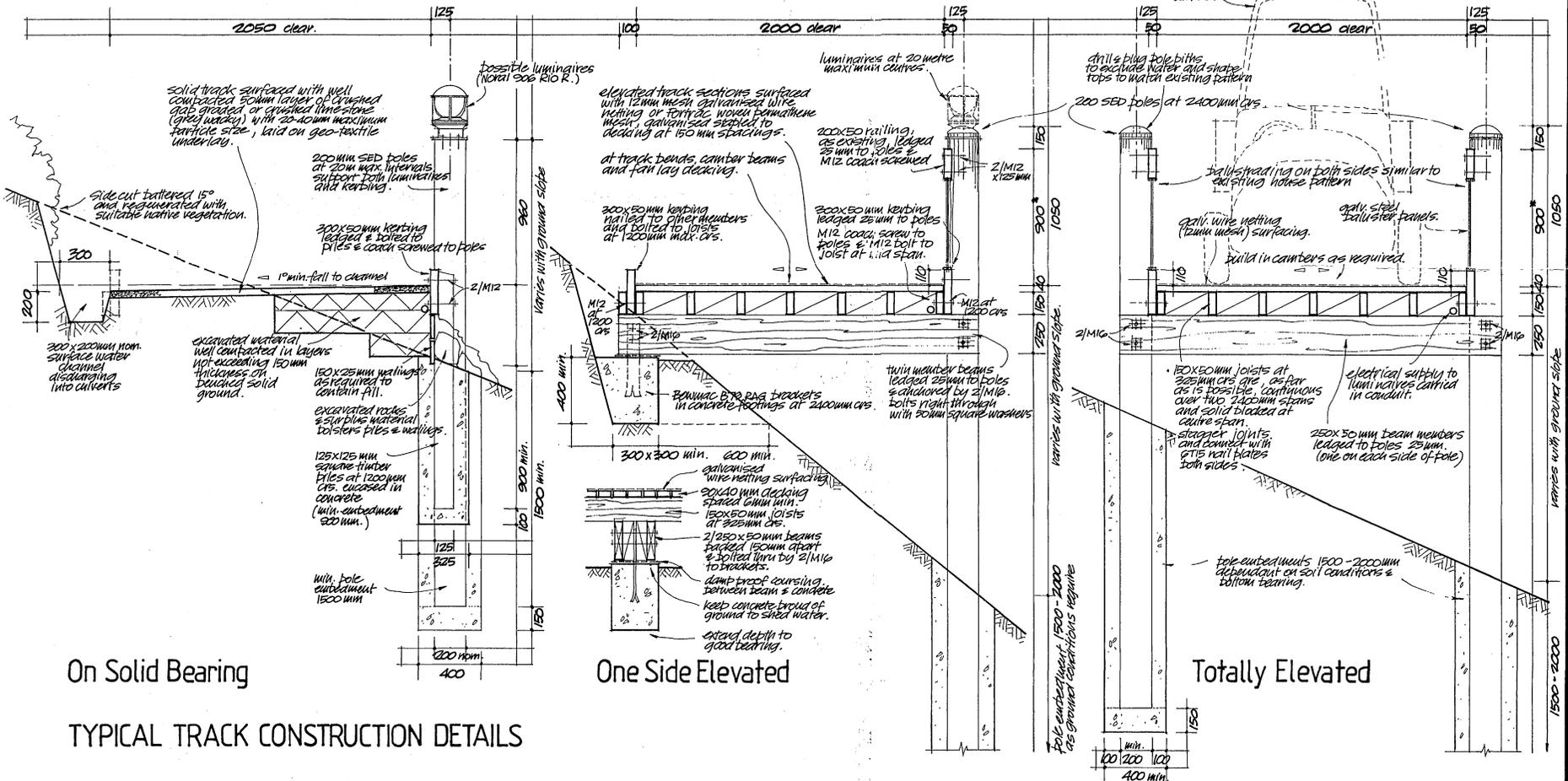
**Detail of scarf joints for continuous kerbing.**  
 (Treat balustrade railing similarly)



**Detail of Junction between solid & Elevated Track sections.**

\* 500mm high balustrading to match existing by waiver of post foot requirement by clause F4 of NZ Building Code

- Notes**
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**On Solid Bearing**  
**TYPICAL TRACK CONSTRUCTION DETAILS**

**One Side Elevated**

**Totally Elevated**

Amendments	
No.	Date

Scale	
1:20	

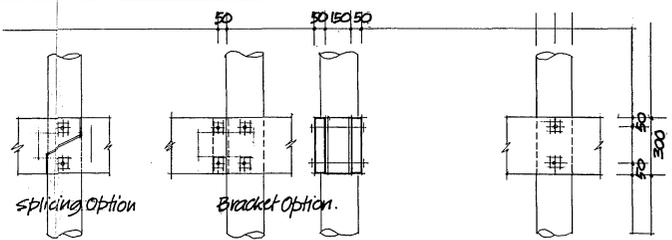
Associated Consultants	
Cameron Gibson & Wells Ltd. Consulting Engineers 41-43 Max Street Nelson Ph: 548 8259	
Sting & Smith Ltd. Surveyors 10 Beth Park Road Nelson Ph: 548 4422	

Design	
Drawn	
Checked	
Approved	
Date	May 2002

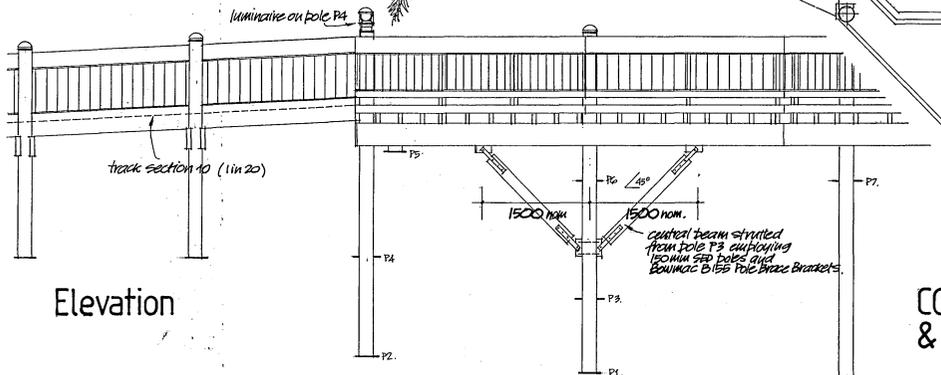
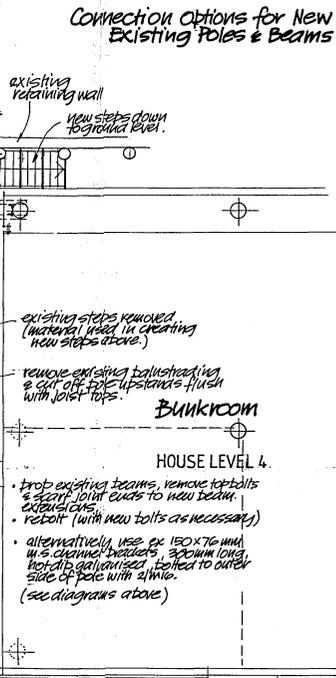
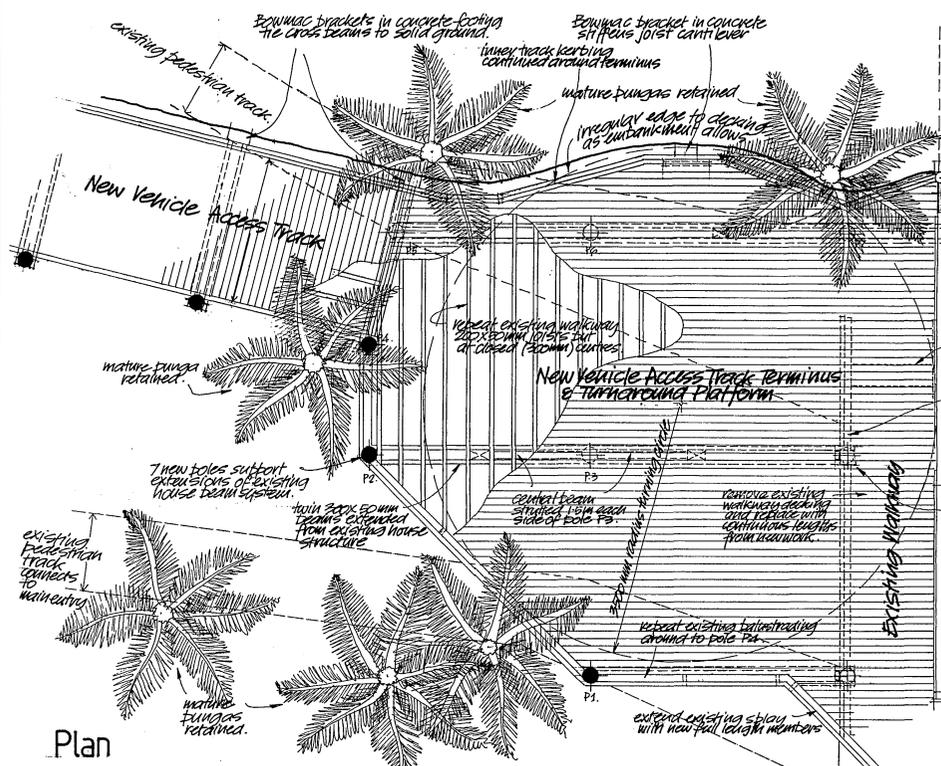
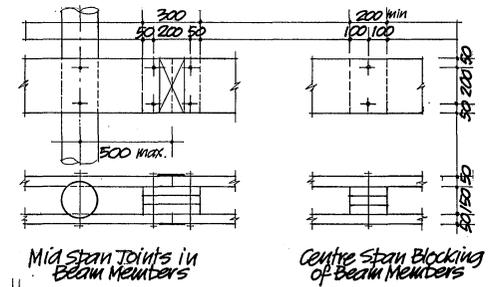
RECEIVED  
 18 JUN 2002  
 MARLBOROUGH DISTRICT COUNCIL

- Notes**
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Connection Options for New Beams to Existing Poles & Beams

Connection of New Beams to New Poles.



CONSTRUCTION DETAILS OF TRACK TERMINUS & VEHICLE TURNAROUND AT HOUSE

**Amendments**

No.	Date	Details

**Scale**

1:50
------

**Associated Consultants**

Cameron Wilson & Wells Ltd  
 Consulting Engineers  
 44, High Park Street  
 NELSON Ph. 548 8253

Strong & Smith Ltd.  
 15, Belmont Road,  
 NELSON Ph. 548 4422

**Design**

**Drawn**

**Checked**

**Approved**

**Date** May 2002.

Notes

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Amendments

No.	Date	Details

Scale

1:20

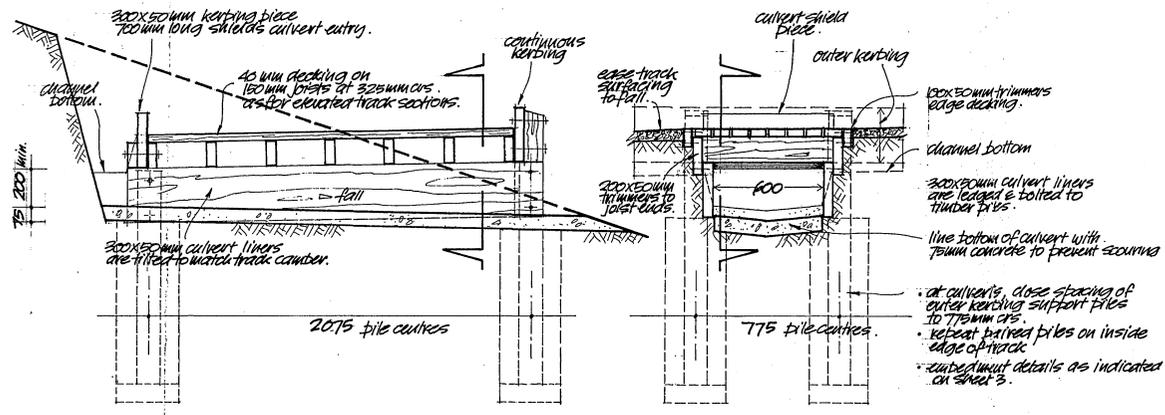
Associated Consultants

COMMON, GIBSON & WELLS LTD  
CONSULTING ENGINEERS  
AND ARCHITECTS  
NELSON PH 548 8259

STING & SMITH LTD  
ENGINEERS  
16, PINE HAVEN ROAD  
NELSON PH 548 4422.

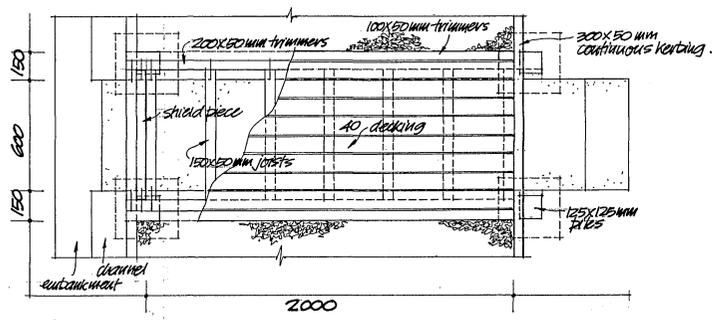
Design	
Drawn	
Checked	
Approved	
Date	May 2002.

RECEIVED  
18 JUN 2002  
MARLBOROUGH DISTRICT COUNCIL



Section Across Track

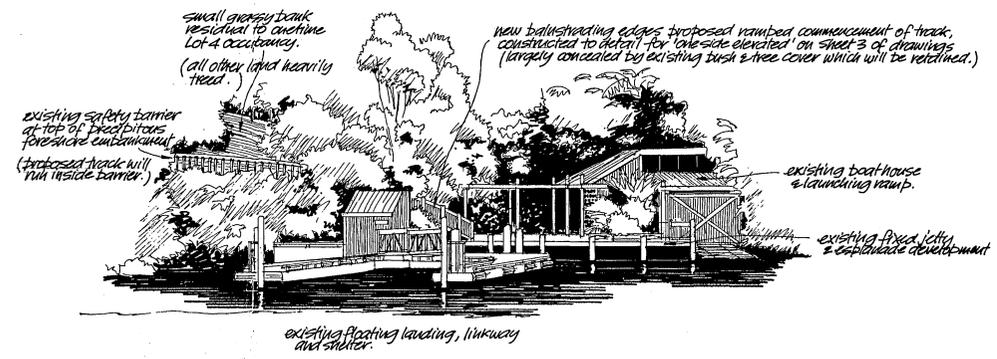
Cross Section



Plan

TYPICAL TIMBER CULVERT DETAILS

Culverts have a minimum cross sectional area of 120000 mm<sup>2</sup> increasing to 180000 mm<sup>2</sup> at exit.



IMPRESSION OF TRACK COMMENCEMENT ON FORESHORE ESPLANADE



**Section 125 of the  
Resource Management Act 1991**

**Decision on  
Application to Extend Resource Consent Lapse Date**

Pursuant to Section 125 of the Resource Management Act 1991 the Marlborough District Council has granted consent to change the date on which the resource consent detailed below lapses.

File Reference: U020456  
Consent Holder: [REDACTED]  
Consented Activity: Construction of a light vehicle track over Lots 3 - 5 DP 6243 and Lot 1 DP 2799.  
Location: Goulds Cove, Onahau Bay, Grove Arm

- Resource Consent U020456 now lapses on the 18<sup>th</sup> day of August 2007

**Grounds**

The grounds for approving the change are that the requirements as set out in Section 125 of the Resource Management Act 1991 have been satisfied in that substantial and on-going progress has and is being made. Furthermore, the extension of 3 years will not have an adverse effect on the policies and objectives of the statutory plans.

**Other Matters**

This decision is to be read in conjunction with the original decision dated 18 July 2002 and attached.

**Authorised under the Marlborough District Council's Instrument of Delegation by:**

[REDACTED] .....  
**Resource Management Officer**

[REDACTED] .....  
**Group Leader Resource Consents**

Dated this 3rd day of February ..... 2005

**MARLBOROUGH**

Resource Management Act

**DISTRICT COUNCIL****Resource Consent  
No: U 020456****Applicant****Proposal:**

Construction of a light vehicle track over Lots 3 - 5 DP 6243 and Lot 1 DP 2799.

**Date of Site Visit**

RC No:U 020456

**DECISION**

Pursuant to the Resource Management Act 1991 consent is hereby granted to the application for a resource consent.

**Land Use - Land Disturbance****Location:** Goulds Cove, Onahau Bay, Grove Arm.**Grid Reference** E 2592088 N 5996574**Subject to the following condition(s)**

- 01 That the proposal to construct a track shall be undertaken in general accordance with resource consent application U020456 received by Marlborough District Council on 13 May 2002.
- 02 That when weather or soil conditions are such that sediment is generated during operations and is able to move into waterways, the operation must stop until the risk of sediment moving into waterways has dissipated.
- 03 That the consent holder shall ensure that a copy of this consent shall be kept on site at all times, and is readily available to the site supervisor. It is important that all workers and contractors on the site are to be made familiar with the conditions of this consent as it affects their particular area of operation.
- 04 That prior to exercising this consent the consent holder shall give two days notice in writing to Marlborough District Council.
- 05 That in accordance with Section 36 of the Resource Management Act 1991, the consent holder will be responsible for all actual and reasonable costs associated with the monitoring of this resource consent. The consent holder is advised that this may include costs associated with site visits, assessment of results and reports, administration and if complaints bring to Council's attention non-compliance with resource consent conditions.
- 06 That if any historical, cultural or archeological material (including any artefact) of Maori origin or likely to have significance to Maori, is found or uncovered during the performance of work authorised by this consent, the following will be complied with;
  - (a) Work shall cease immediately.
  - (b) Advice of the discovery shall be given, as soon as possible to the Resource Management Officers of Rangitane, Te Atiawa, Marlborough District Council and the Historic Places Trust.
  - (c) No work shall recommence within 50 meter radius of the discovery until 72 hours after advice has been given to the above parties or agreement is reached between the parties regarding appropriate protection measures, whichever is sooner.

T.D.M.

**Land Use - Building**

**Location:** Goulds Cove, Onahau Bay, Grove Arm.

**Grid Reference** E 2592088 N 5996574

**Subject to the following condition(s)**

- 01 That the proposed structure shall be in general accordance with the Drawings received by Marlborough District Council on 18 July 2002 as additional information to resource consent application U020456.

**Land Use - River Surface or Bed Activity**

**Location:** Goulds Cove, Onahau Bay, Grove Arm.

**Grid Reference** E 2592088 N 5996574

**Subject to the following condition(s)**

- 01 That the installation of culverts shall be undertaken in general accordance with resource consent application U020456 received on 13 May 2002 and additional information received on the 18 June 2002.
- 02 That this consent shall expire on 18 July 2037.

**Reasons**

- 1 The proposed track will be 2 metres wide, the amount of excavated material per lineal metre will therefore be relatively small. The narrow track will largely be obscured by the existing vegetation. Upon completion of the track the exposed earth will be sown down with grass seed and water controls will be installed on the track. Given the above, the effects of the track on the environment are considered to be no more than minor.
- 2 The lift structure to be constructed above the jetty has been architectually designed and will blend in with the surrounding environment.
- 3 The two culverts proposed will convey water during rain events and the significance of these catchments is minor and likewise any effect on the environment will be no more than minor.
- 4 The application is consistent with the relevant objectives and policies contained within Section 3 – Fresh Water, Section 4 – Indigenous Flora and Fauna and Their Habitats and Section 11 – Rural Environments in the Proposed Marlborough Sounds Resource Management Plan.

DELEGATION SCHEDULE ITEM NUMBER: 21(3)

**DELEGATED COUNCIL COMMISSIONER/OFFICER(S)**

APPROVED  DEFERRED FOR COMMITTEE DECISION

Date: 18-7-02

**Important Note**

**01** That a building consent will be required for the construction of the structures.

Toby May

Resource Management Officer

Wednesday, 17 July 2002

**RESOURCE MANAGEMENT ACT 1991****Decision of Marlborough District Council****RESOURCE CONSENT:** U130793**APPLICANT:****LOCATION:** Onahau Bay, Queen Charlotte Sound**THIS IS THE DECISION ON THE APPLICATION FOR RESOURCE CONSENT:**

New coastal permits (replacing U990164) for two existing floating jetties and associated linkspans, a slipway, shelter, platform and berthing pole fronting Lot 7 DP 6243 in Onahau Bay.

**DECISION:** **Granted****RESOURCE CONSENT ISSUED:**

Type of Consent	Number	Activity	Page
Coastal Permit	U130793.1	New coastal permit (replacing U990164) for an existing floating jetty and associated linkspan, a slipway, shelter and platform fronting Lot 7 DP 6243 in Onahau Bay.	1
Coastal Permit	U130793.2	New coastal permit (replacing U990164) for an existing floating jetty and associated linkspan and berthing pole fronting Lot 7 DP 6243 in Onahau Bay.	3

## Certificate of Resource Consent

Consent Holder:

Consent Type: Coastal Permit

Consent Number: U130793.1

Pursuant to sections 34A(1) and 104B and after having regard to Part 2 matters and section 104 of the Resource Management Act 1991, the Marlborough District Council **grants** a new coastal permit (replacing U990164) for an existing floating jetty and associated linkspan, a slipway, shelter and platform fronting Lot 7 DP 6243 in Onahau Bay, subject to the following conditions imposed under section 108 of the Resource Management Act 1991.

### Conditions

1. Unless given effect to prior, this resource consent shall lapse on 30 May 2014.
2. This resource consent shall expire on 10 February 2029.
3. Upon the commencement of this resource consent, existing consent U990164 as far as it relates to foreshore structure number 5168 shall be deemed to be surrendered and replaced by this consent U130793.1 and all of the conditions herein.
4. Except insofar as required to comply with other conditions of this consent, the activity shall be undertaken and remain in accordance with the Application for Resource Consent U130793 received by Council on 20 December 2013.
5. The consent holder shall ensure that the structures are maintained in a safe, secure and tidy condition at all times.
6. All parts of the structures shall be coloured or finished in such a manner so as to minimise, to the extent practicable, their contrast with the surrounding environment.
7. The consent holder shall allow any person to pass across or lawfully use the jetty without charge.
8. The jetty authorised by this resource consent shall not be used at any time by any person (including the consent holder) in a manner which prevents or unduly hinders any other person from passing across the jetty or accessing the jetty with a vessel for the loading/unloading of goods and people.
9. In accordance with section 128 of the Resource Management Act 1991, the Marlborough District Council may review the conditions of this consent for the purpose of ensuring that adverse effects on maritime safety, public access, recreational and amenity values are avoided, remedied or mitigated. This review may be conducted at any time of year for the duration of the consent.

10. Unless a replacement resource consent is applied for and granted, the consent holder, at the consent holder's expense, shall remove the structures and all associated materials from the coastal marine area and provide written confirmation of this to the Compliance Manager, Marlborough District Council, within three months of any of the following events occurring:
  - a) The expiry of the resource consent; or
  - b) The consent being surrendered or cancelled; or
  - c) The structures becoming derelict or abandoned.
11. The consent holder shall be required to pay the administrative charge or charges incurred in respect to inspections and monitoring of the structures and compliance with the conditions of consent.

### **Advice Notes**

1. The consent holder may in the future be required to pay coastal occupation charges if they are imposed as a result of the current review of Council's resource management plans.
2. This resource consent does not constitute a building consent nor does it imply that the subject structures comply with past or present building codes.
3. Pursuant to section 36 of the Resource Management Act 1991 and the Marlborough District Council's schedule of fees, the consent holder will be responsible for all actual and reasonable costs associated with the administration and monitoring of this resource consent.

## Certificate of Resource Consent

Consent Holder:

Consent Type: Coastal Permit

Consent Number: U130793.2

Pursuant to sections 34A(1) and 104B and after having regard to Part 2 matters and section 104 of the Resource Management Act 1991, the Marlborough District Council **grants** a new coastal permit (replacing U990164) for an existing floating jetty and associated linkspan and berthing pole fronting Lot 7 DP 6243 in Onahau Bay, subject to the following conditions imposed under section 108 of the Resource Management Act 1991.

### Conditions

1. Unless given effect to prior, this resource consent shall lapse on 30 May 2014.
2. This resource consent shall expire on 10 February 2029.
3. Upon the commencement of this resource consent, existing consent U990164 as far as it relates to foreshore structure number 5167 shall be deemed to be surrendered and replaced by this consent U130793.2 and all of the conditions herein.
4. Except insofar as required to comply with other conditions of this consent, the activity shall be undertaken and remain in accordance with the Application for Resource Consent U130793 received by Council on 20 December 2013 and further information received 6 March 2014.
5. The consent holder shall ensure that the structures are maintained in a safe, secure and tidy condition at all times.
6. All parts of the structures shall be coloured or finished in such a manner so as to minimise, to the extent practicable, their contrast with the surrounding environment.
7. The consent holder shall allow any person to pass across or lawfully use the jetty without charge.
8. The jetty authorised by this resource consent shall not be used at any time by any person (including the consent holder) in a manner which prevents or unduly hinders any other person from passing across the jetty or accessing the jetty with a vessel for the loading/unloading of goods and people.
9. In accordance with section 128 of the Resource Management Act 1991, the Marlborough District Council may review the conditions of this consent for the purpose of ensuring that adverse effects on maritime safety, public access, recreational and amenity values are avoided, remedied or mitigated. This review may be conducted at any time of year for the duration of the consent.

10. Unless a replacement resource consent is applied for and granted, the consent holder, at the consent holder's expense, shall remove the structures and all associated materials from the coastal marine area and provide written confirmation of this to the Compliance Manager, Marlborough District Council, within three months of any of the following events occurring:
  - a) The expiry of the resource consent; or
  - b) The consent being surrendered or cancelled; or
  - c) The structures becoming derelict or abandoned.
11. The consent holder shall be required to pay the administrative charge or charges incurred in respect to inspections and monitoring of the structures and compliance with the conditions of consent.

### **Advice Notes**

1. The consent holder may in the future be required to pay coastal occupation charges if they are imposed as a result of the current review of Council's resource management plans.
2. This resource consent does not constitute a building consent nor does it imply that the subject jetty complies with past or present building codes.
3. Pursuant to section 36 of the Resource Management Act 1991 and the Marlborough District Council's schedule of fees, the consent holder will be responsible for all actual and reasonable costs associated with the administration and monitoring of this resource consent.

## Reasons

### Proposal

1. The applicants seek resource consent for the continued occupation of the coastal marine area by two existing jetties fronting their properties in Onahau Bay, Queen Charlotte Sound. The northernmost jetty comprises a U-shaped floating pontoon with a ramp leading to a fixed jetty, shoreline platform and shelter. At the northern end of the platform is a boatshed (above mean high water springs) which is fronted by a slipway.
2. Along the coastline 50 metres to the south is the second jetty, which comprises a floating pontoon fixed with concrete piles, connected to land with a hinged timber and steel ramp. A berthing pole is located 7 metres to the north of the pontoon.

### Description of Receiving Environment

3. Onahau Bay is located five kilometres to the northwest of Picton, on the northern shoreline of Queen Charlotte Sound. The application site is located within a small cove on the eastern coastline of Onahau Bay. The cove opens to the south and contains four boatsheds, four jetties and two moorings, serving the ten privately-owned properties backing the cove.

### Activity Status

4. The application site is zoned 'Coastal Marine 1' within the Marlborough Sounds Resource Management Plan. The continued occupation of the coastal marine area with the structures are discretionary activities which require resource consent under Rule 35.4 of the Marlborough Sounds Resource Management Plan.

### Notification and Affected Parties

5. Within the above described receiving environment it was determined that public notification of the application was unnecessary. Limited notification was also concluded to be unnecessary because the jetties are well-distanced from other established activities in the area.

### Assessment of Effects

6. In terms of the considerations required by section 104(1)(a) of the Resource Management Act 1991, the continued existence of the structures is concluded likely to have acceptable adverse effects on the marine ecology, landscape character, amenity and recreational values and maritime safety of the locality. In reaching this conclusion it is assessed that the structures are visually and functionally well-related to the applicants' landholdings and residential occupation thereof. It is also acknowledged that the submitted engineering report has identified that the structures are in good condition with no remedial works required.

### Relevant Statutory and Plan Provisions

7. In terms of the considerations required by section 104(1)(b) of the Resource Management Act 1991, Policies 6, 13, 15, 18 and 19 of the New Zealand Coastal Policy Statement 2010, and Objectives 7.1.2, 7.1.9, 7.2.7 and 8.1.2, and Policies 7.1.7, 7.2.8, 7.2.10 and 8.1.6 of the Marlborough Regional Policy Statement are of relevance to an evaluation of the proposal. In very broad terms those provisions seek to enable people and communities to sustainably use the resources of the Marlborough district while avoiding, remedying or mitigating adverse effects. Within the context of the site it is concluded that the continued existence of the structures, subject to conditions, would not be inconsistent with the identified provisions.

8. Chapters 2, 8, 9 and 19 of the Marlborough Sounds Resource Management Plan contain objectives and policies of relevance to an evaluation of the proposal. Most notable of those are Policies 2.2.1.2, 8.3.1.2, 9.2.1.1.1, 9.2.1.1.3, 19.3.1.1 and 19.3.1.7, which in broad terms seek to manage the effects of coastal development on natural character, public access, the coastal marine area and water transport. It is concluded that the continued existence of the structures, subject to conditions, would not be inconsistent with the relevant Plan provisions.

**Part 2 Resource Management Act 1991**

9. Having considered the matters of national importance, other matters and principles of the Treaty of Waitangi as required by Part 2 of the Resource Management Act 1991, it is concluded that the sole purpose of the Act would be better achieved through a grant of resource consent.

**Consent Duration and Lapse Date**

10. A fifteen year consent duration is consistent with sustainable management of the subject resource, noting that it is the consent holders' responsibility to ensure the structures are maintained in a sound condition during this time. As the structures are already in place and upon commencement this consent replaces U990164, a lapse date is superfluous. However, by function of section 125 of the Resource Management Act 1991 a lapse date is administratively necessary. A lapse period of two months is therefore imposed.



.....  
**Marlborough District Council Delegated Officer**

Dated this 24<sup>th</sup> day of March..... 2014



.....  
**Marlborough District Council Manager Resource Consents**

Dated this 24<sup>th</sup> day of March..... 2014

# Additional Important Information for Resource Consent Holders

The following information provided in this information sheet is a guide to the legal rights of applicants and submitters.

If you want to discuss matters raised in this information sheet you are welcome to contact Council. However, if you require specific advice you should contact an independent professional and refer to the relevant sections of the Resource Management Act 1991.

## Commencement of a Resource Consent

Refer to section 116 of the Resource Management Act 1991

- Where no submissions were lodged or any submissions were withdrawn, a resource consent commences, (and may be actioned) on the date of the receipt of the decision.
- Where submissions were lodged to the application, and not withdrawn, the resource consent commences once the time for lodging an appeal has passed, provided no appeals have been received, or when all appeals have been resolved or withdrawn.
- If the resource consent was for activities controlled by the district plan on reclaimed land or land in the coastal marine area, or a restricted activity; then there are specific provisions regarding the commencement of resource consent. These provisions are outlined in section 116 of the Resource Management Act 1991.

## Lapsing

Refer to section 125 of the Resource Management Act 1991

- If no lapse date is specified in the conditions of this consent, the consent will lapse 5 years after the decision date, unless the consent has been actioned (given effect to).

## Conditions of Resource Consent

Refer to section 108 of the Resource Management Act 1991

- If conditions are imposed these will be set out in the decision document.
- Please read your consent and ensure that you fully understand any conditions.
- If you have concerns with any condition(s), in the first instance you should discuss your concerns with Council, although an option may be to lodge an appeal or objection.
- It is a legal requirement that there be **compliance with all** conditions.
- If any conditions are contravened it may be that the Council or members of the public will initiate enforcement action (outlined in Part XII of the Resource Management Act 1991).

## Change or Cancellation of Conditions of Resource Consent

Refer to section 127 of the Resource Management Act 1991

- The consent holder may apply to the Council to change or cancel conditions of the consent, except a condition specifying duration.

## Monitoring Fees

Refer to section 36 of the Resource Management Act 1991 and the Council's Schedule of Fees

- The consent holder will be charged for actual and reasonable costs associated with the monitoring of this consent.

## Objections

Refer to section 357 of the Resource Management Act 1991

- In certain circumstances the applicant has the right to object to the Council's decision.
- Any objection shall be made in **writing** and will need to outline the reasons for the objection.
- An objection needs to be lodged with the Council within **15 working days** of the Council's decision being received by you or your agent.

## Appeals

Refer to Form 16 and sections 120 and 121 of the Resource Management Act 1991

- The applicant and any submitters have the right to appeal the whole or any part of the Council's decision.
- A notice of appeal must be lodged with the Environment Court and the Council, within **15 working days** of the Council's decision being received (or received by your agent on your behalf). A copy also needs to be served on the applicant and submitters to the application within 5 working days of the notice being lodged with the Environment Court.

**Before lodging an objection or an appeal it is recommended that you seek professional advice.**



**MARLBOROUGH**

Resource Management Act



**DISTRICT COUNCIL**

**Resource Consent**

**No: U 990164**

**Applicant:**



**Proposal:**

Renewal of Foreshore Licence 2335 for a jetty and mooring pile in Onahau Bay.  
Renewal of Foreshore Licence 2307 for a fixed Jetty, Floating Jetty, Boatshed  
and Slipway in Onahau Bay.

**Date of Site Visit**

**RC No:U 990164**

**DECISION**

Pursuant to the Resource Management Act 1991 consent is hereby granted to the application for a resource consent.

**Coastal Permit**

**Location:** Onahau Bay, Grove Arm.

**Grid Reference** E 2592082 N 5996532

**Subject to the following condition(s)**

- 1 That the duration of this permit shall be for 15 years from the date the permit is issued.
- 2 That any person shall have a right of access without charge over the jetties authorised by this permit. This right of access allows the loading and unloading of goods and people, but does not allow berthing or lying alongside for periods longer than necessary for that purpose.
- 3 That the consent holder at the consent holders cost shall maintain the structure(s) in a safe and secure way at all times.
- 4 That inspection and monitoring by Council in respect to the conditions of this consent may take place biennially. Additional monitoring may also be carried out upon notification of possible non-compliance with the conditions of this consent.

The applicant will be required to pay the administrative charge or charges incurred in respect to such inspections, monitoring and travel. The charges will be in accordance with the Schedule of Fees as approved by Council from time to time in terms of Section 36 of the Resource Management Act 1991.

- 5 That, unless a new coastal permit is obtained that allows the continued occupation of the site, the entire structure shall be removed at the expiry of the term of this consent.

**Coastal Permit**

**Location:** Onahau Bay, Grove Arm.

**Grid Reference** E 2592132 N 5996448

**Subject to the following condition(s)**

- 1 That the duration of this permit shall be for 15 years from the date the permit is issued.

- 2 That any person shall have a right of access without charge over the jetties authorised by this permit. This right of access allows the loading and unloading of goods and people, but does not allow berthing or lying alongside for periods longer than necessary for that purpose.
- 3 That the consent holder at the consent holders cost shall maintain the structure(s) in a safe and secure way at all times.
- 4 That inspection and monitoring by Council in respect to the conditions of this consent may take place biennially. Additional monitoring may also be carried out upon notification of possible non-compliance with the conditions of this consent.

The applicant will be required to pay the administrative charge or charges incurred in respect to such inspections, monitoring and travel. The charges will be in accordance with the Schedule of Fees as approved by Council from time to time in terms of Section 36 of the Resource Management Act 1991.

- 5 That, unless a new coastal permit is obtained that allows the continued occupation of the site, the entire structure shall be removed at the expiry of the term of this consent.

**Grounds**

- 1. The application is not inconsistent with the purpose and principles of the Resource Management Act 1991.
- 2. The application is not contrary to the objectives, policies and rules of the Proposed Marlborough Sounds Resource Management Plan.
- 3. No other persons are considered to be adversely affected by the application and all adjudged affected parties have indicated no concerns to the proposal.

**Footnotes**

Any interest in this permit may be transferred to any other person. The transfer will have no effect until Council has received written notice of that transfer in accordance with Section 135 of the Act.

Te Tau Ihu Iwi have made a claim in the Courts that they own the foreshore and/or seabed at this site and others. In the event that the claim is upheld by the Courts it is possible that the consent holder may need to reach agreement with Te Tau Ihu Iwi in relation to the exercise of this consent.

Accordingly the grant of this consent:

- 1. Is without prejudice to the claim of Te Tau Ihu Iwi to customary ownership of the foreshore and/or seabed at this site; and
- 2. Does not preclude the possibility that the consent holder may need to reach agreement with Te Tau Ihu Iwi in the exercise of this consent in the event that the claim to customary ownership is upheld by the Court.

DELEGATION SCHEDULE ITEM NUMBER(S): 12 21(3)

**DELEGATED COUNCIL COMMISSIONER/OFFICER(S)**

APPROVED  DEFERRED FOR COMMITTEE DECISION

.....  .. Date: 22-7-99

Tracey Kendall

Resource Planner

Wednesday, 21 July 1999

## ANNOTATION HISTORY

Date	Reason for Amendment/Alteration
22/07/2009	Council Decision Issued.
05/11/2012	Transfer of Permit <b>from</b> [REDACTED]