



AGENDA

Operations & Regulatory

Tuesday 14 March 2023, 9.00am

Operations and Regulatory Committee

14 March 2023 09:00 AM



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Whakataka te hau

Karakia to open and close meetings

Whakataka te hau ki te uru	Cease the winds from the west
Whakataka te hau ki te tonga	Cease the winds from the south
Kia mākinakina ki uta	Let the breeze blow over the land
Kia mātaratara ki tai	Let the breeze blow over the ocean
Kia hī ake ana te atakura	Let the red-tipped dawn come with a sharpened air
He tio, he huka, he hauhu	A touch of frost, a promise of glorious day
Tūturu o whiti whakamaua kia tina.	Let there be certainty
Tina!	Secure it!
Hui ē! Tāiki ē!	Draw together! Affirm!

Nau mai e ngā hua

Karakia for kai

Nau mai e ngā hua	Welcome the gifts of food
o te wao	from the sacred forests
o te ngakina	from the cultivated gardens
o te wai tai	from the sea
o te wai Māori	from the fresh waters
Nā Tāne	The food of Tāne
Nā Rongo	of Rongo
Nā Tangaroa	of Tangaroa
Nā Maru	of Maru
Ko Ranginui e tū iho nei	I acknowledge Ranginui above and
Ko Papatūānuku e takoto ake nei	Papatūānuku below
Tūturu o whiti whakamaua kia	Let there be certainty
tina	Secure it!
Tina! Hui e! Taiki e!	Draw together! Affirm!



Date: 14 March 2023

Subject: **Operations and Regulatory Committee Minutes – 7 February 2023**

Approved by: A J Matthews, Director - Environment Quality
S J Ruru, Chief Executive

Document: 3152265

Recommendations

That the Taranaki Regional Council:

- a) takes as read and confirms the minutes of the Operations And Regulatory Committee meeting of the Taranaki Regional Council held in the Taranaki Regional Council chambers, 47 Cloten Road, Stratford on 7 February 2023 at 10.30am
- b) notes the recommendations therein were adopted by the Taranaki Regional Council on Tuesday 28 February 2023.

Matters arising

Appendices/Attachments

Document 3143078: Minutes Operations and Regulatory Committee – 7 February 2023.



Date 7 February 2023, 9.00am
Venue: Taranaki Regional Council Boardroom, 47 Cloten Road, Stratford
Document: 3143078

Present	D M Cram M J Cloke M G Davey D H McIntyre N W Walker C L Littlewood D Luke Ā White R Buttimore	<i>Deputy Chairperson</i> <i>ex officio</i> <i>ex officio</i> Iwi Representative Iwi Representative Iwi Representative
Attending	Mr S J Ruru Ms A J Matthews Mr A D McLay Mr M J Nield Mr D R Harrison Mrs V McKay Mr B Pope Mr J Glasgow Mrs J Allen Ms L Miller Mr S Ellis Miss N A Chadwick Mrs M G Jones Ms K Holland Ms R Johnson	Chief Executive Director - Environment Quality Director - Resource Management Director - Corporate Services Director - Operations Manager - Environmental Assurance Compliance Manager Compliance Manager Manager - Resource Consents Manager - Resource Consents Environment Services Manager EA to Chief Executive and Chair Governance Administrator Communications Team Lead Finance Manager

1 member of the media
6 members of the public

Opening Karakia The meeting opened with a group karakia at 9.27am.

Apologies Apologies were received and sustained from Councillor S W Hughes, B J Bigham and D L Lean.

Littlewood/Davey

Conflicts of Interest

Iwi Representative Mr R Buttimore disclosed his affiliation with Ngāti Tairi

Iwi Representative Mr Ā White disclosed his position as Chair of the Pukerangiora Hapū Board

1. Confirmation of Minutes Operations and Regulatory Committee 22 November 2022

Recommended

That the Taranaki Regional Council:

- a) takes as read and confirms the minutes of the Operations and Regulatory Committee of the Taranaki Regional Council held at 1pm on 22 November 2022 at Taranaki Regional Council 47 Cloten Road Stratford
- b) notes the recommendations therein.

McIntyre/Littlewood

2. Resource Consents Issued under Delegated Authority & Applications in Progress

- 2.1 Mrs J Allen spoke to the memorandum to advise the Committee of consents granted, consents under application and of consent processing actions since the last meeting.

Recommended

That the Taranaki Regional Council:

- a) received the schedule of resource consents granted and other consent processing actions, made under delegated authority.

Davey/Walker

3. Consent Monitoring Annual Reports

- 3.1 Mrs V McKay spoke to the memorandum to advise the Committee of 24 tailored compliance monitoring reports, for the 2021-2022 reporting year.

Recommended

That the Taranaki Regional Council:

- a) received the 24 compliance monitoring reports listed in Table 1
- b) noted any specific recommendations therein.

Littlewood/McIntyre

4. Incidents, Compliance Monitoring Non Compliances and Enforcement Summary 28 October 2022 to 16 January 2023

- 4.1 Mr J Glasgow spoke to the memorandum to update the Committee and provided a summary of the incidents, compliance monitoring non-compliances and enforcement for the period 28 October 2022 to 16 January 2023.

Recommended

That the Taranaki Regional Council:

- a) received the memorandum *Incident, Compliance Monitoring Non- Compliance and Enforcement Summary – 28 October 2022 to 16 January 2023*
- b) received the summary of the incidents, compliance monitoring non-compliances and enforcement for the period from 28 October 2022 to 16 January 2023, noted the action taken by staff acting under delegated authority and adopted the recommendations therein.

Cloke/Muir

5. Farm Dairy Discharge Consent Trends and Implications for the Council

- 5.1 Mr A D McLay spoke to the memorandum to update the Committee on the trends in farm dairy effluent consent applications and the associated implications for the Council.
- 5.2 In addition an update was provided about the increased need to review the monitoring programme relating the number of dairy effluent consents moving from a treated discharge to water, to a discharge to land.

Recommended

That the Taranaki Regional Council:

- a) received the memorandum *Farm Dairy Discharge Consents trends and implications for the Council*
- b) noted the increase in land based farm dairy discharge
- c) noted the pending review of the farm dairy discharge monitoring programme given the focus is now more on land based discharge systems

Davey/Cloke

6. Appeal Judgement – C Boyd

- 6.1 Mr A D McLay spoke to the memorandum to provide an update to the Committee on the unsuccessful appeal by Mr C Boyd, for his \$95,750 fine for his illegal stream works and failing to comply with two subsequent abatement notices.

Recommended

That the Taranaki Regional Council

- a) received the report and noted Mr C Boyd's appeal was unsuccessful.

McIntyre/Littlewood

7. Dow Paritūtū Site, New Plymouth

- 7.1 Ms A J Matthews spoke to the memorandum to brief the Committee on the history and legacy of the Dow Paritūtū site and provide an overview of the roles and responsibilities of key stakeholders in relation to current and future management, and outline the next steps for the site.

Recommended

That the Taranaki Regional Council:

- a) received the memorandum entitled *Dow Paritūtū site, New Plymouth*
b) noted the ongoing nature of the project, and the roles and responsibilities of the Council in regard to the investigation and proposed remediation work
c) noted the amendment to points 4 and 45 that the sale of the site has not yet gone ahead and that this transfer of ownership is expected to take place in the first quarter of 2023.

Walker/Littlewood

8. Towards Predator-Free Taranaki Project

- 8.1 Mr S Ellis spoke to the memorandum and gave a presentation to update the Committee on the progress of the *Taranaki Taku Tūranga Our Place – Towards Predator-Free Taranaki* project.

Recommended

That the Taranaki Regional Council:

- a) received the memorandum *Taranaki Taku Tūranga Our Place – Towards Predator-Free Taranaki project*
b) noted the progress and milestones achieved in respect of the urban, rural and zero density possum projects of the *Taranaki Taku Tūranga Our Place – Towards Predator-Free Taranaki project*

- c) noted that additional funding has been secured to extend the current zero possum area by 5,800 hectares.

Walker/Littlewood

There being no further business the Committee Chairperson, Councillor D M Cram, declared the public meeting of the Operations and Regulatory Committee closed at 10.38am.

Operations and

Regulatory

Committee Chairperson: _____

D M Cram, Deputy Chair



Date: 14 March 2023

Subject: **Resource consents issued under delegated authority and applications in progress**

Approved by: A D McLay, Director – Resource Management
S J Ruru, Chief Executive

Document: 3150412

Purpose

1. The purpose of this memorandum is to advise the Council of consents granted, consents under application and of consent processing actions since the last meeting. This information is summarised in attachments at the end of this report.

Executive summary

2. Memorandum to advise the Council of recent consenting actions made under regional plans and the Resource Management Act 1991, in accordance with Council procedures and delegations.

Recommendation

That the Taranaki Regional Council:

- a) receives the schedule of resource consents granted and other consent processing actions, made under delegated authority.

Background

3. The attachments show resource consent applications, certificates of compliance and deemed permitted activities that have been investigated and decisions made by officers of the Taranaki Regional Council. They are activities having less than minor adverse effects on the environment, or having minor effects where affected parties have agreed to the activity. In accordance with sections 87BB, 104 to 108 and 139 of the Resource Management Act 1991, and pursuant to delegated authority to make these decisions, the Chief Executive or the Director – Resource Management, has allowed the consents, certificates of compliance and deemed permitted activities.
4. The exercise of delegations under the Resource Management Act 1991 is reported for Members’ information. Under the delegations manual, consent processing actions are to be reported to the Consents and Regulatory Committee.

5. In addition to the details of the activity consented, the information provided identifies the Iwi whose rohe (area of interest) the activity is in. If the activity is in an area of overlapping rohe both Iwi are shown. If the activity is within, adjacent to, or directly affecting a statutory acknowledgement (area of special interest), arising from a Treaty settlement process with the Crown, that is also noted.
6. Also shown, at the request of Iwi members of the Council, is a summary of the engagement with Iwi and Hapū, undertaken by the applicant and the Council during the application process. Other engagement with third parties to the consent process is also shown. The summary shows the highest level of involvement that occurred with each party. For example, a party may have been consulted by the applicant, provided with a copy of the application by the Council, served notice as an affected party, lodged a submission and ultimately agreed with the consent conditions. In that case the summary would show only 'agreed with consent conditions', otherwise reporting becomes very complicated.
7. The attachment titled 'Consent Processing Information' includes the figure 'Consent Applications in Progress' which shows the total number of applications in the consent processing system over the last twelve months. The number of applications for the renewal of resource consents is also shown. The difference between the two is the number of new applications, including applications for a change of consent conditions. New applications take priority over renewal applications. Renewal applications are generally put on hold, with the agreement of the applicant, and processed when staff resources allow. A consent holder can continue to operate under a consent that is subject to renewal. The above approach is pragmatic and ensures there are no regulatory impediments to new activities requiring authorisation.
8. The attachment also includes:
 - Applications in progress table - the number of applications in progress at the end of each month (broken down into total applications and the number of renewals in progress) for this year and the previous two years
 - Potential hearings table outlining the status of applications where a hearing is anticipated and the decision maker(s) (e.g. a hearing panel) has been appointed
 - Consents issued table - the number of consents issued at the end of each month for this year and the previous two years
 - Breakdown of consents issued. This is the number of consents issued broken down by purpose – new, renewals, changes or review
 - Types of consents issued, further broken down into notification types – non-notified, limited notified or public notified
 - Number of times that the public and iwi were involved in an application process for the year so far
 - Application processing time extensions compared to the previous years
 - Consent type process shows the notification type including applications submitted on and the pre-hearing resolution numbers
 - Applications that have been returned because they are incomplete.

Decision-making considerations

9. Part 6 (Planning, decision-making and accountability) of the *Local Government Act 2002* has been considered and documented in the preparation of this agenda item. The recommendations made in this item comply with the decision-making obligations of the *Act*.

Financial considerations—LTP/Annual Plan

10. This memorandum and the associated recommendations are consistent with the Council's adopted Long-Term Plan and estimates. Any financial information included in this memorandum has been prepared in accordance with generally accepted accounting practice.

Policy considerations

11. This memorandum and the associated recommendations are consistent with the policy documents and positions adopted by this Council under various legislative frameworks including, but not restricted to, the *Local Government Act 2002*, the *Resource Management Act 1991* and the *Local Government Official Information and Meetings Act 1987*.

Iwi considerations

12. This memorandum and the associated recommendations are consistent with the Council's policy for the development of Māori capacity to contribute to decision-making processes (schedule 10 of the *Local Government Act 2002*) as outlined in the adopted long-term plan and/or annual plan.

Legal considerations

13. This memorandum and the associated recommendations comply with the appropriate statutory requirements imposed upon the Council.

Appendices/Attachments

Document 3150413: List of non-notified consents

Document 3150415: Schedule of non-notified consents

Document 3150411: Consents processing charts for Agenda

Operations and Regulatory Committee - Resource Consents issued under delegated authority and applications in progress

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

Discharge Permit						
Consent	Holder	Subtype	Industry Primary	Industry Secondary	Purpose Primary	Activity Purpose
R2/0468-4.0	GM & PJ Rutten Family Trust Partnership	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/0517-3.0	DP & JH Roper Family Trusts Partnership	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/0550-3.0	Blake Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/0757-3.0	Waikaikai Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/0875-3.0	Alistair Henry Barkla	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/1129-3.0	Honeyfield Dairy Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/1343-4.0	Kohinoor Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/1570-4.0	AFT Group	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/1583-4.0	Makara Valley Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/1660-4.0	BM Savage Trust No 1	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/1668-4.0	Mystery Creek Trust & Beamo Farms Limited	Land/Water - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/1717-4.0	Coleraine Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/1920-3.0	Sarnia Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/1960-3.0	Clinton Fisher & Desrae Scown	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2025-3.0	Kevin John Hurley	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2060-3.0	JAW Trust	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2071-3.0	Mistview	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2150-3.0	Moorelands Trust Partnership	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2273-3.0	David John Gordon	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2524-3.0	Springmount Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2528-3.0	Graeme Murray & Stephanie Jane Old	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2538-3.0	Thompson Company Farms (2008) Limited	Land/Water - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2560-3.0	Nichkins Limited	Land/Water - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2573-3.0	AJ & M Snowden Family Trust	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2592-3.0	Geordie Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2659-3.0	Newera Dairies Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2663-3.0	Kalindale Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2732-3.0	Gordon Dale Farms (2006) Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2739-3.0	Tuikonga Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2840-3.0	Janice & Joseph Hawkes Trust	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/2976-3.1	Rydal Farm Trust	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3022-3.0	Sarina Family Trust	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3108-3.0	Sarina Family Trust	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3158-3.0	Gary Rae & Margaret Phillipa Mitchell	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3485-3.0	Jackel Trust Partnership	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3571-3.0	Reiem Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3602-3.0	Tractormeisters Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3610-3.0	MC & EJ Saxton Partnership	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace

Operations and Regulatory Committee - Resource Consents issued under delegated authority and applications in progress

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

R2/3722-3.0	Noel & Kathleen McColl	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3785-3.0	New Road Trust & Donald Armstrong Memorial Trust Partnership	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3811-3.0	The Little Fat Cow Company Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/3854-3.0	Grey Rock Farm Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/4239-3.0	Fonic Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/4840-3.0	Kawa Farms Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/6573-2.0	Stratford High School	Land - Misc	Education		Wastewater - Sewage	Replace
R2/7273-2.0	Belmont Dairies Limited	Land - Animal Waste	Agriculture	Farming - Dairy	Effluent disposal	Replace
R2/11061-1.0	Waka Kotahi NZ Transport Agency	Land - Misc	Central Government	Transport	Roading	New
R2/11062-1.0	Waka Kotahi NZ Transport Agency	Land - Stormwater	Central Government	Transport	Roading	New
R2/11063-1.0	PFI Property No 1 Limited	Land - Stormwater	Transport	Storage		New
Water Permit						
Consent	Holder	Subtype	Industry Primary	Industry Secondary	Purpose Primary	Activity Purpose
R2/0047-4.3	Fonterra Limited	Take Surface Water	Manufacturing and Processing	Dairy Processing		Change

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/0047-4.3](#)

Fonterra Limited

Commencement Date: 15 Feb 2023

Expiry Date: 01 Jun 2052

Review Dates: Jun 2026, Jun 2031, Jun 2036, Jun 2041, Jun 2046, Jun 2051

Activity Class: Discretionary

Location: 339a South Road, Hawera

Application Purpose: Change

To take water from the Tawhiti Stream and the Tangahoe River for the purposes of processing and manufacturing dairy products, cleaning of plant, cooling, domestic use and for a co-generation plant

Change of consent conditions to extend the timeframe for installing fish screens on the Tawhiti Stream intake structures

Rohe:

Ngāruahine (Statutory Acknowledgement)

Ngāti Ruanui

Engagement or consultation:

Te Korowai o Ngāruahine Trust

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

[R2/0468-4.0](#)

GM & PJ Rutten Family Trust Partnership

Commencement Date: 01 Feb 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 239 Upper Taumaha Road,
Manutahi

Application Purpose: Replace

To discharge farm dairy effluent onto land

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/0517-3.0](#)

DP & JH Roper Family Trusts Partnership

Location: 657 Ball Road, Hurleyville
To discharge farm dairy effluent onto land

Rohe:
Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 13 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Application Purpose: Replace

No return correspondence was received

[R2/0550-3.0](#)

Blake Farms Limited

Location: 349 Lower Duthie Road, Kaponga
To discharge farm dairy effluent onto land

Rohe:
Ngāruahine (Statutory Acknowledgement)

Engagement or consultation:

Te Korowai o Ngāruahine Trust

Commencement Date: 13 Jan 2023

Expiry Date: 01 Dec 2047

Review Dates: Jun 2029, Jun 2035, Jun 2041

Activity Class: Controlled

Application Purpose: Replace

Response received

Comments from Ngāruahine

There has been no pre application consultation from the applicant with Te Korowai or the relevant Hapū.

The closest stream to the discharge point are two tributaries to the Inaha Stream. These may be ephemeral, but they are the most impacted by the discharge of farm dairy effluent.

We acknowledge that section 36A of the Resource Management Act does not require applicants to consult with anyone about resource consent applications.

However, it is the expectation of Te Korowai that applicant and consultants are following best practice for the planning industry by engaging early with Hapū and iwi to identify potential issues.

Te Korowai acknowledges this application is for a consent for a discharge permit to land with existing effluent storage. This aligns with bottom lines of Te Uru Taiao o Ngāruahine which opposes discharges of any type directly to water bodies within the rohe of Ngāruahine. This is regardless of whether the discharge is treated or untreated.

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

Te Korowai encourages the Taranaki Regional Council to work with the South Taranaki District Council to ensure that all water takes are metered regardless of permitted activity status. We suggest this is normalised as a standard condition of takes as a permitted activity

Such a standard would best support Te Mana o te Wai and enable the effective management of the freshwater resources of the Inaha Stream

Considerations during processing of application

We have provided below, a response which hopefully provides a better understanding of the Taranaki Regional Council's (the Council) position and steps which were taken during the assessment of this application.

The National Policy Statement for Freshwater Management (NPS-FM)

The NPS-FM contains a hierarchy of obligations (as expressed in the objective of the NPS-FM) that the Council must have regard to in its assessment of the effects of a proposed activity for which resource consent is sought. This means as part of its assessment of an application, the Council must consider whether a proposed activity will

- first, prioritise the health and well-being of a particular water body/freshwater ecosystem*
- second, the health and needs of people and*
- third, the ability of people and communities to provide for their social, economic and cultural well-being.*

Similarly, the Council must have regard to the objectives and policies of the Regional Policy Statement for Taranaki (RPS) and the Regional Freshwater Plan for Taranaki (RFP). The situation is more challenging in this case where the activity is a controlled activity.

Almost every application for a farming dairy effluent consent received is for a replacement of an existing activity, and a controlled activity under Rules 35 & 36 of the Regional Freshwater Plan for Taranaki. The Council must have regard to the NPS-FM, the RPS as well as the RFP when considering a resource consent application. If an activity is described as a controlled activity, Council must grant a resource consent, and the power to impose conditions on the consent is restricted to the matters over which control is reserved (sections 87A and 104A of the Resource Management Act). Rules 35 and 36 of the RFP do not include any matters of control that expressly allow for the consideration of matters such as those expressed in the NPS-FM objective. Given that the Council can only consider policies that relate to the matters over which the Council has reserved control through the plan itself, the Council is unable to take into account matters that fall outside this scope.

In terms of the notification assessment and when deciding whether a person is an affected person, the Council is limited in terms of matters that it can take into account when determining an application for a controlled activity.

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/0757-3.0](#)

Waikaikai Farms Limited

Commencement Date: 10 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 78 Lower Manutahi Road, Manutahi
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

[R2/0875-3.0](#)

Alistair Henry Barkla

Commencement Date: 25 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 248 Whakamara Road, Manutahi
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Response received

Comments from Ngāti Ruanui

Thank you for informing us of this application. Are you able to clarify the response to the question: How is the liquid waste discharge as the applicant has responded they have not yet decided.

We are concerned that this response is inadequate and incomplete. Can we please get clarification as the rest of the application seems to be in line with best farm practice management?

Response and considerations during processing of application

My understanding for this particular dairy unit and its farm dairy effluent (FDE) disposal system, at the time the application was completed, the applicant was only starting the process of upgrading the disposal system from, discharge to water only, to discharge to land only.

The type of device used to apply FDE to land can have an influence on storage requirements, e.g. from my experience, many consent holders like the idea of using a slurry tanker, opposed to a traveling irrigator, i.e. lot more infrastructure required for a traveling irrigator.

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

However, in many areas throughout Taranaki, using a slurry tanker can cut down the number of irrigation days available, requiring more storage.

One reason, the damage a loaded slurry tanker can afflict on pasture during spring, were a traveling irrigator will not.

From my conversation with the applicant, he is investigating the feasibility of using ag-contractors to dispose of the farm dairy effluent.

[R2/11061-1.0](#)

Waka Kotahi NZ Transport Agency

Commencement Date: 20 Feb 2023

Expiry Date: 01 Jun 2033

Review Dates:

Activity Class: Discretionary

Location: 2528 Mokau Road, Mt Messenger

Application Purpose: New

To discharge excess sediment associated with the Te Ara o Te Ata Mount Messenger bypass project onto land

Rohe:

Ngāti Tama

Engagement or consultation:

Robin & Ann Thomson

Consulted by applicant

Robin & Ann Thomson

Written approval provided

Te Rūnanga o Ngāti Tama

Consulted by applicant

Te Rūnanga o Ngāti Tama

No return correspondence was received

[R2/11062-1.0](#)

Waka Kotahi NZ Transport Agency

Commencement Date: 20 Feb 2023

Expiry Date: 01 Jun 2033

Review Dates:

Activity Class: Discretionary

Location: 2528 Mokau Road, Mt Messenger

Application Purpose: New

To discharge stormwater and sediment associated with earthworks to land and water

Rohe:

Ngāti Tama

Engagement or consultation:

Robin & Ann Thomson

Consulted by applicant

Robin & Ann Thomson

Written approval provided

Te Rūnanga o Ngāti Tama

Consulted by applicant

Te Rūnanga o Ngāti Tama

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/11063-1.0](#)

PFI Property No 1 Limited

Commencement Date: 12 Jan 2023

Expiry Date: 01 Jun 2025

Review Dates:

Activity Class: Controlled

Location: Paraita Road, Bell Block

Application Purpose: New

To discharge contaminated stormwater and sediment arising from earthworks onto and into land via the New Plymouth District Council stormwater network

Rohe:

Te Atiawa (Statutory Acknowledgement)

Engagement or consultation:

New Plymouth District Council

Written approval provided

Te Kotahitanga o Te Atiawa Trust

No return correspondence was received

[R2/1129-3.0](#)

Honeyfield Dairy Limited

Commencement Date: 17 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 730 Patea Road, Patea

Application Purpose: Replace

To discharge farm dairy effluent onto land

Rohe:

Ngaa Rauru Kiitahi

Ngāti Ruanui

Engagement or consultation:

Te Kaahui o Rauru

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/1343-4.0](#)

Kohinoor Farms Limited

Location: 595 Kohi Road, Waverley
To discharge farm dairy effluent onto land

Rohe:

Ngaa Rauru Kiitahi

Engagement or consultation:

Te Kaahui o Rauru

Commencement Date: 18 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Application Purpose: Replace

No return correspondence was received

[R2/1570-4.0](#)

AFT Group

Location: 280 Opourapa Road, Rahotu
To discharge farm dairy effluent onto land

Rohe:

Taranaki (Statutory Acknowledgement)

Engagement or consultation:

Te Kahui o Taranaki Trust

Commencement Date: 24 Jan 2023

Expiry Date: 01 Dec 2043

Review Dates: Jun 2025, Jun 2031, Jun 2037

Activity Class: Controlled

Application Purpose: Replace

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/1583-4.0](#)

Makara Valley Farms Limited

Commencement Date: 24 Jan 2023

Expiry Date: 01 Dec 2045

Review Dates: Jun 2027, Jun 2033, Jun 2039

Activity Class: Controlled

Location: 197 Makara Road, Ratapiko
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Maru

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

Response received

Comments from Ngāti Ruanui

Ngāti Ruanui believes that this application is insufficient. The information provided is incomplete and we are unable to assess the cultural impact of the application.

Areas of concern are:

- *Land discharge information. (Response from applicant is not yet decided)*
- *Assessment of Environmental Effects. (Response from applicant is unsure)*

Considerations during processing of application

We have provided below, a response which hopefully provides a better understanding of the Taranaki Regional Council's (the Council) position and steps which were taken during the assessment of this application.

The National Policy Statement for Freshwater Management (NPS-FM)

The NPS-FM contains a hierarchy of obligations (as expressed in the objective of the NPS-FM) that the Council must have regard to in its assessment of the effects of a proposed activity for which resource consent is sought. This means as part of its assessment of an application, the Council must consider whether a proposed activity will:

- *first, prioritise the health and well-being of a particular water body/freshwater ecosystem;*
- *second, the health and needs of people; and*
- *third, the ability of people and communities to provide for their social, economic and cultural well-being.*

Similarly, the Council must have regard to the objectives and policies of the Regional Policy Statement for Taranaki (RPS) and the Regional Freshwater Plan for Taranaki (RFWP). The situation is more challenging in this case where the activity is a controlled activity.

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

Almost every application for a farming dairy effluent consent received is for a replacement of an existing activity, and a controlled activity under Rules 35 & 36 of the Regional Freshwater Plan for Taranaki. The Council must have regard to the NPS-FM, the RPS as well as the RFWP when considering a resource consent application. If an activity is described as a controlled activity, Council must grant a resource consent, and the power to impose conditions on the consent is restricted to the matters over which control is reserved (sections 87A and 104A of the Resource Management Act). Rules 35 and 36 of the RFWP do not include any matters of control that expressly allow for the consideration of matters such as those expressed in the NPS-FM objective. Given that the Council can only consider policies that relate to the matters over which the Council has reserved control through the plan itself, the Council is unable to take into account matters that fall outside this scope.

In terms of the notification assessment and when deciding whether a person is an affected person, the Council is limited in terms of matters that it can take into account when determining an application for a controlled activity.

[R2/1660-4.0](#)

BM Savage Trust No 1

Location: 932 Bird Road, Stratford

To discharge farm dairy effluent onto land

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 18 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Application Purpose: Replace

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/1668-4.0](#)

Mystery Creek Trust & Beamo Farms Limited

Commencement Date: 27 Jan 2023

Expiry Date: 01 Dec 2032

Review Dates: Jun 2024, Jun 2026, Jun 2028, Jun 2030

Activity Class: Controlled

Location: 1494 & 1524 Mangorei Road, New Plymouth

Application Purpose: Replace

To discharge farm dairy effluent onto land and after treatment in an oxidation pond system into the Pukekohahuna Stream if the land disposal area is unsuitable for effluent disposal

Rohe:

Taranaki (Statutory Acknowledgement)

Te Atiawa (Statutory Acknowledgement)

Engagement or consultation:

Te Kahui o Taranaki Trust

No return correspondence was received

Te Kotahitanga o Te Atiawa Trust

No return correspondence was received

[R2/1717-4.0](#)

Coleraine Farms Limited

Commencement Date: 23 Feb 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 163 Lower Okotuku Road, Waverley

Application Purpose: Replace

To discharge farm dairy effluent onto land

Rohe:

Ngaa Rauru Kiiitahi

Engagement or consultation:

Te Kaahui o Rauru

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/1920-3.0](#)

Sarnia Farms Limited

Location: 159 Parsons Road, Patea
To discharge farm dairy effluent onto land

Rohe:

Ngaa Rauru Kiitahi
Ngāti Ruanui

Engagement or consultation:

Te Kaahui o Rauru
Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 13 Jan 2023
Expiry Date: 01 Dec 2046
Review Dates: Jun 2028, Jun 2034, Jun 2040
Activity Class: Controlled
Application Purpose: Replace

No return correspondence was received
No return correspondence was received

[R2/1960-3.0](#)

Clinton Fisher & Desrae Scown

Location: 878 Ball Road, Hurleyville
To discharge farm dairy effluent onto land

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 26 Jan 2023
Expiry Date: 01 Dec 2046
Review Dates: Jun 2028, Jun 2034, Jun 2040
Activity Class: Controlled
Application Purpose: Replace

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/2025-3.0](#)

Kevin John Hurley

Commencement Date: 17 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 122 Makino Road, Hurleyville
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

[R2/2060-3.0](#)

JAW Trust

Commencement Date: 09 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: Bredow Road, Douglas
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Maru

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/2071-3.0](#)

Mistview

Location: 510 Skinner Road, Stratford
To discharge farm dairy effluent onto land

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 13 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Application Purpose: Replace

No return correspondence was received

[R2/2150-3.0](#)

Moorelands Trust Partnership

Location: 25 Oru Road, Ngaere
To discharge farm dairy effluent onto land.

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 25 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Application Purpose: Replace

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/2273-3.0](#)

David John Gordon

Commencement Date: 11 Jan 2023

Expiry Date: 01 Dec 2045

Review Dates: Jun 2027, Jun 2033, Jun 2039

Activity Class: Controlled

Location: 588 Norfolk Road, Norfolk
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Taranaki (Statutory Acknowledgement)

Te Atiawa (Statutory Acknowledgement)

Engagement or consultation:

Te Kahui o Taranaki Trust

No return correspondence was received

Te Kotahitanga o Te Atiawa Trust

No return correspondence was received

[R2/2524-3.0](#)

Springmount Farms Limited

Commencement Date: 11 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 130 Toko Road, Toko
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Maru

Ngāti Ruanui (Statutory Acknowledgement)

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

Response received

Comments from Ngāti Ruanui

We seek further information with regards to this application. The applicant has indicated that they will be building an adequate storage facility before 1st December 2022. It is commendable that the applicant has indicated on the map the location of the new facility, however the application does not show any information about the design that has been selected nor been able to demonstrate that they will be able to comply. Ngāti Ruanui need to receive this information to be able to assess this application appropriately.

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

Response and considerations during processing of application

Currently we do not require design reports for discharge of farm dairy effluent (FDE) to land only to be provided to council at the time of application.

However, we add a special condition when granting the resource consent, requiring that a storage design and calculation is to be provided to council before the 1 December 2022,

From 1 December 2022 the effluent disposal system shall include a storage facility, designed by a suitably qualified person, that can contain a volume of effluent that is adequate to manage the discharge and achieve compliance with the conditions of this consent for the number of cows specified in condition x.

Note. The Chief Executive, Taranaki Regional Council will accept as compliance with this condition a storage volume calculated using the 'Dairy Effluent Storage Calculator' (developed by Massey University and Horizons Regional Council), as determined by a person with appropriate skills employed by a company that has undergone the accreditation programme set by Irrigation New Zealand.

The design for the storage facility shall be submitted to the Chief Executive, Taranaki Regional Council before 1 December 2022.

[R2/2528-3.0](#)

Graeme Murray & Stephanie Jane Old

Commencement Date: 12 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 78-88 Crown Road, Douglas

Application Purpose: Replace

To discharge farm dairy effluent onto land

Rohe:

Ngāti Maru

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

[R2/2538-3.0](#)

Thompson Company Farms (2008) Limited

Commencement Date: 23 Jan 2023

Expiry Date: 01 Dec 2028

Review Dates: Jun 2024, Jun 2026

Activity Class: Controlled

Location: 75 Barclay Road, Cardiff

Application Purpose: Replace

To discharge farm dairy effluent onto land and after treatment in an oxidation pond system into the Konini Stream if the land disposal area is unsuitable for effluent disposal

Rohe:

Ngāruahine (Statutory Acknowledgement)

Ngāti Maru (Statutory Acknowledgement)

Ngāti Ruanui (Statutory Acknowledgement)

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust	No return correspondence was received
Te Korowai o Ngāruahine Trust	Response received
Te Rūnanga o Ngāti Ruanui Trust	Response received

Comments from Ngāruahine

It is the view of Te Korowai that the adverse effects of a dual discharge are more than minor.

Te Korowai notes there has been a large number of land discharge permits issued near waterbodies within Ngāruahine. Ōkahu-Inuawai Hapū directly opposes any discharge of effluent into or near any waterways within their rohe. This includes the pollution of groundwater. The Hapū have stated "Our Awa suffers the toxic result of decades of neglect and misuse by industry, especially dairy."

While Te Korowai agrees that the applicant needs to transition to a land only discharge, the fact that they have made no attempt to transition after the granting of their previous consent, shows that they are intent on continuing their poor land use practices regardless of their adverse effects on the Konini Stream and Patea River.

Te Korowai would like the applicant to provide a copy of their riparian management plan (If available) to enable us to assess the impacts of land discharge.

Te Korowai encourages the applicant to fence and riparian plant all tributaries to the Konini Stream and Patea River on the site, to a width of 20 metres.

These expectations are beyond those of TRC but ensure that the maximum possible protection is afforded to those waterways which are highly valued by mana whenua.

The application fails to meet the bottom lines of Te Korowai and the requirement to put the health and well-being of water bodies and freshwater ecosystems first as per Te Mana o Te Wai.

The lack of data around precipitation for the site location around climate change means that the application should be treated with a precautionary approach rather than persist with the less than satisfactory management of freshwater.

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

Te Korowai opposes the granting of any dual discharge consents regardless of the financial commitments and plans of applicants.

This is particularly relevant given the successful subdivision application for 75 Barclay Road with Stratford District Council in March this year.

We expect the Taranaki Regional Council to give effect to Te Mana o Te Wai as set out in the National Policy Statement for Freshwater 2020.

Response and considerations during processing of application

Thank you for your comments, regarding this resource consent application.

As you commented in your response, almost every dairy discharge application received by council is a replacement and a controlled activity. Controlled activity applications must be granted.

However, the council sets the terms and conditions of a resource consent, granted under a control activity.

In this case, the terms and conditions will require, if any discharge of treated farm dairy effluent to surface water via a the oxidation pond treatment system is to occur, it is as contingency only, when the land is unsuitable for effluent application and as a final option when effluent can no longer be stored.

This will aim to minimise any adverse effects on the receiving environment.

Comments from Ngāti Ruanui

Ngāti Ruanui is opposed to any discharge to water. Ngāti Ruanui recognises that the stream flows directly into the Patea River, for which we hold a statutory acknowledgement over.

While we empathise with the constraints due to the size of the operation. Our primary concern is the wai. Wai is the most important resource we have and the constant overuse and pollution of this vital natural resource has led to ongoing environmental issues. At the very least Ngāti Ruanui would recommend a long term plan for improvement by the operators.

We would like to understand and review any conditions the Council may impose on this consent should it wish to grant consent. Any consent should be connected to the long monitoring of the stream and the plans in place, Ngati Runau wishes to dicuss this further, in particular the Council's commitment and deliveriy of Te Mana o Te Wai.

Response and considerations during processing of application

We have considered the following, which hopefully provides a better understanding of the Taranaki Regional Council's (the Council) position and steps which were taken during the assessment of this application.

The discharge of dairy effluent to water falls under Rule 36 of the RFWP and is a controlled activity if it meets the standards of that rule. In our assessment the activity meets all these standards. The application must therefore be assessed as a controlled activity and the Council must grant the consent. It may however impose conditions in respect of those matters over which it has reserved control.

The conditions recommended relate to the matters over which the Council has reserved control, and are reasonably necessary to achieve the purpose and principles of the RMA, in particular the requirement to avoid, remedy and mitigate adverse environmental effects.

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

Twenty-nine consent conditions have been applied which require there to be no discharge to water unless any discharge to land in accordance with the conditions of the consent would result in effluent ponding on the surface that remains for more than 30 minutes, or flowing to surface water or a subsurface drainage system.

[R2/2560-3.0](#)

Nichkins Limited

Commencement Date: 25 Jan 2023

Expiry Date: 01 Dec 2028

Review Dates: Jun 2024, Jun 2026

Activity Class: Controlled

Location: 793a Rawhitiroa Road, Eltham

Application Purpose: Replace

To discharge farm dairy effluent onto land and after treatment in an oxidation pond system and wetland into an unnamed tributary of the Mangimangi Stream if the land disposal area is unsuitable for effluent disposal

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

[R2/2573-3.0](#)

AJ & M Snowden Family Trust

Commencement Date: 11 Jan 2023

Expiry Date: 01 Dec 2045

Review Dates: Jun 2027, Jun 2033, Jun 2039

Activity Class: Controlled

Location: 286 Johns Road, Tariki

Application Purpose: Replace

To discharge farm dairy effluent onto land

Rohe:

Ngāti Ruanui

Taranaki (Statutory Acknowledgement)

Te Atiawa (Statutory Acknowledgement)

Engagement or consultation:

Te Kahui o Taranaki Trust

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

Te Kotahitanga o Te Atiawa Trust

Response received

Comments from Te Kotahitanga

Thank you for providing a copy of the resource consent application. The application site is in the rohe of Otaraua Hapū and contains tributaries of the Waitara River. The Waitara River and its tributaries are identified as areas subject to statutory acknowledgement in the Te Atiawa Claims Settlement Act 2016. Statutory acknowledgements are formal recognition of the traditional, historical, cultural, and spiritual association with the identified areas.

After reviewing the application and aligning it with the relevant provisions of Tai Whenua, Tai Tangata, Tai Ao (the Te Atiawa Iwi Environmental Management Plan), we provide the following comments:

- *Otaraua Hapū and Te Kotahitanga o Te Atiawa Trust shall be identified as affected parties in accordance with Section 95E of the Resource Management Act 1991 and limited notified of the application under Section 95B of the Resource Management Act 1991 – the discharge of effluent to waterways has a significant adverse effect on the cultural values associated with our waterways;*
- *We are opposed to the discharge of effluent to our waterways, Otaraua and TKOTAT are of the opinion that the Council should not renew any existing consent to discharge effluent to waterways (Gen. Ob. TTOM1.4, Pol. TTOM6.3). No details are provided in the application on how the conditions for a controlled activity will be met under rule 36 of the Regional Freshwater Plan;*
- *The application lacks sufficient information, which makes an informed review difficult. No details of the existing consent have been provided. No assessment is provided against the relevant provisions of Tai Whenua, Tai Tangata, Tai Ao, Sections 6(e), 7(a) and 8 of the Resource Management Act 1991 are considered relevant to the Part II assessment, and no assessment against the relevant provisions of the National Policy Statement for Freshwater 2020 is provided;*
- *No details are provided around when and how the applicant will transition to discharge to land only, or what is currently preventing that from happening now. In our opinion, no effluent discharge to waterways is acceptable or a 'best practicable option';*
- *We require any discharge to be to land only. Discharges to land can also have adverse effects on soil health and water quality. We require any discharges to land to be going to appropriate soil types and topographies, and for the over-saturation and over-contamination of soil to be avoided (Pol. TTAN9.1, 9.2);*

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

- *We require regular monitoring of soil health, groundwater, and surface water to be undertaken, and the results sent Otaraua Hapū and Te Kotahitanga o Te Atiawa Trust. Where the results show the discharge is adversely affecting the mauri of the soil, groundwater, or surface water (to be determined via a cultural impact assessment), the discharge shall cease until this is rectified (Pol. TTAN9.3, 9.4).*

We recommend:

- *Otaraua Hapū and Te Kotahitanga o Te Atiawa Trust shall be identified as affected parties in accordance with Section 95E of the Resource Management Act 1991 and limited notified of the application in accordance with Section 95B of the Resource Management Act 1991;*
- *Further information shall be requested in accordance with Section 92 of the Resource Management Act 1991 to determine if the activity meets the conditions for a controlled activity under rule 36 of the Regional Freshwater Plan;*
- *We are opposed to the discharge of effluent to waterways. Any consent issued shall be for the discharge to land only and conditions of consent applied in line with the response provided above.*

Considerations during processing of application

We have considered the following, which hopefully provides a better understanding of the Taranaki Regional Council's (the Council) position and steps which were taken during the assessment of this application.

The National Policy Statement for Freshwater Management (NPS-FM)

The NPS-FM contains a hierarchy of obligations (as expressed in the objective of the NPS-FM) that the Council must have regard to in its assessment of the effects of a proposed activity for which resource consent is sought. This means as part of its assessment of an application, the Council must consider whether a proposed activity will:

- *first, prioritise the health and well-being of a particular water body/freshwater ecosystem;*
- *second, the health and needs of people; and*
- *third, the ability of people and communities to provide for their social, economic and cultural well-being.*

Similarly, the Council must have regard to the objectives and policies of the Regional Policy Statement for Taranaki (RPS) and the Regional Freshwater Plan for Taranaki (RFPW). The situation is more challenging in this case where the activity is a controlled activity.

Almost every application for a farming dairy effluent consent received is for a replacement of an existing activity, and a controlled activity under Rules 35 & 36 of the Regional Freshwater Plan for Taranaki. The Council must have regard to the NPS-FM, the RPS as well as the RFPW when considering a resource consent application. If an activity is described as a controlled activity, Council must grant a resource consent, and the power to impose conditions on the consent is restricted to the matters over which control is reserved (sections 87A and 104A of the Resource Management Act). Rules 35 and 36 of the RFPW do not include any matters of control that expressly allow for the consideration of matters such as those expressed in the NPS-FM objective. Given that the Council can only consider policies that relate to the matters over which the Council has reserved control through the plan itself, the Council is unable to take into account matters that fall outside this scope.

In terms of the notification assessment and when deciding whether a person is an affected person, the Council is limited in terms of matters that it can take into account when determining an application for a controlled activity.

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/2592-3.0](#)

Geordie Farms Limited

Location: 292 Gordon Road, Toko
To discharge farm dairy effluent onto land

Rohe:

Ngāti Maru

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust No return correspondence was received

[R2/2659-3.0](#)

Newera Dairies Limited

Location: 91 New Road, Huinga
To discharge farm dairy effluent onto land

Rohe:

Ngāti Maru

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust No return correspondence was received
Te Rūnanga o Ngāti Ruanui Trust No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/2663-3.0](#)

Kalindale Farms Limited

Location: 734 Bird Road, Pukengahu
To discharge farm dairy effluent onto land

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 08 Feb 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Application Purpose: Replace

Responded they had no comment to make

[R2/2732-3.0](#)

Gordon Dale Farms (2006) Limited

Location: 1237 East Road, Douglas
To discharge farm dairy effluent onto land

Rohe:

Ngāti Maru

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust

Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 11 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Application Purpose: Replace

No return correspondence was received

Responded they had no comment to make

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

[R2/2739-3.0](#)

Tuikonga Farms Limited

Commencement Date: 24 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 234 Horoi Road, Eltham

Application Purpose: Replace

To discharge farm dairy effluent onto land

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Response received

Comments from Ngāti Ruanui

Ngāti Ruanui are at a stage where we believe ALL consents should have a solid plan in place to show how they intend to comply with the new regulations. Any applications that are unable to demonstrate how they are planning to comply, will be unable to be assessed by us as we believe that the application will be missing essential information.

We understand that there are hold ups in the construction and building sector, therefore we think it is essential that applicants have got a proposal in place prior to completing the application phase. The wait times for projects to start mean that any farm that has not already got design in place will be very unlikely able to comply come the 1st December 2022.

If the TRC's intention is to write sets of conditions and recommendations to allow farms to continue with the status quo, then what realistic timeframe are you expecting these farms to comply to the new regulations?

Considerations during processing of application

We have provided below, our considerations, which hopefully provides a better understanding of the Taranaki Regional Council's (the Council) position and steps which were taken during the assessment of this application.

The National Policy Statement for Freshwater Management (NPS-FM)

The NPS-FM contains a hierarchy of obligations (as expressed in the objective of the NPS-FM) that the Council must have regard to in its assessment of the effects of a proposed activity for which resource consent is sought. This means as part of its assessment of an application, the Council must consider whether a proposed activity will

- first, prioritise the health and well-being of a particular water body/freshwater ecosystem*
- second, the health and needs of people and*
- third, the ability of people and communities to provide for their social, economic and cultural well-being.*

Similarly, the Council must have regard to the objectives and policies of the Regional Policy Statement for Taranaki (RPS) and the Regional Freshwater Plan for Taranaki (RFWP). The situation is more challenging in this case where the activity is a controlled activity.

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

Almost every application for a farming dairy effluent consent received is for a replacement of an existing activity, and a controlled activity under Rules 35 & 36 of the Regional Freshwater Plan for Taranaki. The Council must have regard to the NPS-FM, the RPS as well as the RFWP when considering a resource consent application. If an activity is described as a controlled activity, Council must grant a resource consent, and the power to impose conditions on the consent is restricted to the matters over which control is reserved (sections 87A and 104A of the Resource Management Act). Rules 35 and 36 of the RFWP do not include any matters of control that expressly allow for the consideration of matters such as those expressed in the NPS-FM objective. Given that the Council can only consider policies that relate to the matters over which the Council has reserved control through the plan itself, the Council is unable to take into account matters that fall outside this scope.

In terms of the notification assessment and when deciding whether a person is an affected person, the Council is limited in terms of matters that it can take into account when determining an application for a controlled activity.

[R2/2840-3.0](#)

Janice & Joseph Hawkes Trust

Commencement Date: 12 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 519 Rawhitiroa Road, Rawhitiroa
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

[R2/2976-3.1](#)

Rydal Farm Trust

Commencement Date: 02 Feb 2023

Expiry Date: 01 Dec 2048

Review Dates: Jun 2024, Jun 2030, Jun 2036, Jun 2042

Activity Class: Controlled

Application Purpose: Replace

Location: 146 Auroa Road, Otakeho

To discharge farm dairy effluent onto land

Rohe:

Ngāruahine (Statutory Acknowledgement)

Engagement or consultation:

Te Korowai o Ngāruahine Trust

Response received

Comments from Ngāruahine

There has been no pre-application consultation from the applicant with Te Korowai or the relevant Hapū.

Te Korowai will advocate for the fencing and riparian planting of all tributaries to the Piakau Stream to provide the maximum protection available to this valued waterway. It is our expectation that this goes beyond the minimum requirements of TRC's Riparian Management Plans.

Te Korowai would like the applicant to provide a copy of their most recent Riparian Management Plan (If available). This will assist us in assessing the potential impacts of the discharge activity on the Piakau Stream and its tributaries.

Response and considerations during processing of application

Thank you for providing feedback on this application. It has been forwarded to the Consents Processing Officer who will respond to you in due course if required. I will also approach the applicant for permission to release their riparian plan to you, and will forward it you if permission is received.

We have provided below, our considerations which hopefully provides a better understanding of the Taranaki Regional Council's (the Council) position and steps which were taken during the assessment of this application.

The National Policy Statement for Freshwater Management (NPS-FM)

The NPS-FM contains a hierarchy of obligations (as expressed in the objective of the NPS-FM) that the Council must have regard to in its assessment of the effects of a proposed activity for which resource consent is sought. This means as part of its assessment of an application, the Council must consider whether a proposed activity will

- first, prioritise the health and well-being of a particular water body/freshwater ecosystem*
- second, the health and needs of people and*
- third, the ability of people and communities to provide for their social, economic and cultural well-being.*

Similarly, the Council must have regard to the objectives and policies of the Regional Policy Statement for Taranaki (RPS) and the Regional Freshwater Plan for Taranaki (RFP). The situation is more challenging in this case where the activity is a controlled activity.

Non-notified authorisations issued by the Taranaki Regional Council between 01 Jan 2023 and 24 Feb 2023

Almost every application for a farming dairy effluent consent received is for a replacement of an existing activity, and a controlled activity under Rules 35 & 36 of the Regional Freshwater Plan for Taranaki. The Council must have regard to the NPS-FM, the RPS as well as the RFWP when considering a resource consent application. If an activity is described as a controlled activity, Council must grant a resource consent, and the power to impose conditions on the consent is restricted to the matters over which control is reserved (sections 87A and 104A of the Resource Management Act). Rules 35 and 36 of the RFWP do not include any matters of control that expressly allow for the consideration of matters such as those expressed in the NPS-FM objective. Given that the Council can only consider policies that relate to the matters over which the Council has reserved control through the plan itself, the Council is unable to take into account matters that fall outside this scope.

In terms of the notification assessment and when deciding whether a person is an affected person, the Council is limited in terms of matters that it can take into account when determining an application for a controlled activity.

The Council has also followed up with the consent holder to provide the Riparian Plan as requested by Ngāruahine. This will be sent through once we have a response.

[R2/3022-3.0](#)

Sarina Family Trust

Commencement Date: 16 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 226 Ingahape Road, Manutahi
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/3108-3.0](#)

Sarina Family Trust

Commencement Date: 16 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: Ingahape Road, Manutahi
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

[R2/3158-3.0](#)

Gary Rae & Margaret Phillipa Mitchell

Commencement Date: 14 Feb 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 118 Whitehead Lane, Patea
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Responded they had no comment to make

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/3485-3.0](#)

Jackel Trust Partnership

Commencement Date: 10 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 355-366 Radnor Road, Midhirst
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāruahine (Statutory Acknowledgement)

Ngāti Maru

Ngāti Ruanui

Engagement or consultation:

Te Korowai o Ngāruahine Trust

No return correspondence was received

Te Rūnanga o Ngāti Maru (Taranaki) Trust

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

[R2/3571-3.0](#)

Reiem Farms Limited

Commencement Date: 10 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 443 Cheal Road, Pukengahu
To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/3602-3.0](#)

Tractormeisters Limited

Location: 195 Hu Road, Eltham
To discharge farm dairy effluent onto land

Rohe:
Ngāti Ruanui

Engagement or consultation:
Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 16 Jan 2023
Expiry Date: 01 Dec 2046
Review Dates: Jun 2028, Jun 2034, Jun 2040
Activity Class: Controlled
Application Purpose: Replace

No return correspondence was received

[R2/3610-3.0](#)

MC & EJ Saxton Partnership

Location: 71 Manawapou Road, Manutahi
To discharge farm dairy effluent onto land

Rohe:
Ngāti Ruanui

Engagement or consultation:
Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 17 Jan 2023
Expiry Date: 01 Dec 2046
Review Dates: Jun 2028, Jun 2034, Jun 2040
Activity Class: Controlled
Application Purpose: Replace

Responded they had no comment to make

[R2/3722-3.0](#)

Noel & Kathleen McColl

Location: 35-63 Livingston Lane, Patea
To discharge farm dairy effluent onto land

Rohe:
Ngāti Ruanui

Engagement or consultation:
Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 25 Jan 2023
Expiry Date: 01 Dec 2046
Review Dates: Jun 2028, Jun 2034, Jun 2040
Activity Class: Controlled
Application Purpose: Replace

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/3785-3.0](#)

New Road Trust & Donald Armstrong
Memorial Trust Partnership

Location: 21 Crown Road, Douglas
To discharge farm dairy effluent onto land

Rohe:

Ngāti Maru
Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust
Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 25 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Application Purpose: Replace

No return correspondence was received

No return correspondence was received

[R2/3811-3.0](#)

The Little Fat Cow Company Limited

Location: 76 Hunts Road. Mokoia
To discharge farm dairy effluent onto land

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Commencement Date: 16 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Application Purpose: Replace

No return correspondence was received

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/3854-3.0](#)

Grey Rock Farm Limited

Commencement Date: 17 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 526 East Road, Toko

To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Maru

Ngāti Ruanui (Statutory Acknowledgement)

Engagement or consultation:

Te Rūnanga o Ngāti Maru (Taranaki) Trust

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

Responded they had no comment to make

[R2/4239-3.0](#)

Fonic Farms Limited

Commencement Date: 12 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 698 Manawapou Road, Manutahi

To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngāti Ruanui

Engagement or consultation:

Te Rūnanga o Ngāti Ruanui Trust

Responded they had no comment to make

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/4840-3.0](#)

Kawa Farms Limited

Commencement Date: 15 Feb 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 23 Urekawa Rd, Patea

To discharge farm dairy effluent onto land

Application Purpose: Replace

Rohe:

Ngaa Rauru Kiitahi

Ngāti Ruanui

Engagement or consultation:

Te Kaahui o Rauru

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

[R2/6573-2.0](#)

Stratford High School

Commencement Date: 03 Feb 2023

Expiry Date: 01 Jun 2040

Review Dates: Jun 2024, Jun 2028, Jun 2034

Activity Class: Discretionary

Location: Stratford High School, Swansea Road, Stratford

To discharge treated domestic septic tank effluent onto and into land at Stratford High School in the vicinity of the Patea River

Application Purpose: Replace

Rohe:

Ngaa Rauru Kiitahi (Statutory Acknowledgement)

Ngāti Maru (Statutory Acknowledgement)

Ngāti Ruanui (Statutory Acknowledgement)

Engagement or consultation:

Te Kaahui o Rauru

No return correspondence was received

Te Kaahui o Rauru

Applicant provided application

Te Rūnanga o Ngāti Maru (Taranaki) Trust

No return correspondence was received

Te Rūnanga o Ngāti Maru (Taranaki) Trust

Applicant provided application

Te Rūnanga o Ngāti Ruanui Trust

No return correspondence was received

Te Rūnanga o Ngāti Ruanui Trust

Applicant provided application

**Non-notified authorisations issued by the Taranaki Regional Council
between 01 Jan 2023 and 24 Feb 2023**

[R2/7273-2.0](#)

Belmont Dairies Limited

Commencement Date: 09 Jan 2023

Expiry Date: 01 Dec 2046

Review Dates: Jun 2028, Jun 2034, Jun 2040

Activity Class: Controlled

Location: 63 Brewer Road, Waitotara

Application Purpose: Replace

To discharge farm dairy effluent onto land

Rohe:

Ngaa Rauru Kiitahi

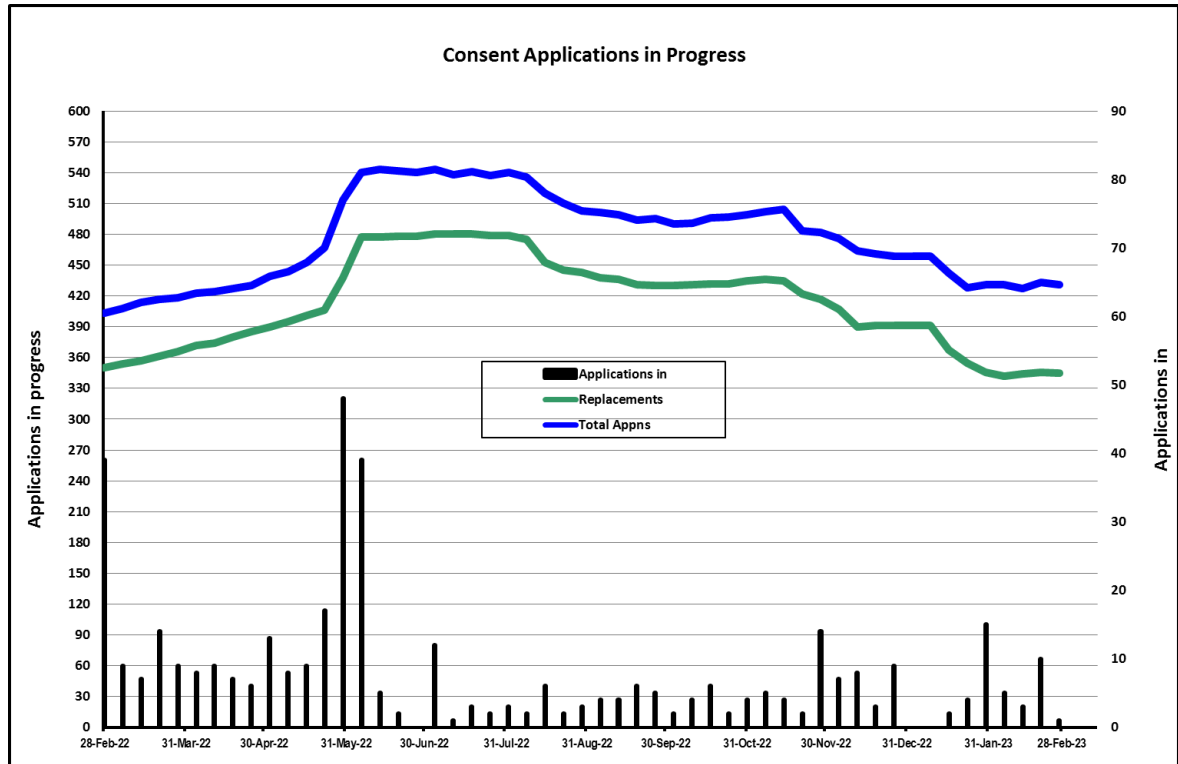
Engagement or consultation:

Te Kaahui o Rauru

No return correspondence was received

Consent Processing Information

1) Applications in progress



2) Month Ending

	July		Aug		Sept		Oct		Nov		Dec		Jan		Feb		Mar		Apr		May		Jun	
	Total	R	Total	R	Total	R	Total	R	Total	R	Total	R	Total	R	Total	R	Total	R	Total	R	Total	R	Total	R
2022/2023	540	479	520	453	490	430	499	435	482	417	459	391	431	342										
2021/2022	310	274	310	277	276	246	258	235	311	280	367	313	354	304	403	350	423	372	439	390	466	406	542	480
2020/2021	196	157	187	157	221	182	221	180	263	219	257	216	262	217	300	229	297	259	293	258	271	238	312	271

R = Replacements

3) Potential Hearings

Nil

4) Consents Processed (running totals)

	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June
2022-2023	7	53	82	86	139	171	211					
2021-2022	17	37	87	114	123	136	152	162	184	202	218	225
2020-2021	20	38	53	75	94	116	131	154	178	209	247	269

5) Breakdown of consents processed

	New	Replace	Change	Review	Totals
2022-2023 - to January	32	168	6	5	211
2021-2022 Total	54	149	16	6	225
2021-2021 Total	71	148	39	11	269

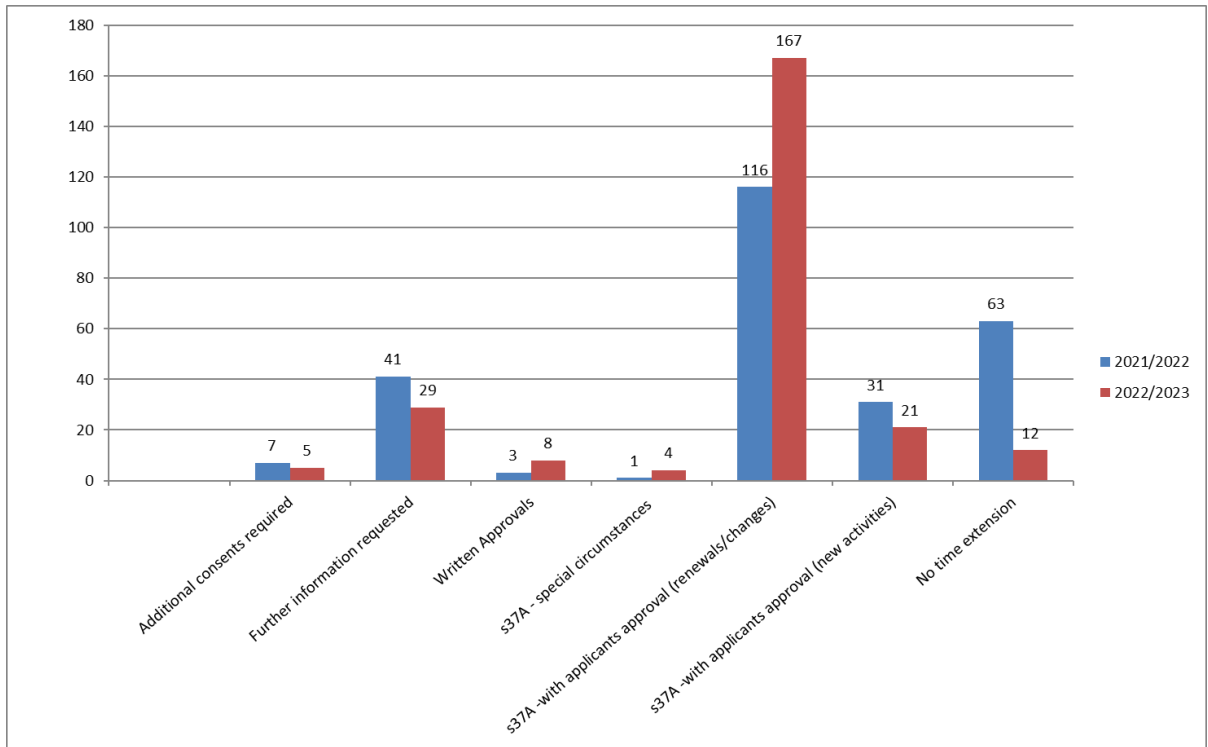
6) Types of consents issued - year to date comparison

	Publicly Notified					%		Limited					%		Non Notified					%		Grand Total
	Agricultural	Central/Local Government	Energy	Forestry	Other	Total publicly notified	%	Agricultural	Central/Local Government	Energy	Forestry	Other	Total Limited Notified	%	Agricultural	Central/Local Government	Energy	Forestry	Other	Total Non-notified	%	
July 2020 to June 2021	0	0	0	0	2	0.7%	2	0	1	0	0	0	0.4%	1	146	20	44	6	50	98.9%	266	269
July 2021 to June 2022	0	0	8	0	0	3.6%	8	1	0	0	0	0	0.4%	1	132	36	18	3	27	96.0%	216	225
July 2022 to January 2023	0	0	0	0	0	0.0%	0	1	1	0	0	0	0.0%	2	166	8	4	0	31	99.1%	209	211

7) Involvement with third parties for applications processed year to date

	Consultation/ Involved (number of parties)	Number of Affected Party Approvals (written)	Totals
Councils	1	13	14
DOC	0	0	0
Environmental/Recreational Groups	0	0	0
Fish & Game	0	0	0
Individuals/Neighbours/Landowners	0	8	8
Network Utilities	0	0	0
Non Govt Organisations	0	0	0
Other Govt Departments	0	0	0
Iwi/hapu	292	0	292
Totals - January 2023	293	21	314

8) Application processing time extensions used 2021/2022 versus 2022/2023



9) Consent type process

	Last 10 year average 2013 - 2022	July 2021 to June 2022	July 2022 to January 2023
Total consents granted	347	225	211
Publically Notified	9	8	0
Limited-notified	10	1	2
Non-notified	330	216	209
Applications submitted on (in opposition and to be heard)	13	9	2
Application Pre-hearing resolution (%)	7 81%	8 89%	2 100%
Hearings (no. of applications)	1 (6)	1 (1)	0 (0)
Appeals (no. of applications)	1 (6)	0 (0)	0 (0)
Total current consents	4714	4372	4413

10) Applications returned incomplete under Section 88

For the 2022-2023 financial year, 12 applications have been returned incomplete under S88 of the RMA for insufficient information. Four of those applications have since been resubmitted by the applicant.

11) Deemed Permitted Activities issued

Nil



Date: 14 March 2023

Subject: **Consent Monitoring Annual Reports**

Approved by: A J Matthews, Director - Environment Quality
S J Ruru, Chief Executive

Document: 3148980

Purpose

1. The purpose of this memorandum is to advise Council of 34 tailored compliance monitoring reports, for the 2021-2022 reporting year.

Executive summary

2. The Council considers the regular reporting of comprehensive and well-considered compliance monitoring is vital to undergird:
 - Community standing and reputation enhancement for companies that consistently attain good or high levels of environmental performance. Informed feedback is appropriate and valuable, and assists a proactive alignment of industry's interests with community and Resource Management Act 1991 expectations.
 - A respectful and responsible regard for the Taranaki region's environment and our management of its natural resources. Reporting allows evaluation and demonstration of the overall rate of compliance by sector and by consent holders as a whole, and of trends in the improvement of our environment.
 - The Council's accountability and transparency. Reporting gives validity to investment in monitoring and to assessments of effective intervention.
3. These compliance monitoring reports have been submitted to each consent holder for comment and confirmation of accuracy prior to publication. All reports provide environmental performance and administrative compliance ratings for each consent holder in relation to their activities over the period reported. Recommendations pertaining to each site or programme are set out in the relevant report. These recommendations may include continuation of existing monitoring programmes in the case of acceptable environmental performance, or alternatively amendments as appropriate.
4. There are 34 tailored compliance monitoring reports. Within the reports, overall environmental ratings assigned included 50 high and 12 good, 7 which required an improvement and two poor.

Operations and Regulatory Committee - Consents Monitoring Annual Reports

Table 1 List of annual reports with overall environmental performance rating

	Report Name	Environmental Performance Rating	Document Number
12	Port Area Industrial Catchments (Hongihongi and Herekawe) Compliance Monitoring Annual Report 2021-2022	10 x high, 1x imprmt req	3125962
18	SDC Closed landfills Monitoring Programme Annual Report 2021-2022	1 x high	3106259
21	Boyd - Landspreading,NPDC WTP sludge disposal, Surrey Road, Stockpiling Monitoring Programme Annual Report 2021-2022	1 x good	3127870
22	Greenfern hydro scheme Monitoring Programme Annual Report 2021-2022	1x imprmt req	3125248
23	Osflo Fertiliser Ltd Monitoring Programme Annual Report 2021-2022	1 x high	3130103
24	Remediation New Zealand Ltd Uruti Composting Facility Monitoring Programme Annual Report 2021-2022	1 x poor	3102464
25	Remediation NZ Waitara Road Worm Farm Monitoring Programme Annual Report 2021-2022	1 x good	3136720
26	Taranaki By-Products Air and Water Monitoring Monitoring Programme Annual Report 2021-2022	1 x good	3133626
27	Waste Remediation Services - Symes Manawapou LF Monitoring Programme Annual Report 2021-2022	1 x good	3130667
30	Waste Remediation Services (WRS) - Waikaikai LF Monitoring Programme Annual Report 2021-2022	1 x high	3134066
41	Fonterra Whareroa Monitoring Programme Annual Report 2021-2022	1x imprmt req	3128319
42	Todd Petroleum - Kapuni Production Station	1 x high	3096376
44	Regional Cleanfill Round Monitoring Programme Annual Report 2021-2022	8 x high, 4 x good	3134375
46	Todd Generation Junction Road Power Plant (JRPP) Monitoring Programme Annual Report 2021-2022	1 x high	3106050
49	Contact Energy Stratford Power Station Monitoring Programme Annual Report 2021-2022	1 x high	3127285
52	Lepper D H Trust Monitoring Programme Annual Report 2021-2022	1 x high	3141360
57	Malandra Downs Ltd Greenwaste Disposal Monitoring Programme Annual Report 2021-2022	1 x high	3094004
59	Value Timber Supplies Ltd Woodwaste Disposal Monitoring Programme Annual Report 2021-2022	1 x high	3090060
63	STDC Waiinu Beach Settlement Monitoring Programme Annual Report 2021-2022	1 x good	3099124
66	Concrete Plants Monitoring Programme Annual Report 2021-2022	1 x high, 1 x good	3088879
68	Manawa- Mangorei HEP Monitoring Programme Annual Report 2021-2022	1 x high	3136368
69	Manawa Energy - Motukawa HEP Scheme Monitoring Programme Annual Report 2021-2022	1 x high	3126100
70	Manawa Energy - Patea HEPS Monitoring Programme Annual Report 2021-2022	1x imprmt req	3139052
71	Fonterra Kapuni Monitoring Programme Annual Report 2021-2022	1 x high	3134452
75	Port Taranaki Limited, Dredging consents Monitoring Programme Annual Report 2021-2022	1 x high	3126383
78	OMV Taranaki Ltd - Pohokura Production Station Monitoring Programme Annual Report 2021-2022	1 x high	3106162
80	Ballance Agri-Nutrients Kapuni Ltd Monitoring Programme Annual Report 2021-2022	1 x high	3118627
82	Northern Quarries Combined Monitoring Programme Biennial Report 2020-2022	8 x high, 2 x good, 1 x imprmt req, 1 x poor	3126722
85	Port Taranaki Industries Monitoring Programme Annual Report 2021-2022	3 x high, 2 x imprmt req	3127612
96	NPDC New Plymouth WWTP Monitoring Programme Annual Report 2021-2022	1 x high	3134204
97	Greymouth Petroleum Ltd Turangi-B Hydraulic Fracturing Monitoring Programme Annual Report 2019-2022	1 x high	3133741
98	TPJ Partnership Cleanfill Monitoring Programme Annual Report 2021-2022	1 x high	3134276
100	Mangahewa-D Hydraulic Fracturing Monitoring Programme	1 x high	3131891
101	Greymouth Petroleum Ltd Turangi-A Hydraulic Fracturing Monitoring Programme Annual Report 2018-2022	1 x high	3131919

5. For reference, in the 2021-2022 year, consent holders were found to achieve a high level of environmental performance and compliance for 876 (88%) of a total of 998 consents monitored through the Taranaki tailored monitoring programmes, while for another 97 (10%) of the consents a good level of environmental performance and compliance was achieved. A further 24 (2%) of consents monitored required improvement in their performance, while the remaining one (<1%) achieved a rating of poor (Table 2).

Table 2 *Historical annual environmental and compliance performance ratings from July 2012 to June 2022. Please note that the breakdown of consents that achieved 'Improvement required' or 'Poor' levels of environmental performance and compliance were not reported separately prior to 2017-2018.*

Year	High	Good	Improvement Required	Poor
2012-2013	59%	35%	6%	
2013-2014	60%	29%	11%	
2014-2015	75%	22%	3%	
2015-2016	71%	24%	5%	
2016-2017	74%	21%	5%	
2017-2018	76%	20%	3%	1%
2018-2019	83%	13%	3%	1%
2019-2020	81%	17%	2%	0%
2020-2021	86%	11%	2.5%	0.5%
2021-2022	88%	10%	2%	<1%

6. Ministry for the Environment (MfE) Best Practice Guidelines for Compliance, Monitoring and Enforcement under the Resource Management Act 1991 recommend that councils provide regular reports to the public on compliance monitoring and enforcement activities. Council public reporting of these activities provides public transparency around how rules/policies are being enforced and how council responds to non-compliance. The Council has been providing annual compliance reports to consent holders and the public for over three decades. Copies of individual compliance reports are available on request, or via the Taranaki Regional Council website.

Recommendations

That the Taranaki Regional Council:

- a) receives the 34 compliance monitoring reports listed in Table 1
- b) notes any specific recommendations therein.

Discussion

7. Findings and recommendations of each of the compliance monitoring reports are summarised below.

22-12 Port Area Industrial Catchments (Hongihongi and Herekawe) Compliance Monitoring Annual Report 2021-2022

8. This report, for the period July 2021 to June 2022, describes the monitoring programme implemented by the Taranaki Regional Council (the Council) to assess the environmental performance of consent holders in the Port Area Industrial Catchments of New Plymouth. The report also details the results of the monitoring undertaken and assesses the environmental effects of the Companies' activities. This report was formerly known as the Hongihongi and Herekawe Streams Joint Monitoring Programme Annual Report.
9. **During the monitoring period, the consent holders monitored within the Port Area Industrial Catchments demonstrated an overall high level of environmental and administrative performance. Molten Metals Ltd demonstrated a level of environmental performance that required improvement and a high level of administrative performance.**
10. This report covers consents held by various consent holders in the Hongihongi catchment, Herekawe catchment, Huatoki catchment, and unnamed catchment 61, all being adjacent to the Port of Taranaki and collectively known as the Port Area Industrial Catchments. Seventeen resource consents, which include a total of 161 conditions, are held by 10 consent holders in the port industrial area. These include two consents to discharge contaminants to land, three consents to discharge contaminants and stormwater to land and water, five consents to discharge contaminants to the coastal marine area, and seven consents to discharge contaminants/stormwater to water.
11. Monitoring of consent holder sites covered by this report consisted of up to four inspections each per site, with discharge sampling on up to two occasions at most of the sites. On most occasions the sites were found to be well maintained, bunded areas secure and stormwater treatment systems operating effectively. Macroinvertebrate surveys in the Herekawe Stream did not indicate any recent detrimental effect on the macroinvertebrate communities due to the discharge of treated stormwater.
12. During the year, Beach Energy Resources New Zealand (Kupe) Ltd., Methanex Motunui Ltd., New Zealand Oil Services Ltd., New Plymouth District Council, OMV New Zealand Ltd., Port Taranaki Ltd., Quantem, Seaport Land Company Ltd., Technix Bitumen Technologies Ltd. and Z Energy Ltd. all demonstrated a **high** level of environmental and administrative performance with their resource consents.
13. During the year, Molten Metals Ltd demonstrated a level of environmental performance that **required improvement**. Molten Metals Ltd demonstrated a **high** level of administrative performance.
14. In terms of overall environmental and compliance performance by the consent holders over the last several years, this report shows that the consent holders' performance remains at a high level for all consent holders, with exception of Molten Metals Ltd, who demonstrated a level of environmental performance that required improvement.
15. This report includes recommendations for the 2022-2023 year.

22-18 Stratford District Council Closed Landfills Monitoring Programme Annual Report 2021-2022

16. The Stratford District Council (SDC) maintains a closed landfill located on Victoria Road at Stratford, in the Patea catchment. The landfill was closed to the public on 11 March 2002, and to commercial disposers on 23 March 2002. The site has more recently been

used to dewater and dispose of oxidation pond sludge from the adjacent municipal wastewater treatment plant. This activity ceased in early 2006, and the landfill was recapped and reinstated. The only external material now accepted at the landfill is soil from a local sawmill site remediation project. This activity is covered by separate consent held by a third party¹.

17. SDC also maintains closed landfills at Douglas Road, Huiroa, and Wingrove Road, Pukengahu, in the Patea catchment. Both the Huiroa and Pukengahu landfills have been closed since 1991, but are still monitored with regards to maintenance and leachate discharge on a triennial basis. Triennial monitoring of these sites was previously undertaken in the 2020-2021 year.
18. **During the monitoring period, SDC demonstrated a high level of environmental performance and high level of administrative performance.**
19. SDC holds three resource consents in association with these landfills, which include a total of 17 conditions setting out the requirements that SDC must satisfy. The consents allow SDC to discharge stormwater and leachate from the landfills.
20. The Council's monitoring programme for the year under review for the Stratford closed landfill included two site inspections, six ground water samples collected for physicochemical analysis, and two biomonitoring surveys of receiving waters. This report also includes the results of the surface water samples taken in conjunction with the Stratford Wastewater Treatment Plant (WWTP).
21. The monitoring showed that there were no significant adverse effects occurring as a result of the exercise of the Stratford landfill consent. There were no unauthorised incidents noted in respect to the Stratford landfill during the year under review.
22. Monitoring was not undertaken during the year under review in relation to the Huiroa and Pukengahu closed landfills. These sites will next be monitored during the 2023-2024 period.
23. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a high level.
24. This report includes recommendations for the 2022-2023 year.

22-21 C D Boyd Drilling Waste and Stockpiling Land and Landspreading Monitoring Programme Annual Report 2021-2022

25. Colin Boyd (the consent holder), in conjunction with MI SWACO (the Company), operated a landspreading/landfarming operation and stockpiling facility at Surrey Road, Tariki.
26. **During the monitoring period, the site generally demonstrated a level of administrative performance that requires improvement in terms of annual reporting. The environmental performance is rated 'good' rather than high' due to inadequate management of sediment discharges during earthworks, which had only low-level impacts on the tributary.**

¹ Consent 7645-1 Alby M Limited

27. The consent holder has three resource consents to discharge contaminants to land and water from the storage and application of waste to land. The site has primarily received drilling waste from the petroleum industry, and since 2010 also received water sludge from the New Plymouth District Council and Stratford District Council water treatment plants. Drilling waste was deposited at the stockpiling facility and dewatered into water treatment lagoons. The dewatered drilling waste and water sludge was then applied to paddocks and incorporated into the soil, after which the paddocks were contoured and reseeded into pasture.
28. The site stopped receiving drilling waste approximately three years ago, and water sludge approximately five years ago. The stockpiling facility was decommissioned during this monitoring period, however all consents remain active. The consent for stockpiling waste may be surrendered at any time. A soil sampling and validation programme must be conducted before the landspreading consent may be surrendered.
29. The monitoring programme for this year included nine inspections, one water sampling survey, one soil sampling survey, and two in-stream biomonitoring surveys.
30. The site was generally compliant with the conditions of the three consents. Minor issues related to controlling overland flows and stormwater ponds, and contaminated liquid in the land soakage area were noted by the monitoring officers. The Company rectified these by the time of the following inspection.
31. The results of the groundwater sampling survey indicated that the concentration of most analytes had improved since the previous monitoring survey. Groundwater quality does not appear to have been affected by on-site activities. Water quality in the tributary declined during the decommissioning of the stockpile facility, but improved significantly after the completion of these works, likely due to the reduction in/absence of discharges into the tributary.
32. Analysis of soil samples collected from four waste disposal paddocks show that hydrocarbon contaminants and chloride are present at concentrations which exceed the assessment criteria set out in the consent conditions. These contaminants do not necessarily pose a risk to human health while they remain in the soil, but may adversely impact aquatic organisms if hydrocarbons leach into surface or groundwater.
33. The spring biological survey of the Mangatengehu tributary concluded that the macroinvertebrate community was in a very poor or poor condition. This was likely a result of inadequate sediment control by the Company during the decommissioning of the stockpile facility. The results of the second biomonitoring survey showed that the macroinvertebrate community had recovered to an extent, and was considered to be in fair condition overall. This was likely a result of a reduction in/absence of discharges into the tributary following the completion of the decommissioning earthworks.
34. This report recommends surrendering the stockpiling consent, and planning the soil sampling programme for the landfarmed paddocks.

22-22 Greenfern Hydro Scheme Monitoring Programme Annual Report 2021-2022

35. Greenfern Industries Ltd (the Company) operates a hydroelectric power station located on Normanby Road at Okaiawa, in the Waingongoro catchment. Utilising an existing weir across the Waingongoro River and tunnel under Normanby Road, water is diverted for electricity generation. The station is located approximately 3.2 km downstream of the weir, but due to the tight meander, these structures are located only 90 m apart.

36. **During the monitoring period, Greenfern Industries Ltd demonstrated an overall level of environmental and administrative performance that required improvement, while still acknowledging significant works and investment in infrastructure undertaken by the new operator within the first year of management.**
37. The Company holds three resource consents, which include a total of 41 conditions setting out the requirements that the Company must satisfy. The Company holds two consents to allow it to take and use water and to dam the Waingongoro River and one consent to use and maintain a weir and ancillary structures in the Waingongoro River. The 2021-2022 monitoring year is the first year the scheme has been under management by Greenfern Industries Ltd, with the scheme being inoperative since the 2016-2017 monitoring year (during which time consents were held by other parties).
38. The Council's monitoring programme for the year under review included three site inspections and one hydrological monitoring inspection. In addition, data collected by the Company was received and audited, while data collected by the Council upstream and downstream of the station was also assessed.
39. The monitoring showed that the scheme is still of a relatively small scale diverting approximately 2 m³/s of water when operating. Although improved from previous monitoring (last undertaken during 2016-2017 when the site was operating), the management of the various consents related to the scheme ranged from good to poor.
40. There has been minimal progress in implementing a number of the consent requirements, including upgrading the fish pass, and monitoring of the effects of the scheme on the residual flow reach. A full year's record of abstraction and flow data was provided by the Company and no major issues relating to water takes and flow requirements were identified.
41. Due to the previous Company's performance during the 2016-2017 period, coupled with the fact that it followed on from a similar performance in the 2015-2016 period, a significant investigation and enforcement action was undertaken in 2017 by the Council. This culminated in the Environment Court issuing an enforcement order against the Company in November 2017. This enforcement order is still in place and has not been complied with to date. No other enforcement action was taken in the 2021-2022 period.
42. In terms of overall environmental and compliance performance by the consent holder, this report shows that the consent holder's performance remains at a level that requires improvement.
43. This report includes recommendations for the 2022-2023 year.

22-23 Osflo Fertiliser Ltd Monitoring Programme Annual Report 2021-2022

44. Osflo Fertiliser Limited (the Company) operates a poultry litter storage, blending and distribution facility located at 1319 Mountain Road, Inglewood, in the Waiongana catchment. The poultry litter is collected from farms around the Taranaki region, stored/blended on site, then sold as a registered fertiliser.
45. **During the monitoring period, the Company demonstrated a high level of environmental and administrative performance.**
46. The Company holds three resource consents, which include a total of 17 conditions setting out the requirements that the Company must satisfy. The Company holds consents to: discharge washwater from truck wash facilities into land via soakage; to discharge stormwater to land via soakage where it may enter an unnamed tributary of

the Waiongana Stream; and to discharge emissions to air from the storage, blending and distribution of fertiliser.

47. The Council's monitoring programme for the year under review included two inspections, including odour surveys and two water samples collected for physicochemical analysis. The water samples from the unnamed tributary of the Waiongana Stream indicated that the Company were in compliance with consent defined conditions on the two occasions they were collected. It is noted that the stormwater facility discharge to surface water, only occurs during significant rainfall events.
48. The facility is allowed noticeable, but not objectionable or offensive odour beyond the boundary of the site. In the past, noticeable odours have been noted during the loading and unloading exercises, when material is agitated, or fresh from the supplier. However, during this monitoring period there were no noticeable or objectionable odours reported at or beyond the site boundary.
49. The Company has been proactive in their response to objectionable odour identification, with areas of the main storage shed closed to prevent odour release. Mesh doors were also installed in the 2020-2021 period to prevent mass air movement from within the shed. The Company continues to develop shelter belts/vegetative environmental buffers (VEBs), as a passive odour mitigation technique. This involves planting trees and shrubs in locations that deflect/manipulate wind, however, these mitigations take time to mature. The facility has a functional Odour Risk Management Plan, which requires the Company to assess the odour potential of incoming fresh product and to divert it if necessary.
50. No issues were reported during normal compliance inspections, and officers found the site to be well maintained and operating within consent conditions.
51. In terms of overall environmental and compliance performance by the consent holder over the last several years, the consent holder's performance has improved since the last monitoring period.
52. This report includes recommendations for the 2022-2023 year.

22-24 Remediation New Zealand Ltd Uruti Composting Facility Monitoring Programme Annual Report 2021-2022

53. Remediation New Zealand Ltd (the Company) operates a composting facility and worm farm which produces vermicast. It is located on State Highway 3, Mokau Road, Uruti, Taranaki.
54. **During the monitoring period, the Company demonstrated an overall poor level of environmental and administrative performance.**
55. This report for the period July 2021 to June 2022 describes the monitoring programme implemented by the Taranaki Regional Council (the Council) to assess the Company's environmental and consent compliance performance during the period under review. The report also details the results of the monitoring undertaken and assesses the environmental effects of the Company's activities.
56. The Company holds nine resource consents, which include a total of 135 conditions setting out the requirements that the Company must satisfy. The Company holds one consent to allow for discharges to air, and one consent to allow the discharge to land and water. One consent allows the discharge to water and there are six land use consents.

57. In March 2021, the Council held a hearing of applications by the Company for renewal of two consents, for discharges to air and for discharges to land and water. On 26 May 2021 the Hearing Committee released its decision declining the renewal of the two consents. The Company appealed the Council's decision to the Environment Court. A hearing to consider the appeal began just after the end of the year under review (July 2022). The Company is allowed to continue exercising the expired consents while the appeals are being considered. The hearing is likely to continue in calendar year 2023.
58. The Council's monitoring programme for the year under review included 12 scheduled inspections, 152 water samples collected for physicochemical analysis, one biomonitoring survey of receiving waters, and numerous odour surveys. Because of matters raised during pre-hearing conferencing for the Court appeal, and because of numerous complaints and investigations of potential non-compliance events identified by the Council as the year unfolded, the monitoring (requiring both inspections and sampling) extended considerably beyond that originally planned. The Council's annual monitoring programmes specify that the programme as first scoped may be extended and additional costs recovered where additional Council work is necessitated.
59. The monitoring showed that operational and site practices are still highly variable, although changes to infrastructure that were made during the year have the potential to bring improvements in administrative and environmental performance. Odour surveys by the Council and the complaints record again indicated there is a need for improvement if non-compliance is to be eliminated. There is the potential for levels of odour offsite, even if they do not reach the threshold of being offensive and objectionable on an acute basis, to cumulatively still have an impact that is unacceptable to the neighbouring community.
60. Surface water was found to be impacted beyond consent limits, for at least one site and one or more contaminants, on half of the scheduled surveys of the Haehanga Stream. Impacts on the Mimitangiawā were measurable but usually not significant in terms of recognised environmental thresholds. Groundwater quality is generally improving in respect of markers of irrigation, from peak levels of some contaminants evident in previous years, and does not give rise to concerns over current concentrations. Soil sampling in the new irrigation area L6 prior to its use found multiple indicators that drilling wastes had been spread or applied in the field, contrary to the consent. While soils in the remaining irrigation areas also show evidence of the re-distribution of contaminants derived from drilling wastes or the treated sawdust (unauthorised) that has been blended with the drilling wastes in the past, levels of contamination are not of concern in terms of recognised soil quality criteria. Irrigation of wastewater during the year led to mass loadings of nitrogen per hectare that were well in excess of those recommended by the Council and the description of N loadings previously provided by RNZ. The rates of application in 2021-2022 raise questions about whether the ability of pasture to take up nitrogen could be surpassed, and the timing and volume of irrigation events suggest that irrigation is being used as a means to prevent the irrigation pond from overflowing, rather than as a means of utilising pasture uptake for optimal nitrogen capture and treatment.
61. As in previous years, the monitoring indicated poor management of odour sources and of the maintenance of water quality within the Haehanga Stream, leading to an overall categorisation of administrative and environmental performance as 'poor'. There were five unauthorised incidents recording non-compliance in respect of this consent holder during the period under review, leading to three infringement notices and consideration of further action in respect of the remaining two incidents.

62. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance continued to be poor in the year under review. In terms of the number of abatement and infringement notices issued to the Company in 2020-2021 and continuing into 2021-2022, Remediation NZ has one of the lowest compliance performances of any consent holder monitored through a site-specific programme in Taranaki.
63. This report includes recommendations for the 2022-2023 year. As noted above, the Environment Court is considering whether to allow or decline the Company's application for consent to continue to discharge to land, water and air. The Council has prepared an appropriate interim monitoring programme based on the expired consents and the Company's environmental and administrative performance. The Company offered a number of proposals during the Court hearing (which occurred after the end of the period under review) in respect of future changes to its own operational management and site infrastructure, but as these were still prospective they have not been reflected in amendments to the compliance monitoring programme as previously prepared.

22-25 Remediation New Zealand Ltd Waitara Road Facility Monitoring Programme Annual Report 2021-2022

64. Remediation NZ Ltd (the Company) operates a greenwaste collection, composting and compost finishing facility, in addition to worm beds which create vermicompost. It is situated at 96 Waitara Road, Brixton, in the Waiongana catchment.
65. **During the monitoring period, Remediation NZ Ltd demonstrated a good level of environmental performance and high level of administrative performance.**
66. The Company holds one resource consent, which includes a total of 11 conditions setting out the requirements that the Company must satisfy. The Company holds one consent to discharge stormwater onto and into land and into the unnamed tributary of the Waiongana Stream.
67. The Council's monitoring programme for the year under review included six inspections, and one water sample collected for physicochemical analysis.
68. As a result of an abatement notice issued during the 2020-2021 period, the Company contracted the consultant Pattle Delamore and Partners (PDP). PDP performed a review of the site stormwater and provided a memorandum to the Company (26 October 2021) containing eight recommendations for improving the stormwater system.
69. It was noted during the site inspections that the Company implemented these recommendations, including construction of new settling ponds, increased capacity of settling ponds, redirection of roof water, repairs to sheds to prevent loss of product, repair of broken pipework, improved yard maintenance, and redirection of stormwater away from product. As a result stormwater management at the site was much improved during the 2021-2022 period.
70. Inspections and sampling showed that the discharge from the site had improved significantly both visually and chemically when compared with the 2020-2021 period.
71. During the year, the Company demonstrated a good level of environmental performance and high level of administrative performance with the resource consents as defined in Appendix II.

72. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance has improved in the year under review.
73. This report includes recommendations for the 2022-2023 year.

22-26 Taranaki By-Products Air and Water Monitoring Programme Annual Report 2021-2022

74. Taranaki By-Products Ltd (TBP) operates an animal rendering plant located on Kohiti Road, Okaiawa in the Inaha Stream catchment. Raw material from animal processing plants and fallen farm stock are received at the plant and processed into a range of inedible products. Taranaki Bio-Extracts Ltd (TBE) is co-located at the site and manufactures edible food products from raw material (mainly bone) from the TBP plant.
75. **During the reporting year, TBP demonstrated a good level of environmental and administrative performance.**
76. TBP holds 10 resource consents which include a total of 127 conditions setting out minimum requirements to avoid or minimise adverse effects on the environment. The suite of consents authorise the discharge of contaminants to land, water, and air from a range of activities on the site.
77. The compliance inspections and monitoring for this period concluded that the site was generally compliant with its resource consent conditions, and the consent holder's environmental performance remains good compared to previous years. However, several aspects of the operation require attention to maintain or improve environmental performance. In particular, cleanliness around areas which drain to the stormwater network and into the firewater pond.
78. As a result of a fire in the processing building on 26 December 2021, TBP has not been operating at full capacity over the entire monitoring period. As at 29 September 2022, the site was operating at 60% of its maximum capacity and expecting to achieve full processing capacity by late October 2022.
79. Discharges of odour to air from the process building, wastewater ponds and burial pits continue to extend beyond the boundary of the site, and impact the community as evidenced by comments during the community liaison meeting and two formal complaints to Council. Neither of the odour complaints were deemed to be offensive or objectionable by the Council. Odour management must continue to be a high priority for TBP, and the current management measures should be followed and reviewed regularly to ensure odour discharges are minimised as far as practicable. Current repairs and upgrades will likely improve air quality for the community in the near future.
80. Biological monitoring of the Inaha Stream and tributaries did not indicate any recent significant impacts from TBP operations. Most sampling locations received the same or an improved rating compared to the previous year, with most rated as fair or good. The biomonitoring report concluded that discharges to the Inaha stream during the monitoring period were not likely to be having a significant adverse effect on the community of organisms.
81. Sampling of the groundwater wells in the irrigation areas indicated that irrigation of wastewater to paddocks is resulting in low but increasing levels of nitrogen. The concentration of nitrogen at Te Kopanga Spring during this monitoring year increased after declining for several years. Additionally, levels of *E. coli* were elevated above the relevant drinking water guidelines in five of the six samples.

82. This report makes a number of recommendations relating to: bore replacement and maintenance; monitoring and management of nitrate and E. coli levels; and a review of site management plans following the completion of the building upgrade to ensure the plans are fit for purpose.

22-27 Waste Remediation Services (WRS) Ltd Symes Manawapou Landfarms Monitoring Programme Annual Report 2021-2022

83. Waste Remediation Services Ltd (the Company) operates WRS Symes Manawapou Landfarm, located at 156 Manawapou Road, Manutahi, in the Manawapou catchment, South Taranaki. The consent was granted in 2012 and was then transferred to the Company in June 2014. This report marks the eighth year that the Company has been in charge of the landfarm and it is the 10th annual report by the Council for this facility.
84. **During the monitoring period, the Company demonstrated a good level of environmental performance and required improvement in their administrative performance.**
85. The Company holds one resource consent, which includes a total of 31 conditions, to discharge drilling waste and water treatment sludge to land under the practice known as landfarming.
86. The Council's monitoring programme for the year under review included three routine inspections, fourteen water samples and four composite soil samples collected for physicochemical analysis. Most of the samples demonstrated stability for the analytes tested. GND2302 has observed a steady rise in chloride concentrations since 2017 and has since been fluctuating yearly, but appears to be slightly declining again. While in the case of GDN2303, these have risen since its installation in 2012, but are also now experiencing a slight decline since late 2021, displaying some improvement in both the wells.
87. Bore GND2303 was damaged for the first half of this monitoring period and was repaired in February 2022.
88. Only in two instances were traces of petroleum related contaminants detected, but the remaining results were below the levels of detection.
89. The Company accepted material from 21 different sources and received a total 16,017 m³ of both solid and liquid wastes. Preparation of a new spreading area in Stage II seaward and westward of site area M2110 occurred during this monitoring period.
90. The Company was late in notifying the Council of discharged material on site in November 2021 which is a requirement stated under condition 8 in consent 7795-1.1. No subsequent sample analysis was undertaken by the Company either, which is necessary under condition 10 of the same consent. This resulted in '14 Day Letters' being issued to both the WRS and the associated client. The Company were very transparent with the Council when it discovered that they were unaware of the deposits themselves and were late in notification. The response explanation and preventative measures implemented were accepted by the Council.
91. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance has improved in the year under review from the previous year, although site control can still be improved.
92. This report includes recommendations for the 2022-2023 year.

22-30 Waste Remediation Services Ltd Waikaikai Landfarm Monitoring Programme Annual Report 2021-2022

93. Waste Remediation Services Ltd (the Company) operates a drilling waste landfarm (Waikaikai Landfarm) located off Lower Manutahi Road at Manutahi, South Taranaki, in the Mangaroa catchment.
94. **During the monitoring period, the Company demonstrated a high level of environmental and administrative performance.**
95. The Company holds one resource consent, which includes 32 conditions setting out the requirements that the Company must satisfy. The consent allows the Company to discharge drilling waste from hydrocarbon exploration and production activities from well sites and contaminated soil onto and into land via landfarming.
96. The Council's monitoring programme for the year under review included three inspections, twenty groundwater samples and six composite soil samples collected for physicochemical analysis.
97. Inspections found the site to be compliant on all occasions. Previously landfarmed areas held good pasture cover.
98. Groundwater sample results indicated compliance with consent conditions. Most of the samples demonstrated stability for the analytes tested. However, there is some evidence that recent landfarming has increased the analyte concentrations in one of the groundwater samples.
99. Soil sample analysis found that further bioremediation would be required prior to surrender of the two areas sampled.
100. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a high level in the year under review.
101. This report includes recommendations for the 2022-2023 year.

22-41 Fonterra Whareroa Monitoring Programme Annual Report 2021-2022

102. Fonterra Co-operative Group Ltd (Fonterra) operates a dairy processing complex located on Whareroa Road at Hawera, between the Tangahoe catchment and another small unnamed catchment.
103. **During the monitoring period Fonterra demonstrated levels of environmental and administrative performance that required improvement.**
104. Fonterra holds a total of 18 resource consents related to activities undertaken at the Whareroa site to allow for the abstraction of water from the Tawhiti Stream and Tangahoe River; the discharge of river silt and sand back to those two streams; the discharge of stormwater to unnamed tributaries of the Tawhiti Stream, the Tangahoe River and an unnamed coastal stream; the discharge of stormwater and sediment to land; the discharge of dairy factory wastewater to the Tasman Sea; the discharge of laboratory waste and unprocessable wastes to waste pits; the discharge of dairy liquids to land; and the discharge of emissions to air.
105. The Council's monitoring programme for the year under review included ten scheduled site inspections; two composite samples from the outfall discharge for inter-laboratory comparison; 30 samples of stormwater pond discharges collected for physicochemical analysis; 11 grab samples of the outfall discharge for physicochemical and

microbiological analysis; two biomonitoring surveys downstream of the stormwater pond discharge points; one intertidal survey; 30 deposition gauging samples; four nitrogen oxide (NO_x) samples and two periods of fine airborne particulate (PM₁₀) monitoring in relation to air emissions, and auditing of monitoring data collected by Fonterra.

106. The site was generally maintained in a satisfactory condition, with no significant issues noted during inspections. Routine monitoring found, under normal plant operation, that the activities at the site were not having any significant adverse impacts on the receiving environment.
107. Three incidents occurred during the year which required investigation by Council. The sump at the mixing chamber where flows from Fonterra and the STDC Hawera WWTP meet overflowed into the nearby tributary on two occasions in late 2021. Although no significant adverse effects were noted in the stream on either occasion, an abatement notice was issued following the second overflow and Fonterra undertook works to prevent further overflows and contain them if they did occur. A third incident involved the discharge of a small amount of DAF sludge solids. The majority of the spill was contained and Fonterra's explanation (14-day letter) was accepted without further action.
108. Fonterra have not met the deadlines for a number of reports as stipulated in the associated resource consents. Enforcement action may be required to ensure these reports are submitted as agreed upon by Fonterra during the consenting process.
109. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a level that requires improvement.
110. This report includes recommendations for the 2022-2023 year, including a recommendation relating to an optional review of consent 9908-1 in June 2023.

22-42 Todd Petroleum Mining Company Kapuni Production Station Annual Report 2021-2022

111. Todd Petroleum Mining Company Ltd (Todd Petroleum) operates the Kapuni Production Station located on Palmer Road in the Kapuni catchment.
112. **During the monitoring period, Todd Petroleum Mining Company Ltd demonstrated a high level of environmental and administrative performance.**
113. Todd Petroleum holds four resource consents for the production station, which includes a total of 36 conditions setting out the requirements that Todd Petroleum had to satisfy. Todd Petroleum holds one consent to discharge stormwater into the Kapuni stream, one consent to discharge emissions into the air, and two consents relating to structures in the Kapuni Stream. Todd Petroleum also hold a further 26 resource consents for production activities at wellsites associated with the Kapuni Production Station.
114. The Council's monitoring programme for the year under review included four inspections, six water samples collected for physicochemical analysis, one biomonitoring survey of receiving waters, and two ambient air quality analyses.
115. Receiving water inspections, in conjunction with sampling conducted by both the Council and Todd Petroleum during the 2021-2022 period, showed that the site discharges were not causing any adverse effects in the Kapuni Stream. This was supported by the findings of the macroinvertebrate survey.

116. There were no adverse effects on the environment resulting from the exercise of the air discharge consents. Ambient air quality monitoring at the Kapuni Production Station showed that levels of carbon monoxide, combustible gases, PM₁₀ particulates, and nitrogen oxides were all below levels of concern at the time of sampling. No offensive or objectionable odours were detected beyond the boundary during inspections and there were no complaints in relation to air emissions from the site.
117. There were no unauthorised incidents recorded by the Council in relation to Todd Petroleum's activities during the reporting year. The Kapuni Production Station was well managed and maintained.
118. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a high level.
119. This report includes recommendations for the 2022-2023 year, including a recommendation relating to an optional review of consents 0633-3, 4054-6.1, and 9555-1 in June 2023.

22-44 Regional Cleanfill Monitoring Programme Annual Report 2021-2022

120. The Taranaki Regional Council (the Council) implements a co-ordinated monitoring programme for a number of cleanfill operators within the Taranaki region. Specifically this programme covers cleanfills operated by AA Contracting Ltd (AA Contracting), A & A George Family Trust (George Family), AE Riddick (Riddick), BJ & LB Bishop (Bishop), Dennis Wheeler Earthmoving Ltd (Wheeler), Downer EDI Works Ltd (Downer) (three sites), Gas and Plumbing Ltd (Gas and Plumbing), Smudgy Developments (Smudgy), Taranaki Civil Construction Ltd (Taranaki Civil) and Taranaki Trucking Company Ltd (Taranaki Trucking).
121. **During the monitoring period, AA Contracting, Riddick, Wheeler, Downer (Dorset Road), Downer (South Road), Gas and Plumbing, Smudgy and Taranaki Civil demonstrated a high level of environmental and administrative performance.**
122. **During the monitoring period, Downer (Veale Road) demonstrated a good level of environmental performance and a high level of administrative performance.**
123. **During the monitoring period, George Family demonstrated a good level of environmental and administrative performance.**
124. **During the monitoring period, Bishop and Taranaki Trucking demonstrated a good level of environmental performance and an improvement was required in their administrative performance.**
125. This report for the period July 2021 to June 2022 describes the monitoring programme implemented by the Council to assess the environmental performance at each of these sites during the period under review. The report details the results of the monitoring undertaken and assesses the environmental effects of these cleanfilling activities.
126. Within this programme, the 12 consented cleanfill operations monitored hold a total of 15 resource consents, which include a total of 190 conditions that the cleanfill operators must satisfy. The consents covering the activities monitored under this programme consist of three consents to discharge cleanfill where contaminants may enter surface water, two consents relating to piping, culverts and/or reclamation, and nine consents to discharge cleanfill onto and into land.

127. The Council's monitoring programme included a total 36 inspections, with each site receiving either two or three scheduled inspections as programmed. Follow up inspections were undertaken at the George Family and Downer (South Road) sites. Two additional site visits were undertaken at the Riddick site to discuss Council requirements relating to a proposed expansion of the cleanfill site and a change of operator to Taranaki Civil.
128. The Council collected 25 water samples for physicochemical analysis during the 2021-2022 year. This monitoring is usually scheduled to be undertaken during low flow conditions with a focus on the potential effects of leachate. Historical monitoring has shown little, if any, effect at these sites to date. During the year under review, the sampling deferred from the 2020-2021 year took place under wetter spring conditions to assess the potential effects from sediment discharges. Minor transient effects were found at the George Family cleanfill at a time when there were inadequate silt controls at the site. Sediment controls were subsequently installed and the suspended solids content of the discharge from the site was low at the time of the following inspection and sampling.
129. No significant adverse environmental effects were observed as a result of any of the consent holders' activities at the time of the inspections. There was little, if any unauthorised material found at most of the sites, and where unauthorised materials were found, these items were dealt with promptly and appropriately with little intervention.
130. During the period under review AA Contracting, Riddick, Wheeler, Downer (Dorset Road), Downer (South Road), Gas and Plumbing, Smudgy and Taranaki Civil all demonstrated a **high** level of environmental and administrative performance with their resource consents.
131. On the whole, during the year, George Family demonstrated a **good** level of environmental and administrative performance. Improvements in the Company's environmental and administrative performance were found to be required at the time of the first inspection in the year under review. These improvements were made following a site meeting at which the matters of concern and resolutions were discussed.
132. During the year, Bishop demonstrated a **good** level of environmental performance and **improvement required** in the administrative performance. Silt retention structures had not been installed at the toe of the cleanfill area as required by condition 6 of consent 5877-2 at two consecutive inspections. An abatement notice was issued. This was found to have been complied with at the time of the final inspection of the year.
133. During the year, Downer (Veale Road) demonstrated a **good** level of environmental performance and a **high** level of administrative performance. It is noted that continued attention to maintenance of the silt controls at the site is required to ensure on-going compliance with this aspect of the consent and the abatement notice issued in September 2019.
134. During the year, Taranaki Trucking demonstrated a **good** level of environmental performance and **improvement required** in their level of administrative performance. There was no evidence of any activity at the site during the year under review. The Council is working with the consent holder with respect to the closure requirements for the site, which include the removal of unacceptable material from the site. No adverse effects were found at the time of the inspections or sampling.
135. For reference, in the 2021-2022 year, consent holders were found to achieve a high level of environmental performance and compliance for 88% of the consents monitored

through the Taranaki tailored monitoring programmes, while for another 10% of the consents, a good level of environmental performance and compliance was achieved.

136. This report includes recommendations for the 2022-2023 monitoring period including a recommendation relating to an optional review of consents 10990-1.0 (Taranaki Civil).

22-46 Todd Generation Junction Road Power Station Monitoring Programme Annual Report 2021-2022

137. Nova Energy Ltd (the Company) operates a gas fired power plant, the Junction Road Power Plant (JRPP). It is located at 688 Junction Road, New Plymouth, in the Waiwhakaiho catchment. The facility is composed of two 50 MW power output gas turbine peaker plants. The site was formerly operated by Todd Generation Ltd. This report is the first report for the site under the name of Nova Energy Limited and the second report in relation to this activity.
138. **During the monitoring period, the Company demonstrated a high level of environmental and administrative performance.**
139. The Company holds five resource consents, which include a total of 67 conditions setting out the requirements that the Company must satisfy. The Company holds one consent to discharge effluent/stormwater into the Mangorei Stream, one consent to discharge emissions into the air at this site and three land use permits. The consents were transferred to Nova Energy Ltd on 1 June 2022, however the ownership of the site was transferred to the Company early in 2022.
140. The Council's monitoring programme for the year under review included four inspections, one ambient air quality survey and two biomonitoring surveys of the receiving waters.
141. The monitoring showed that there was no evidence that any discharges from the JRPP had caused any recent detrimental impacts on the macroinvertebrate communities of the Mangorei Stream.
142. Ambient air quality monitoring conducted by the Council during the reporting period shows the Company complied with all consent conditions, and no adverse effects on the environment were detected.
143. There were no unauthorised incidents recording non-compliance in respect of this consent holder during the period under review.
144. This report includes recommendations for the 2022-2023 year.

22-49 Contact Energy Stratford Power Station Monitoring Programme Annual Report 2021-2022

145. Contact Energy Ltd (the Company) operates the Stratford Power Station (SPS) located on State Highway 43 near Stratford in the Patea catchment.
146. **During the monitoring period, the Company demonstrated an overall high level of environmental and administrative performance.**
147. The Company holds 17 resource consents that are being exercised in relation to SPS, and these include a total of 162 conditions setting out the requirements that they must satisfy. The exercised consents provide for two gas-fired plants. These are a combined cycle plant (TCC1) and a smaller open cycle peaking plant (SPP). In addition, the Company holds seven consents that are yet to be exercised that were granted in

connection with a facility that is yet to be built. This plant will be a copy of either of the two existing facilities. Some consents apply to the individual generation units, while others apply to the site as a whole.

148. The Council's monitoring programme for the year under review included four inspections, 12 water samples collected for physicochemical analysis and three biomonitoring surveys of receiving waters. In addition, monthly emission results and abstraction records were provided to the Council which were reviewed.
149. The monitoring showed that the Stratford Power Station continued to be well managed with negligible environmental effects as a process of the exercise of their consents.
150. Surface water abstraction was compliant with daily rate and volume. Process water discharges were compliant with consent defined parameters. Surface water monitoring indicated negligible impacts from the discharge of process waters. The thermal tolerances within the receiving waters were not exceeded for the duration of the monitoring period. This included during the summer low flows, during which time the thermal impacts to surface waters was found to be minimal.
151. Inter-laboratory comparisons indicated good agreement for the majority of parameters assessed this monitoring period. The slight variation in dissolved reactive phosphorus analysis is reducing.
152. Emissions monitoring results from the Taranaki Combined Cycle (TCC) were within consent defined specifications for the full duration of the monitoring period.
153. The Stratford Peaker Plants (SPP) were stack tested with the resulting analysis indicating compliance with consent defined criteria.
154. The six yearly report, as required by the consent, was provided during December 2020 and is next due in the 2026-2027 year.
155. No odours were noted or communicated during the monitoring period.
156. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a high level in the period under review.

22-52 DH Lepper Trust (Piggery) Monitoring Programme Annual Report 2021-2022

157. DH Lepper Trust (the Company) operates a "farrow to finish" piggery breeding and fattening unit located on 541 Mountain Road Lepperton, in the Waiongana catchment. The facility includes a solids composting process and an anaerobic biogas digester that generates about half of the total electricity usage for the site. Effluent from the piggery is now largely irrigated to land, a recent innovation in effluent management on the site.
158. **During the monitoring period, DH Lepper Trust Piggery demonstrated a high level of environmental and administrative performance.**
159. The Company holds two resource consents, which include a total of 34 conditions setting out the requirements that the Company must satisfy. Resource consent 0715-4.1 allows the discharge of treated effluent to land and the Waiongana Stream, and consent 5206-2.1 allows for the discharge of piggery related emissions to air at this site.
160. The Council's monitoring programme for the year under review included four inspections and the collection of wastewater and receiving water samples for physicochemical analysis.

161. The monitoring showed that the wastewater and receiving water samples were well within the consented limits and the discharge has little, if any effect on the Waiongana Stream and surrounding environment. There were no unauthorised incidents recording non-compliance in respect of this consent holder during the period under review.
162. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a high level in the year under review.
163. This report includes recommendations for the 2022-2023 year.

22-57 Malandra Downs Ltd Monitoring Programme Annual Report 2021-2022

164. Malandra Downs Ltd (the Company) holds one resource consent to discharge contaminants, and the associated stormwater and leachate, onto and into land for land stabilisation purposes at Albany Road, Patea in the Patea catchment. Green waste, as well as activated carbon and diatomaceous earth, is transported to the site and discharged over areas of sandy pasture that have undergone aeolian erosion. Discharged material helps trap soil and sand and, upon decomposition, adds nutrients and condition to the sandy soils.
165. **During the monitoring period, Malandra Downs Ltd demonstrated a high level of environmental and administrative performance.**
166. The Company holds one resource consent to discharge contaminants, and the associated stormwater and leachate, onto and into land for land stabilisation purposes. This consent has 13 conditions setting out the requirements that the consent holder must satisfy.
167. The Council's monitoring programme for the year under review was comprised of one out of two inspections, assessing the types of materials being received and how the discharge to land was being managed.
168. Inspections found that the routine material accepted at the site was well managed, with the operators careful to remove any small amounts of inorganic material that was entrained in the green waste brought onto the site before the stockpiles are discharged. The record keeping at the site was found to be satisfactory, and on the whole, the site was being managed in accordance with the site management plan.
169. For reference, in the 2021-2022 year, consent holders were found to achieve a high level of environmental performance and compliance for 88% of the consents monitored through the Taranaki tailored monitoring programmes, while for another 10% of the consents, a good level of environmental performance and compliance was achieved.
170. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a high level in the year under review.
171. This report includes recommendations for the 2022-2023 year.

22-59 Value Timber Supplies Ltd Woodwaste Disposal Monitoring Programme Annual Report 2021-2022

172. Value Timber Ltd (the Company) operates an untreated wood waste monofill located on Bristol Road at Inglewood, in the Waitara catchment. The sole source of the wood waste is from the Company's sawmilling operation in Inglewood. The Company sells most of its woodchip and sawdust as calf litter. The remaining material, consisting of bark, soil and soiled woodchip/sawdust, is sent to the Bristol Road site for disposal.

173. The Company holds one resource consent, to discharge wood waste to land, which includes a total of 14 conditions setting out the requirements that the Company must satisfy.
174. **During the monitoring period, Value Timber Ltd demonstrated a high level of environmental and administrative performance.**
175. The Council's monitoring programme for the year under review included three inspections, two water samples collected for physicochemical analysis, and one wood waste sample collected for copper, chromium, arsenic, and boron (CCAB) analysis.
176. The monitoring showed that the site discharges were compliant with consent conditions and that the control of silt from the associated earthworks continued to be managed effectively. The grass cover in the large pre-fill gully was maintained as were the silt controls. There were no discharges of unauthorised wood waste or other materials found at inspection. There were no unauthorised incidents recording non-compliance in respect of this consent holder during the period under review.
177. This report includes recommendations for the 2022-2023 year.

22-63 STDC Waiinu Beach Settlement Monitoring Programme Annual Report 2021-2022

178. The South Taranaki District Council (STDC) operates a wastewater treatment system located at the Waiinu Beach Settlement, in the Waitotara catchment.
179. **During the monitoring period, South Taranaki District Council demonstrated an overall good level of environmental performance and high level of administrative performance.**
180. STDC holds one resource consent, which allows the discharge of treated domestic wastewater from the Waiinu Beach Wastewater Treatment Plant to land. This consent includes a total of 16 conditions setting out the requirements that STDC must satisfy.
181. The Council's monitoring programme for the year under review included three site inspections of the wastewater treatment system, which included bacteriological and groundwater sampling. Four additional seasonal groundwater sampling surveys were also carried out. The monitoring showed that the wastewater treatment system was well maintained. As in recent years, the monitoring indicated that the discharges from the wastewater treatment system had no adverse effects on coastal water quality.
182. Daily irrigation flows from the wastewater treatment plant exceeded the consent limit 31 times throughout the 2021-2022 monitoring year however, STDC has indicated that there are plans in place for repairs to be made over the 2022-2023 summer period which should prevent these exceedances in future. There were no other unauthorised incidents of non-compliance in respect of this consent holder during the period under review.
183. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a good level in the year under review.
184. This report includes recommendations for the 2022-2023 year.

22-66 Concrete Batching Plants Monitoring Programme Annual Report 2021-2022

185. This report for the period July 2021 to June 2022 describes the monitoring programme implemented by the Taranaki Regional Council (the Council) to assess the environmental performance and consent compliance of two concrete batching plants within the Taranaki Region. The report also details the results of the monitoring undertaken and assesses the environmental effects of their activities. The two concrete batching plants covered by this programme are located in Hawera and Stratford.
186. Firth Industries operate a concrete batching plant located on Glover Road, Hawera in the Tangahoe catchment. The site operation involves mixing of cement, aggregate, water and additives in concrete mixing trucks for delivery to end users. Recently it has been used only as a satellite plant. The site is also used for the storage of aggregate, sand and builders mix for retail sale.
- 187. During the monitoring period, Firth Industries demonstrated a good level of environmental performance and high level of administrative performance.**
188. Firth Industries holds one resource consent, which includes a total of seven conditions setting out the requirements that they must satisfy. The consent allows for the discharge of treated wastewater onto and into land and into an unnamed tributary of the Tawhiti Stream.
189. There was a breach of consent conditions due to dust discharging from the site. However, the effects on the receiving environment were negligible or minor at most. The consent holder was quick to respond and addressed the issue.
190. Fletcher Concrete and Infrastructure Ltd (Fletcher Concrete) operates a concrete batching plant and pre-cast manufacturing plant on a site just north of Stratford on State Highway 3 in the Kahouri catchment. Activities at the site include the storage and mixing of aggregate, cement, water and additives, as well as the manufacturing of pre-cast drainage soak-hole liners and lids, offal hole lids and troughs. The concrete batching plant is operated by their subsidiary Firth Industries and the pre-cast facility and sales depot is operated by their subsidiary Humes Pipeline Systems (Humes).
- 191. During the monitoring period, Fletcher Concrete and Infrastructure Ltd (Fletcher Concrete) demonstrated a high level of environmental performance and high level of administrative performance.**
192. Fletcher Concrete holds one resource consent, which includes a total of 13 conditions setting out the requirements that the consent holder must satisfy. The consent allows for the discharge of stormwater and wastewater onto and into land and into an unnamed tributary of the Kahouri Stream.
193. The Council's monitoring programme for both the Hawera and Stratford plants included two inspections, and sampling of the discharges and of the receiving waters in the vicinity of each site.
194. This report includes recommendations for the 2022-2023 year.

22-68 Manawa Energy Mangorei HEP Scheme Monitoring Programme Annual Report 2021-2022

195. Manawa Energy Ltd (the Company) operates the Mangorei Hydroelectric Power (HEP) scheme in the Waiwhakaiho River catchment to the south of New Plymouth. The Company diverts water from the Waiwhakaiho River into Lake Mangamahoe, from

where it is directed through penstocks to the Mangorei Power Station, located on Hydro Road. The water is returned to the Waiwhakaiho River at the Meeting of the Waters, six kilometres downstream of the original diversion.

196. **During the monitoring period, the Company demonstrated a high level of environmental and administrative performance.**
197. The Company holds seven resource consents, which include a total of 35 conditions setting out the requirements that the Company must satisfy. The Company holds three consents to allow it to divert, use and discharge water and four consents for various structures, including to dam the Mangamahoe Stream, the Waiwhakaiho River intake weir, and an access culvert related to this site. One consent expired in June 2020, and the other six expired in June 2021. The Company continues to exercise these consents under the protection of section 124 of the Resource Management Act 1991. The Company has submitted an application to renew these consents.
198. The Council's monitoring programme for the year under review included 12 hydrological inspections, which included a gauging of the residual flow on each occasion, two macroinvertebrate surveys, the auditing of data provided by the Company, and water temperature monitoring of the Waiwhakaiho River.
199. Gauging of the residual flow recorded a compliant flow on all occasions. Inspections found all aspects of the scheme were in good order. Data provided by the Company showed good compliance with lake level restrictions and residual flow requirements, and the requirement to generate at least 950 L/s during the day to provide adequate flow downstream of the scheme.
200. The number of elvers transferred from the Mangorei Power Station to the Waiwhakaiho River during the period under review was the highest on record. Downstream migratory adult eel passage was also provided by the Company by manual trapping and transfer. A total of 15 adult eels were transferred in the reported period.
201. Macroinvertebrate sampling reflected the high water quality and habitat conditions found in the river, but also reflected potential issues with algal proliferation and elevated water temperatures, within the residual flow reach and below the meeting of the waters. The results showed lower benthic macroinvertebrate community health scores downstream of the scheme's intake point. However, due to the distance between sampling sites, and other potential inflows and discharges that enter the Waiwhakaiho River within the residual reach, further, targeted investigations would be required to determine whether the impacts on macroinvertebrate communities were attributed to the HEP scheme.
202. The Company in the previous monitoring period had struggled to provide regular and timely updates on progress made towards monitoring sedimentation within the lake. Due to the late submission of a lake sedimentation report from the previous monitoring period, a compliance assessment on the work undertaken by the Company to date was assessed during this period. The report provided was deemed to be sufficient in achieving compliance. The report concluded that the magnitude of effects of sediment entering Lake Mangamahoe through the Waiwhakaiho diversion tunnel was very low and that remedial or mitigation actions were generally not required.
203. During this monitoring period, water temperatures in the lower river and residual reach did not present excessive levels for any extended period, although there is a clear relationship between the activity and increased water temperatures. In the lower river, the spreading of power generation releases during daylight hours, as required by

consent conditions, would have aided in mitigating extreme temperatures. The minor warming seen over the 21 year period since an increased summer residual flow was implemented appears to be due to climatic changes, given a similar trend is apparent upstream of the scheme. Water temperature results indicated a typical change in water temperature in a downstream direction attributable to the HEPs. This monitoring has again demonstrated how the variability in climatic conditions can greatly influence temperatures within the river at any given period.

204. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a high level.

205. This report includes recommendations for the 2022-2023 year.

22-69 Manawa Energy Motukawa HEP Scheme Monitoring Programme Annual Report 2021-2022

206. Manawa Energy Ltd (the Company), formerly Trustpower Ltd, operates the Motukawa hydroelectric power (HEP) scheme in the Manganui River and Waitara River catchments. The Company draws water from behind a weir on the Manganui River near Tariki and diverts this water through a race to Lake Ratapiko and then through penstocks to the Motukawa Power Station. The power station discharges into the Makara Stream, a tributary of the Waitara River. Consents for the Motukawa HEP scheme allow the Company to maintain structures, to take, divert and discharge water, and to disturb the bed of Lake Ratapiko.

207. During the monitoring period, the Company demonstrated a high level of environmental and administrative performance.

208. The Company holds a total of 24 resource consents, which include a total of 196 conditions setting out the requirements that they must satisfy. The Company holds five consents to allow it to take and use water, five consents to discharge water or sediment into the Makara, Mangaotea and Mako streams, one consent to discharge wastes to land around Lake Ratapiko and five land use permits for bed disturbance and structures in the Manganui River, Mangaotea Stream and Lake Ratapiko. Seven additional consents allow the Company to abstract water, and construct and maintain structures in the Mangaotea Stream. The majority of monitored consents for the scheme expired in June 2022, with some to be renewed through the ongoing consenting process. The Mangaotea Stream water take infrastructure was decommissioned during this period, with the water take to be discontinued, and selected consents to be surrendered.

209. The Council's monitoring for the period under review included eight inspections of fish passage and residual flow facilities, continuous water temperature monitoring at two sites between November and April, and a biomonitoring survey. In addition, all monitoring data provided by the Company was reviewed. The range of information provided by the Company included abstraction and discharge data, lake and race water level information, and fish transfer data (elver and adult eel).

210. The monitoring showed that during the period under review, the management of abstraction rates, flushing flows, and race and lake water levels was generally good. With regard to the management and recording of flows within the race, performance has improved significantly compared to previous monitoring years. There was good compliance with set flows and water levels.

211. The average monthly temperature differences during the reported period were generally warmer upstream of the weir and both warmer and cooler downstream of the weir when compared to those recorded historically. Peak water temperatures in the residual flow were below those seen historically. Results have shown how climatic conditions can greatly affect water temperatures both within the residual reach and upstream of the scheme, further outlining the importance of managing flows based on actual preceding climatic conditions.
212. Macroinvertebrate monitoring indicates improvement at some sites. In the current period, it is considered that the communities of the residual flow reach represent what would be considered typical of a low flow community, but lower than expected when compared to the upstream site. Overall, these results and previous monitoring results indicate that the invertebrate community supported by the residual flow is not significantly different to those supported by natural flows. As expected, any differences become more prominent under sustained dry weather conditions.
213. Recent fish surveys undertaken for the Company by a consultant in 2020 and 2021 have found an absence of inanga and torrentfish both upstream and downstream of the weir, which has made it difficult to assess the likelihood of fish passage success upstream of the weir. At the time of writing this report, maintenance work was being undertaken to the fish pass to address erosion of rock weirs that are resulting in small waterfalls, potentially causing a barrier to some species. Routine fish monitoring will recommence in the 2022-2023 monitoring period.
214. Eel and elver passage requirements were generally fulfilled with the elver transfer system at the power station working well. The total weight of elvers transferred in the reporting period was 2.5 times greater than that of the previous year's result and in general follows on from the promising results recorded in the five previous monitoring periods. Transfer of adult eels has been attempted during each migration season, with five longfin eel transferred in the most recent season, under a quarter of that transferred in the previous season. No juvenile lamprey were captured during dredging activities within Ayling's pond this year, while a small number of eels were captured and released into the Manganui River.
215. There were no incidents recording non-compliance in respect of this consent holder during the period under review.
216. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance is being maintained at a high level.
217. This report includes recommendations for the 2022-2023 year.

22-70 Manawa Energy Patea HEP Scheme Monitoring Programme Annual Report 2021-2022

218. Manawa Energy Ltd (the Company), formerly known as Trustpower Ltd, operates a hydroelectric power station (HEPS) located on the Patea River on Maben Road, near Hurleyville. Water is impounded behind the 82 m high Patea Dam to form Lake Rotorangi. This water is diverted through the 32 MW power station, the largest in Taranaki.
219. This report for the period July 2021 to June 2022 describes the monitoring programme implemented by the Taranaki Regional Council (the Council) to assess the Company's environmental and consent compliance performance during the period under review.

The report also details the results of the monitoring undertaken and assesses the environmental effects of the Company's activities.

- 220. During the monitoring period, the Company demonstrated an overall level of environmental and administrative performance which required improvement.**
221. The Company holds 10 resource consents, which include a total of 147 conditions setting out the requirements that the Company must satisfy. The Company holds three consents to allow it to dam, take and/or use water, two consents to discharge water into the Patea River, three consents for structures associated with the scheme and two consents to discharge emissions into the air at this site.
222. The Patea HEPS was inspected twice during the monitoring period. In addition, Council carried out analysis of generation data, lake level data, Patea River flow and groundwater abstraction data provided by the Company. The Council also reviewed a number of reports submitted in accordance with consent conditions. There were no hydrological inspections programmed for the 2021-2022 period, but hydrological monitoring was undertaken through maintaining the McColl's Bridge flow recorder.
223. The monitoring showed that overall the scheme operated within resource consent requirements for the vast majority of the period being reported. During this period, the Company was fully compliant with lake levels and demonstrated good compliance with rise and recession rate restrictions for the lower Patea River. The Company provided adequate residual flows within the Patea River at all times.
224. The Company was required to coordinate a number of investigations and reports during this reporting period that also included finalising a number of outstanding 2020-2021 compliance period reports and investigations which had been delayed. The Mangamingi Bridge Report was finalised during this monitoring period. Investigations are ongoing regarding the finalisation of the 2020-2021 Lower Ecological Survey, Fish Transfer Report, and the third Interim Dissolved Oxygen; enforcement action may be necessary if it is found that all steps required for the review of these reports was not completed. The 2021-2022 Fish Transfer Report was finalised at the time of writing this report which is a significant improvement given the additional requirements of the related Abatement Notice issued the previous year. The Final Dissolved Oxygen Report is still to go through the expert panel review at the time of writing this report and is expected to be completed in early 2023.
225. The Company continues to struggle with the timely provision of reports required by consents, likely in part due to the complex and significant monitoring and reporting requirements. The Company has in general completed all of the monitoring required to inform these reports to a high standard. The Company made good progress during the monitoring period towards meeting the required actions of the Abatement Notice issued against the Company in the previous monitoring period. The Company commissioned a number of surveys and produced reports related to lamprey populations in the lower Patea Catchment and the efficacy of the downstream eel diversion system, and effectively reported on the progress they have made on the re-establishment of several fish species. There is a significant remaining issue to address regarding the viability of the re-establishment of lamprey, which will be a big focus during the 2022-2023 compliance period. Since the commencement of the scheme's consents there has been no evidence of positive recruitment for lamprey upstream of the dam. As a result of the lack of progress towards the actual establishment of lamprey and the corresponding level of environmental effect that the exclusion of the species upstream of the dam represents, it is considered that improvement is required with the Company's environmental

performance. However, administrative efforts have certainly improved with regard to reporting.

226. The Company presented the Council with the 2021-2022 Lower Erosion Survey Report, Cross Section Survey Report and the Lake Rotorangi Sedimentation Report, and made improvements in the way that survey is communicated to the Council through the use of a digital application. The Company made improvements to the 2021-2022 Emergency Management Plan throughout the monitoring period. This emergency management plan is reviewed annually and forwarded to all parties as required by consent. It covers such emergencies such as floods, earthquakes and volcanic eruption. The Company's management of the dissolved oxygen monitoring improved and they also funded the stocking of trout into the lower Patea River in spring 2021. Investigations into the risks of sedimentation at the Mangamingi Bridge have also been completed, with no additional mitigating tools at the bridge deemed necessary.
227. There was one unauthorised incident recorded in respect of this scheme during the period under review. This was related to the Company not providing useable boating access at the Glen Nui boat ramp. A 14 day letter requesting further information was sent to the Company as to why the boat ramp was not useable. The Company responded to the issue outlining future endeavours to improve the ongoing maintenance and monitoring of the boat ramp. The Company on this occasion promptly re-instated the boat ramp by removing sediment, although a number of complaints had been made beforehand.
228. During the monitoring period, the Company demonstrated an improvement required level of environmental performance and administrative performance with the resource consents as defined in Appendix II.
229. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance has remained at a level which required improvement during the period being reported. Unfortunately, continuing issues with not meeting reporting timeframes, a lack of routine maintenance at boat ramps, and the ongoing issues concerning the re-establishment of lamprey has meant the Company has remained at a lower performance. However, at the time of writing this report the Company appears to be making the necessary steps to rectify these issues, albeit with delays. The Company also made considerable steps towards meeting the required actions set out in an abatement notice related to the re-establishment of lamprey and the downstream passage of adult eels through a diversion system.
230. An improvement in the Company's future performance in these areas is expected. The Company, will need to perform to a high standard in the upcoming compliance period to avoid further enforcement action. They should now be familiar with the significant extent of reporting, stakeholder and iwi/ hapū engagement, maintenance, and mitigation activities required by their consents.
231. For reference, in the 2021-2022 year, consent holders were found to achieve a high level of environmental performance and compliance for 88% of the consents monitored through the Taranaki tailored monitoring programmes, while for another 10% of the consents, a good level of environmental performance and compliance was achieved.
232. This report includes recommendations for the 2022-2023 year.

22-71 Fonterra Kapuni Monitoring Programme Annual Report 2021-2022

233. Fonterra Limited (the Company) operates a lactose manufacturing factory plant located on Manaia Road at Kapuni, in the Kaupokonui catchment. The plant processes milk and whey permeate from dairy product manufacture around the North Island. There is also an inhalation grade lactose plant on the site operated by DFE Pharma (DFE plant), with stormwater discharges from the areas around this activity combined with those of the lactose plant under consents held by the Company. Wastewater from the factory site is disposed of by irrigation onto land on two nearby farms.
234. **During the monitoring period, the Company demonstrated a high level of environmental and administrative performance.**
235. During the year under review the Company held 17 resource consents, which included a total of 155 conditions setting out the requirements that the Company must satisfy. The Company holds two consents to allow it to take and use water, five consents to discharge stormwater and/or cooling water into the Kaupokonui and Motumate Streams, four consents to discharge wastes to land, five land use consents, and one consent to discharge emissions into the air at this site.
236. Two of the consents, to discharge factory wastewater to land, were varied in July 2015 to include dairy shed effluent which previously had been discharged to surface water. Another two of the consents were granted in February 2016 to provide for the discharge of farm dairy solids and pond sludge to land. Four of the Company's consents expired in June 2017, with the applications put on hold so that the effects of these activities could be considered in combination with the effects of the seven further activities for which the consents expired in June 2019. Applications to renew these consents were received on 1 February 2019 and were put on hold until 19 December 2019 awaiting further information. There have been a number of further extensions to the timeframe by which the further information will be provided. The applications were still on hold at the end of the year under review.
237. There are a total of 11 consented activities where the Company is operating under the expired consents until a decision is made on the renewal, as provided for by Section 124 of the *Resource Management Act 1991* (RMA). The applications indicate that the Company wishes to amalgamate activities under single consents where appropriate.
238. The Council's monitoring programme for the period under review included: six inspections; 164 water samples from groundwater, streams and discharges that were collected for physicochemical analysis; two macroinvertebrate surveys of receiving waters; one deposition gauge survey; continuous in-stream temperature monitoring at two sites downstream of the site; flow recording in the Kaupokonui Stream; evaluation of the progress of riparian plans that are eligible for funding provided by financial contributions from the Company; and review of data provided by the Company.
239. Cooling water discharge volume metering had been introduced at the site as per the agreement between the Council and the Company, in relation to assessment of the consumptive nature of the take and future water allocation for the Kaupokonui Stream. Telemetry of abstraction from and discharge to the stream was also installed. On the whole, the provision of data was satisfactory during the year under review, although there were issues with the electronics of the metering system in the first three months of the year under review that resulted in the underreporting of the water abstracted during this time. Data recorded across the year under review indicated that there was little, if any, consumptive use outside the $\pm 10\%$ cumulative measurement error of the metering

devices. However, it is noted that this is excluding losses that may be occurring as the cooling water is discharged via the spray nozzles.

240. Physicochemical and ecological monitoring did not note any problems in regard to the abstraction of water from the Kaupokonui Stream for cooling water and general purposes, from site discharges to the Kaupokonui Stream, or in the Waiokura or Motumate Streams from the discharges of wastewater to land on the Company's farms. It is noted that the removal of the Glenn Road weir is likely to result in a significant change in the fish community composition that will be able to access the potential fish barriers present in the reach of stream that influenced by the Company's activities. Consultation is on-going regarding the improvements that will need to be made to the weir and fish pass as the fish communities re-establish in the vicinity of the Company's site.
241. Temperature increase limits in the consent permitting cooling water discharges to the Kaupokonui Stream were complied with throughout the review period. The main cooling system was replaced in August 2015 with the system designed to ensure that the temperature differential and downstream temperature limits would be complied with. From November 2018 until part way through the 2019-2020 year, the Company ran the cooling system at the maximum cooling capacity. This resulted in the discharge temperature being significantly reduced, with a measurable reduction in the instream temperature differential. The reduced discharge temperature would have also minimised the potential for a thermal barrier to fish within the mixing zone. During the 2019 to 2022 years, further structural and operational changes have been made to the cooling water discharge system that ensure that the temperature differential restrictions on the consent were being met, whilst enabling the Company to operate the system in the most cost effective way. This more energy efficient operation of the cooling tower during the year under review has continued to result in an improvement when compared to the operation of the cooling system prior to November 2018. However, the temperature of the cooling water was increased when compared to the latter part of the 2018-2019 year, and there was loss of some of the gains that had been made in terms of the reduction in temperature within the mixing zone under the operating conditions adopted in the second half of the 2018-2019 year.
242. Irrigation onto the two dairy farms was generally well managed during the year under review, this included the management of dairy shed effluent. No effect on the receiving waters from irrigation were found during the inspections, sampling or biological monitoring of the Kaupokonui, Motumate and Waiokura Streams.
243. Effects on the groundwater in the vicinity of the farms were varied, but most showed an impact on both mineral and organic component levels. This had been addressed through extension of the irrigation disposal system in 2007-2008, and by more intensive wastewater and groundwater monitoring. During the year under review, there was a higher nitrogen load applied to the paddocks than has been the case since the extension of the irrigation system. The nitrogen application rates ranged from 151 to 509 kg/ha/year with average application rates of 350, 423 and 425 kg/ha/year on Farms 1, 2 and 3 respectively. The annual median of results for the Farm 2 impact bore GND0638 was above the drinking water standard for nitrate-N for the year under review. Although the Company reduced nitrogen loadings on the paddock in which this bore is located, the additional two paddocks up gradient of this bore that were identified for a reduced irrigation load were found to have had a higher than average nitrogen load applied. On one occasion a combination of elevated soil moisture, elevated groundwater level, farm management practices and a series of irrigation events all contributed to a

groundwater nitrate concentration that was more than twice the drinking water standard at Farm 3 impact bore GND0640. This highlights the importance of ensuring that the effects caused by stock management practices do not increase the potential for effects from the wastewater irrigation activities.

244. Two of the control bores (Farm 2 and Farm 3 control bores) continued to show elevations in groundwater nitrate-N concentrations that are, at times, in excess of drinking water standards. This is still to be explained after suitable investigation, with the anticipation that this will be a requirement of the renewed consent.
245. Stormwater from the site continued to be diverted to containment ponds, with the stormwater batch released after quality checks. Discharge samples were not collected during the year under review as the ponds were empty or at a low level at the time of the site inspection. The Company forwarded a copy of the stormwater logs to the Council and the ponds were only discharged when the quality of the stormwater was satisfactory. The Company also checked the visual quality of the Kaupokonui Stream during the discharges and no adverse effects were found.
246. The lactose deposition rates recorded at all sites were above their respective historical medians at sites AIR002302, AIR002304, and AIR002305. The guideline value was not exceeded at any of the monitoring sites and no complaints were received by Council in relation to deposited particulates during the year under review. Inspections also found no evidence of depositions. No odours were noted off site during the year under review. Annual isokinetic stack sampling contracted by the Company found that the particulate emission rate of the flash dryer complied with the limit on the consent.
247. During the year, the Company generally demonstrated a high level of environmental and administrative performance. However, an improvement is required in the management of the Company's activities in relation to the discharge of wastewater to land on Farms 2 and 3.
248. The concentrations of nitrate-N in one of the groundwater monitoring bores, returned an annual median that exceeded the drinking water standard. The Company continued to manage the use of the mitigation measures, identified in the 2020-2021 year due to the increased nitrate nitrogen in GND0638. Although a significant reduction has been achieved, further improvement is still desirable in the groundwater quality in the vicinity of this bore. A combination of farm management practices and wastewater irrigation resulted in a new maximum concentration being detected at a monitoring bore on Farm 3 that was more than twice the drinking water standard on one occasion. The Company is reviewing the management of nutrients at the site and investigating options for wastewater treatment.
249. This report includes recommendations for the 2022-2023 year, including a recommendation relating to the optional review of consents 10214-1.0, 10232-1.0, and 9546-1.

22-75 Port Taranaki Ltd Maintenance Dredging Monitoring Programme Biennial Report 2020-2022

250. Port Taranaki Ltd (the Company) is the commercial operator of the port located on Breakwater Road, New Plymouth. Port Taranaki is an artificially created harbour which is contained by two breakwaters enclosing 94 hectares of sheltered water. The Company undertakes regular dredging to maintain navigable channels within the port. Sand accumulates in large quantities around the tip of the main breakwater and this has to be removed on a regular basis in order to maintain the required depth in the entrance

channel. Due to this accumulation of sand around the breakwater, the city beaches to the north east of the port have previously been starved of sand.

251. **During the monitoring period, Port Taranaki Ltd demonstrated a high level of environmental and administrative performance with respect to its maintenance dredging campaign.**
252. The Company holds three resource consents related to this report, which include a total of 29 conditions setting out the requirements that the Company must satisfy. The Company holds one consent to dredge accumulated sediments within Port Taranaki and two consents that allow them to discharge sediment into the inshore and offshore spoil disposal areas in the Tasman Sea.
253. In order to reflect the increased rate of sand entering the harbour that has been observed in recent years, the Company applied to change certain consent conditions during the monitoring period. On 9 December 2020, two resource consents were varied in order to increase the allowable cumulative removal and offshore deposition volumes in any three successive campaigns from 1,045,000 m³ to 1,306,250 m³. The removal and offshore deposition volume limits for a single campaign remained the same, and the inshore disposal consent was left unchanged.
254. The Council's monitoring programme for the 2020-2022 period included reviewing the dredge campaign information, three intertidal sand inspections along the New Plymouth foreshore, one intertidal ecological survey at four sites and one kaimoana survey at five sites.
255. The results obtained showed no adverse effects in the coastal environment attributable to the 2021 maintenance dredging campaign. Furthermore, there were no unauthorised incidents recording non-compliance in respect of the Company's maintenance dredging campaign during the period under review.
256. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the Company's performance remains at a high level in the year under review.
257. This report includes recommendations for the 2022-2024 monitoring period.

22-78 OMV NZ Ltd Pohukura Production Station Annual Reprot 2021-2022

258. OMV NZ Production Ltd (OMV), previously Shell Exploration NZ Ltd, operates a hydrocarbon production station and associated wellsites, located on Lower Otaraoa Road at Motunui in the Waipapa and Manu catchments.
259. **During the monitoring period, OMV NZ Production Ltd demonstrated a high level of environmental and administrative performance.**
260. OMV holds 13 resource consents which were actively monitored during the period under review, including a total of 133 conditions setting out the requirements that OMV must satisfy. OMV holds one consent to allow it to take and use water, four consents to discharge stormwater, two consents to discharge emissions into the air, two consents for various structures, two consents relating to deep well injection, and one consent each to disturb and occupy the coastal marine area.
261. The Council's monitoring programme for the year under review included seven inspections and two ambient air quality analyses. The consent holder collected various data as required by consent conditions and for self-monitoring purposes.

262. The majority of the results from OMV's stormwater monitoring complied with consent limits. No adverse effects were noted on the receiving environment as a result of the discharge.
263. There were no adverse effects on the environment resulting from the exercise of the air discharge consent. Ambient air quality monitoring at the site showed that levels of carbon monoxide, combustible gases, PM₁₀ particulates, and nitrogen oxides were all below levels of concern at the time of sampling. No offensive or objectionable odours were detected beyond the boundary during inspections and there were no complaints in relation to air emissions from the site. Monitoring commissioned by OMV showed that the relevant New Zealand Workplace Exposure Standards for BTEX constituents were complied with.
264. Ecological assessments voluntarily commissioned by OMV of the intertidal coastal area surrounding the Pohokura site showed that the health of the reefs in the vicinity of the production station is comparable to other reefs around the Taranaki coastline that are subjected to periodic sand inundation. OMV's activities in the area did not appear to have had any adverse effect on the coastal environment.
265. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a high level.
266. This report includes recommendations for the 2022-2023 year.

22-80 Ballance Agri-Nutrients (Kapuni) Ltd Monitoring Programme Annual Report 2021-2022

267. Ballance Agri-Nutrients (Kapuni) Ltd (the Company) operates an ammonia urea manufacturing plant located near Kapuni, in the Kapuni Stream catchment.
- 268. During the monitoring period, Ballance Agri-Nutrients Ltd demonstrated a high level of environmental and administrative performance.**
269. The Company holds seven resource consents, which include a total of 74 conditions setting out the requirements that the Company must satisfy. The Company holds resource consents to allow it to take water from the Waingongoro River, the Kapuni Stream and from groundwater; to discharge to land, to the Kapuni Stream and an unnamed tributary of the Kapuni Stream; and to discharge emissions into the air.
270. The Company and the Council monitor the exercise of the resource consents. The monitoring programme includes site inspections, sampling of effluent, discharge and receiving waters (both ground and surface) for physicochemical analysis, and biological surveys of streams. Particular attention is paid to the management of the irrigation disposal system, and its effects on groundwater quality.
271. The Council's monitoring programme included four inspections, physicochemical analysis of two stream samples, one stormwater/discharge sample, two effluent grab samples, two composite effluent samples, and two groundwater samples, two air quality surveys and one depositional gauging.
272. Abstraction volumes from Waingongoro River complied with the consent limit. A contribution of \$30,000 towards riparian planting and management in Waingongoro catchment was made, the last of ten annual payments required by a consent condition.
273. The groundwater monitoring indicates the presence of elevated total nitrogen concentrations in shallow groundwater. This is in part a result of heavy applications of

nitrogen (effluent) early in the life of the plant. Current effluent application is considerably lower than historic application rates. However, nitrate concentrations in the soil profile underneath the irrigation areas and in the tributaries flowing through or adjacent to the site remain elevated.

274. A narrow but concentrated plume of ammonia is present in the groundwater resulting from previous leaks in a finished effluent catch basin. This basin has since been repaired. A second more recent and more concentrated ammonia plume extends from the plant area. Both plumes have pump and treatment systems operating, with the contaminated groundwater pumped back through the plant and waste treatment system. Both plumes are closely monitored and neither plume extends beyond the boundary of the Company's site. However, current results indicate that one monitoring bore, but not other down gradient bores in close proximity, showed a large increase in total nitrogen. This suggests that the plume had moved a short distance. Monitoring of the bore has been increased but further action may need to be taken.
275. Monitoring of the Kapuni Stream through testing for nitrogen as well as biomonitoring involving macroinvertebrate and fish surveys has not detected any detrimental impact on the stream health caused by discharges from the Company's site.
276. Air monitoring of the site and the neighbourhood showed no significant impact on the surrounding environment in relation to the operation of the ammonia urea plant.
277. During the monitoring period, no unauthorised incidents were identified, or reported to the Council.
278. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance remains at a high level.
279. This report includes recommendations for the 2022-2023 year.

22-82 Northern Quarries Monitoring Programme Biennial Report 2020-2022

280. This report for the period July 2020 to June 2022 describes the monitoring programme implemented by the Taranaki Regional Council (the Council) to assess the environmental and consent compliance performance of various quarrying operations across Taranaki during the period under review. The report also details the results of the monitoring undertaken and assesses the environmental effects of these activities.
281. At the end of the period being reported, there were 24 active quarries being monitored by the Council across the region. These quarries held a combined total of 51 resource consents, authorising various combinations of water discharges and abstractions, discharges of cleanfill and stream modifications.
282. For the purposes of compliance monitoring and reporting, the Council splits quarrying operations into two distinct geographic sub-groups (Northern and Southern). Each monitoring programme is reported on biennially.
283. The following report details monitoring work carried out in relation to Northern Quarries, which account for 12 of the region's 24 active quarries. This will be the fourth report to incorporate the monitoring results of this group of quarries.
284. The monitoring programmes for another 11 quarries (plus one since remediated) will be included in a separate biennial report (Southern Quarries Compliance Monitoring Report), which also covers the period July 2020 to June 2022. Civil Quarries Ltd's Everett Road quarry is reported on separately.

285. For each quarry, this report describes the monitoring programmes implemented by the Council to assess environmental performance during the period under review, and the results and environmental effects of the quarry's activities.

286. **During the monitoring period:**

286.1. **AA Contracting Ltd, Jones Quarry Ltd – Kekeua Road, Gibson Family Trust, Goodin AG Ltd, Jones Quarry Ltd – Hydro Road, Taranaki Trucking Company Ltd, Whitaker Civil Engineering Ltd, Wiremu Road Quarry Ltd demonstrated a high level of environmental and administrative performance.**

286.2. **Jones Quarry Ltd - Uruti demonstrated a good level of environmental performance and required improvement in their administrative performance.**

286.3. **R J Dreaver quarry demonstrated a good level of environmental performance and a high level of administrative performance.**

286.4. **GR & LJ Jones – Waitara Quarry demonstrated a level of environmental performance that required improvement and a high level of administrative performance.**

286.5. **Ferndene Quarries Ltd demonstrated a poor level of environmental performance and a high level of administrative performance.**

287. Ferndene Quarries was issued one abatement notice and two infringement notices as there were large amounts of unauthorised materials present in the cleanfill, repeatedly over the monitoring period. Re-inspection of the cleanfill found that the majority of material had been removed, however some plastics, non-treated timber and dirt still remained. There have also been delays in installing a flowmeter as part of their water take consent.

288. Jones Quarry Waitara were issued one abatement and one infringement notice due to repeated incidences of discolouration of the Mangaoraka Stream.

289. For reference, in the 2020-2021 year, consent holders were found to achieve a high level of environmental performance and compliance for 86% of the consents monitored through the Taranaki tailored monitoring programmes, while for another 11% of the consents, a good level of environmental performance and compliance was achieved. In the 2021-2022 year, consent holders were found to achieve a high level of environmental performance and compliance for 88% of the consents monitored through the Taranaki tailored monitoring programmes, while for another 10% of the consents, a good level of environmental performance and compliance was achieved.

290. This report includes recommendations for the 2022-2024 monitoring period for each consent holder.

22-85 Port Taranaki Industries Monitoring Programme Annual Report 2021-2022

291. Port Taranaki Ltd operates Port Taranaki. Downer New Zealand Ltd (Downer) and Technix Bitumen Technologies Ltd (Technix) operate bitumen plants within the bounds of the port. Methanex New Zealand Ltd (Methanex) operates a methanol storage facility at the port, and Liquigas Ltd (Liquigas) is a storage and distribution depot for LPG.

292. This report for the period July 2021 to June 2022 describes the monitoring programme implemented by the Taranaki Regional Council (the Council) to assess the environmental and consent compliance performance of the various companies operating in and around Port Taranaki, New Plymouth. The report also details the results of the

monitoring undertaken and assesses the environmental effects of the Company's activities.

293. **During the year, Methanex and Liquigas both demonstrated a high level of environmental and administrative performance.**
294. **During the year, Downer demonstrated a high level of environmental performance and a good level of administrative performance.**
295. **During the year, Port Taranaki demonstrated a level of environmental performance which required improvement, and a high level of administrative performance.**
296. **During the year, Technix demonstrated a level of environmental performance which required improvement, and a good level of administrative performance.**
297. The companies hold a total of eight resource consents, which include 65 conditions setting out the requirements that they must satisfy. The companies hold six consents to discharge effluent/stormwater into the Tasman Sea, and two consents to discharge emissions into the air. In addition, Port Taranaki also holds a Certificate of Compliance with regards to air discharges.
298. The Council's monitoring programme for the period under review included five site inspections of Port Taranaki, five inspections of Downer and Technix, and three inspections of Methanex and Liquigas. Additionally, stormwater samples were collected for physicochemical analysis during two wet weather sampling surveys. Consent holder data was also supplied to the Council for review.
299. The monitoring showed that maintenance and housekeeping around Port Taranaki had improved during the year. However, stormwater testing showed that despite these improvements, more work was required to reduce stormwater contamination in log storage and processing areas. There were no major issues observed during routine inspections at the remaining industries throughout the year. There were no substantiated complaints of odour beyond the port boundary in 2021-2022.
300. Three stormwater compliance issues occurred during 2021-2022; two of which resulted in enforcement action. An Abatement Notice was issued to Technix Bitumen Technologies Ltd following the unauthorized discharge of vegetable oil, and an Infringement Notice was issued to Intergroup Ltd following a spill of hydrocarbon mud. Four stormwater samples collected as part of routine compliance monitoring were found to exceed the consent limit for total suspended solids. However, Port Taranaki presented an explanation for these exceedances and no further enforcement action was taken.
301. In terms of overall environmental and compliance performance by the consent holders over the last several years, this report shows that, with the exception of Port Taranaki and Technix, the performances of the port industries have remained at a high level. Port Taranaki's performance has improved recently, but further improvement is still required. Technix's performance dropped during the year, to a level where improvement was required.
302. This report includes recommendations for the 2022-2023 year.

22-96 NPDC New Plymouth WWTP Monitoring Programme Annual Report 2021-2022

303. The New Plymouth District Council (NPDC) operates a wastewater treatment plant (WWTP) located on Rifle Range Road between New Plymouth and Bell Block.

304. **During the monitoring period, NPDC demonstrated a high level of environmental performance and administrative performance.**
305. In relation to the operation of the WWTP, NPDC held six resource consents, which included a total of 72 conditions setting out the requirements that NPDC must satisfy. NPDC holds one consent to discharge treated wastewater into the Tasman Sea, one consent to discharge sludge leachate to groundwater, two consents relating to structures, and one consent to discharge emissions into the air at the site. A consent to discharge dewatered sludge to land on a contingency basis was surrendered during the monitoring period. A further consent is held in relation to the discharge of screened untreated wastewater from the Waitara Marine Outfall during periods of high flow.
306. The Council's monitoring programme for the year under review included the review of data supplied by NPDC, two routine site inspections, effluent samples collected for various analyses (including inter-laboratory comparison), a five site marine ecological survey, and analysis of green lipped mussels for trace metals and norovirus.
307. Monitoring through the year found that the WWTP generally performed as designed, discharging highly treated effluent into the Tasman Sea. The marine ecological survey did not find any evidence of adverse effects resulting from the outfall discharge. Norovirus monitoring results showed that there is still a risk of mussel contamination between Waiwhakaiho and Bell Block. Signage remains in place at these locations to advise against collecting shellfish.
308. Work began on decommissioning the sludge lagoon during the 2020-2021 monitoring period and continued into the current monitoring period, with completion in mid-2022. This process involved using a suction dredge to remove the sludge from the lagoon, to then be pumped into large geotextile bags for dewatering. There were no environmental issues that occurred as a result of this activity. No odours were detected beyond the site boundary in relation to this project, or during normal plant operations throughout the year.
309. There were five unauthorised incidents that occurred at the WWTP during the year; two due to blockages, two due to mechanical faults and one due to power failure caused by lightning strike. All of these incidents were deemed compliant with consent conditions upon further investigation. Four events were recorded for sewer pump stations (all due to high rainfall and power outages during Cyclone Dovi in February 2022), and a further 14 reticulation overflows (the majority of which were due to high rainfall or blockages due to fat and/or wet wipes). This total of 23 unauthorised incidents is similar to the previous two monitoring periods.
310. During the year, NPDC demonstrated an overall high level of environmental and administrative compliance and performance with the resource consents related to WWTP operations.
311. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance has been at mostly a high level.
312. This report includes recommendations for the 2022-2023 year.

22-97 Greymouth Petroleum Ltd Turangi-B Hydraulic Fracturing Monitoring Programme Report 2019-2021

313. Greymouth Petroleum Turangi Ltd (the Company) operates the Turangi-B hydrocarbon exploration site (wellsite) located on Turangi Road, Tikorangi located in the Parahaki

catchment. This report outlines and discusses the results of the monitoring programme implemented by the Council in relation to hydraulic fracturing activities conducted by the Company at the wellsite over the period 14 November 2019 to 23 July 2021. The report also details the results of the monitoring undertaken and assesses the environmental effects of the Company's activities.

314. The programme of hydraulic fracturing undertaken by the Company at the Turangi-B wellsite included the hydraulic fracturing of four wells. The wells targeted for stimulation were the Turangi-8, Turangi-9, Turangi-10 and Turangi-11 wells.
315. **During the monitoring period, the Company demonstrated a high level of environmental and administrative performance.**
316. The programme of monitoring implemented by the Council in relation to these hydraulic fracturing activities spanned the 2018-2019, 2019-2020, 2020-2021 and 2021-2022 monitoring years. Monitoring included pre and post-discharge groundwater sampling in relation to discharges at the Turangi-B wellsite. In order to characterise the discharges and to determine compliance with consent conditions samples of hydraulic fracturing fluids, and fluids returning to the wellhead post-fracturing, were also collected by the Company and results of the physicochemical analysis undertaken were provided to the Council. This is the second monitoring report produced by the Council in relation to the hydraulic fracturing activities at the Turangi-B wellsite.
317. The monitoring carried out by the Council indicates that the hydraulic fracturing activities undertaken by the Company had no significant adverse effects on local groundwater or surface water resources. There were no unauthorised incidents recording non-compliance in respect of the resource consent held by the Company in relation to these activities or provisions in regional plans, during the period under review.
318. This report includes recommendations for the future monitoring of any hydraulic fracturing activities at the Turangi-B wellsite.

22-98 TPJ Partnership Cleanfill Monitoring Programme Annual Report 2021-2022

319. TPJ Partnership (the Partnership) operates a cleanfill located on Rainie Road at Hawera, in the Inaha catchment. The cleanfill material discharged at the site is predominantly construction and demolition waste. This is not typical for cleanfills in the region, which normally only accept minor amounts of acceptable materials from this type of waste stream.
320. **During the monitoring period, TPJ Partnership demonstrated a high level of environmental performance and an improvement is required in their administrative performance.**
321. The Partnership holds two resource consents, which allow it to discharge cleanfill and inert materials onto and into land, and to install piping in unnamed tributaries of the Inaha Stream. These consents include a total of 30 conditions setting out the requirements that the Partnership must satisfy.
322. The Council's monitoring programme for the year under review included four inspections and four water samples collected for physicochemical analysis. Notification was received prior to discharges, however there was ongoing liaison required where the notification did not contain all the information required by the conditions of the consent or where the suitability of material for cleanfill was uncertain.

323. The monitoring showed that the site was well managed during the year, with all unacceptable materials placed away from the tip head for removal. Documentation regarding the volume and type of waste was available on site. Sampling indicated that the cleanfill may be contributing to small increases in metal concentrations immediately downstream of the site, but these did not persist further downstream.
324. During the year, the TPJ demonstrated a high level of environmental performance and an improvement is required in the level of administrative performance with the resource consents as defined in Appendix II. Although notifications were received during the year under review, a number of follow-up requests had to be made to ensure that all the required information was provided to Council in the notifications. The contents of the Management Plan were agreed, however a copy of the final version of the plan has not yet been provided to Council.
325. In terms of overall environmental and compliance performance by the consent holder over the last several years, this report shows that the consent holder's performance has improved, particularly with regard to improved control of the material brought onto the site for disposal.
326. This report includes recommendations for the 2022-2023 year, including a recommendation relating to optional reviews of consents 10202-1 and 10209-1 in June 2023.

22-100 Todd Petroleum Ltd Mangahewa-D Hydraulic Fracturing Monitoring Programme Report 2019-2021

327. Todd Energy Ltd (Todd) operates the Mangahewa-D hydrocarbon exploration wellsite located on Rimutauteka Road, within the Waitara Catchment. This report outlines and discusses the results of the monitoring programme implemented by the Council in relation to hydraulic fracturing activities conducted by Todd at the wellsite over the period 1 March 2020 to 7 March 2020. The report also details the results of the monitoring undertaken and assesses the environmental effects of the Company's activities.
328. The programme of hydraulic fracturing undertaken by Todd at the Mangahewa-D wellsite included the hydraulic fracturing of one well. The well targeted for stimulation was the Mangahewa-23 well.
329. **During the monitoring period, Todd demonstrated a high level of environmental and administrative performance.**
330. The programme of monitoring implemented by the Council in relation to these hydraulic fracturing activities spanned the 2019-2020 and 2020-2021 monitoring years. Monitoring included pre and post discharge groundwater sampling. Biomonitoring surveys were also carried out to assess the impact of any site discharges during the fracturing programme on an unnamed tributary of the Manganui River. Samples of hydraulic fracturing fluids and fluids returning to the wellhead post-fracturing, were also obtained for physicochemical analysis in order to characterise the discharges and to determine compliance with consent conditions.
331. This is the fourth monitoring report produced by the Council in relation to the hydraulic fracturing activities at the Mangahewa-D wellsite.
332. The monitoring carried out by the Council indicates that the hydraulic fracturing activities undertaken by Todd had no significant adverse effects on local groundwater or surface water resources. There were no unauthorised incidents recording non-

compliance in respect of the resource consent held by Todd in relation to these activities or provisions in regional plans, during the period under review.

333. This report includes recommendations for the future monitoring of any hydraulic fracturing activities at the Mangahewa-D wellsite.

22-101 Greymouth Petroleum Mining Group Ltd Turangi A Well Hydraulic Fracturing Monitoring Programme Report 2018-2021

334. Greymouth Petroleum Turangi Ltd (the Company) operates the Turangi-A hydrocarbon exploration site located on Turangi Road, Motunui. This site is located in the Parahaki catchment. This report outlines and discusses the results of the monitoring programme implemented by the Council in relation to hydraulic fracturing activities conducted by the Company at the wellsite over the period 15 October 2019 to 8 January 2020. The report also details the results of the monitoring undertaken and assesses the environmental effects of the Company's activities.
335. The programme of hydraulic fracturing undertaken by the Company at the Turangi-A wellsite included the hydraulic fracturing of one well. The well targeted for stimulation was the Turangi-7 well.
336. **During the monitoring period, the Company demonstrated a high level of environmental and administrative performance.**
337. The programme of monitoring implemented by the Council in relation to these hydraulic fracturing activities spanned the 2018-2019, 2019-2020 and 2020-2021 monitoring years. Monitoring included pre and post-discharge groundwater sampling. Two biomonitoring surveys were also carried out on a tributary of the Parahaki Stream in relation to the hydraulic fracturing programme. Samples of hydraulic fracturing fluids, and fluids returning to the wellhead post-fracturing, were also obtained for physicochemical analysis in order to characterise the discharges and to determine compliance with consent conditions.
338. This is the second monitoring report produced by the Council in relation to the hydraulic fracturing activities at the Turangi-A wellsite.
339. The monitoring carried out by the Council indicates that the hydraulic fracturing activities undertaken by the Company had no significant adverse effects on local groundwater or surface water resources. There were no unauthorised incidents recording non-compliance in respect of the resource consent held by the Company in relation to these activities or provisions in regional plans, during the period under review.
340. This report includes recommendations for the future monitoring of any hydraulic fracturing activities at the Turangi-A wellsite.

Financial considerations - LTP/Annual Plan

341. This memorandum and the associated recommendations are consistent with the Council's adopted Long-Term Plan and estimates. Any financial information included in this memorandum has been prepared in accordance with generally accepted accounting practice.

Policy considerations

342. This memorandum and the associated recommendations are consistent with the policy documents and positions adopted by this Council under various legislative frameworks including, but not restricted to, the *Local Government Act 2002*, the *Resource Management Act 1991* and the *Local Government Official Information and Meetings Act 1987*.

Iwi considerations

343. This memorandum and the associated recommendations are consistent with the Council's policy for the development of Māori capacity to contribute to decision-making processes (schedule 10 of the *Local Government Act 2002*) as outlined in the adopted long-term plan and/or annual plan. Similarly, iwi involvement in adopted work programmes has been recognised in the preparation of this memorandum.

344. Seeking continued improvement in the environmental and administrative performance of consented activities through Council's compliance monitoring programmes contributes to addressing a range of issues and priorities identified by iwi/hapū, such as those as set out in Iwi Management Plans.

Community considerations

345. This memorandum and the associated recommendations have considered the views of the community, interested and affected parties and those views have been recognised in the preparation of this memorandum.

Legal considerations

346. This memorandum and the associated recommendations comply with the appropriate statutory requirements imposed upon the Council.



Date 14 March 2023

Subject: **Incidents, Compliance Monitoring Non-Compliances and Enforcement Summary - 17 January 2023 to 17 February 2023**

Approved by: A D McLay, Director - Resource Management
S J Ruru, Chief Executive

Document: 3150287

Purpose

1. The purpose of this memorandum is to allow the Council to consider and receive the summary of the incidents, compliance monitoring non-compliances and enforcement for the period 17 January 2023 to 17 February 2023.
2. The annual inspection for farm dairy effluent monitoring programme commences in September each year and usually finishes around March, however follow up inspections and winter milking inspections are also carried out during the rest of the year.

Executive summary

Incidents

3. There are fifty seven (57) incidents reported.
4. Twenty seven (27) of the incidents were found to be compliant and nineteen (19) were found to be non-compliant. Eleven (11) of the incidents reported relate to non-compliances from previous periods (updates). The action taken on the incidents is set out for Members information.

Compliance monitoring non-compliances

5. There are twenty five (25) compliance monitoring non-compliances reported. Eleven (11) of the compliance monitoring non-compliances reported are updates from previous periods.
6. Seventeen (17) of the non-compliances reported are as a result of the annual dairy inspection round.

Recommendations

That the Taranaki Regional Council:

- a) receives this memorandum *Incident, Compliance Monitoring Non-Compliances and Enforcement Summary – 17 January 2023 to 17 February 2023*
- b) receives the summary of the incidents, compliance monitoring non-compliances and enforcement for the period from 17 January 2023 to 17 February 2023, notes the action taken by staff acting under delegated authority and adopts the recommendations therein.

Background

7. The Council receives and responds to pollution events and public complaints throughout the year. Consent compliance monitoring undertaken can also identify non-compliance. This information is recorded in the IRIS database together with the results of investigations and any follow-up actions. Such incidents and non-compliances are publicly reported to the Council through the Consents and Regulatory Committee via the Incidents, Compliance Monitoring Non-compliances and Enforcement Report or the Annual Compliance Monitoring Reports.
8. Attached is the summary of the Incidents, Compliance Monitoring Non-compliances and Enforcement for the period from 17 January 2023 to 17 February 2023.
9. Staff have been delegated by the Council to undertake enforcement actions. The enforcement policy and procedures are approved by the Council and then consistently implemented and reported on by staff.

Disclosure Restrictions

10. The incident register information presentation was reviewed in 2014-2015 to increase reader understanding in this complex area. The first section addresses compliant incidents and can be publicly discussed. The second section provides an update on non-compliant incidents from previous meetings and where an incident has been resolved it can be publicly discussed. The third and fourth sections provide information on non-compliant incidents and non-compliances found during compliance monitoring during the period that are still under investigation and staff are limited in terms of public disclosure of information, while the investigation is ongoing and enforcement responses have not been determined. The incident flow chart and definition of terms provide further operational detail.

Discussion

11. Council responds to all complaints received with most complaints responded to within four hours. This usually involves a site visit. Responses to complaints and non-compliances with rules in the Council's regional plans, resource consents and the Resource Management Act 1991 are recorded in the IRIS database. Where necessary, appropriate advisory or enforcement actions are undertaken. The latter may include issuing an inspection, abatement or infringement notice, or initiating a prosecution. Where an infringement notice or prosecution is possible, details of the information in the Incidents, Compliance Monitoring Non-compliances and Enforcement agenda item and staff comment will be restricted for legal disclosure reasons. Further information will be provided at a later date to the Council and for prosecutions a detailed report will be provided for information purposes, in the confidential section of the agenda.

12. A summary of Incidents, Compliance Monitoring Non-compliances and Enforcement for the period 17 January 2023 to 17 February 2023 is attached. The 'compliant' incidents are presented first in a table and the 'non-compliant' incidents are presented after in a more detailed summary, followed by the compliance monitoring non-compliances.
13. Generally, incidents in the 'compliant' table have a recommendation of 'no further action'. However, an incident is considered 'compliant' until such time as a non-compliance is found. Therefore, occasionally an incident in the 'compliant' table will have a recommendation of 'investigation continuing', if an ongoing investigation is still underway to confirm compliance.
14. A series of graphs are also attached comparing the number of incidents between 2016-2017 and 2021-2022, and also showing how the incidents are tracking in 2021-2022 in relation to environment type and compliance status. There is a graph showing the non-compliances found during compliance monitoring. There is also a graph showing enforcement action taken to date during 2021-2022.
15. The data in the graphs for 2021-2022 to date is showing that there are more incidents but less compliance monitoring non-compliances. Although in the first month of this period, there is limited data.

Decision-making considerations

16. Part 6 (Planning, decision-making and accountability) of the *Local Government Act 2002* has been considered and documented in the preparation of this agenda item. The recommendations made in this item comply with the decision-making obligations of the *Act*.

Financial considerations—LTP/Annual Plan

17. This memorandum and the associated recommendations are consistent with the Council's adopted Long-Term Plan and estimates. Any financial information included in this memorandum has been prepared in accordance with generally accepted accounting practice.

Policy considerations

18. This memorandum and the associated recommendations are consistent with the policy documents and positions adopted by this Council under various legislative frameworks including, but not restricted to, the *Local Government Act 2002*, the *Resource Management Act 1991* and the *Local Government Official Information and Meetings Act 1987*.

Iwi considerations

19. This memorandum and the associated recommendations are consistent with the Council's policy for the development of Māori capacity to contribute to decision-making processes (schedule 10 of the *Local Government Act 2002*) as outlined in the adopted long-term plan and/or annual plan.

Community considerations

20. This memorandum and the associated recommendations have considered the views of the community, interested and affected parties and those views have been recognised in the preparation of this memorandum.

Legal considerations

21. This memorandum and the associated recommendations comply with the appropriate statutory requirements imposed upon the Council.

Appendices/Attachments

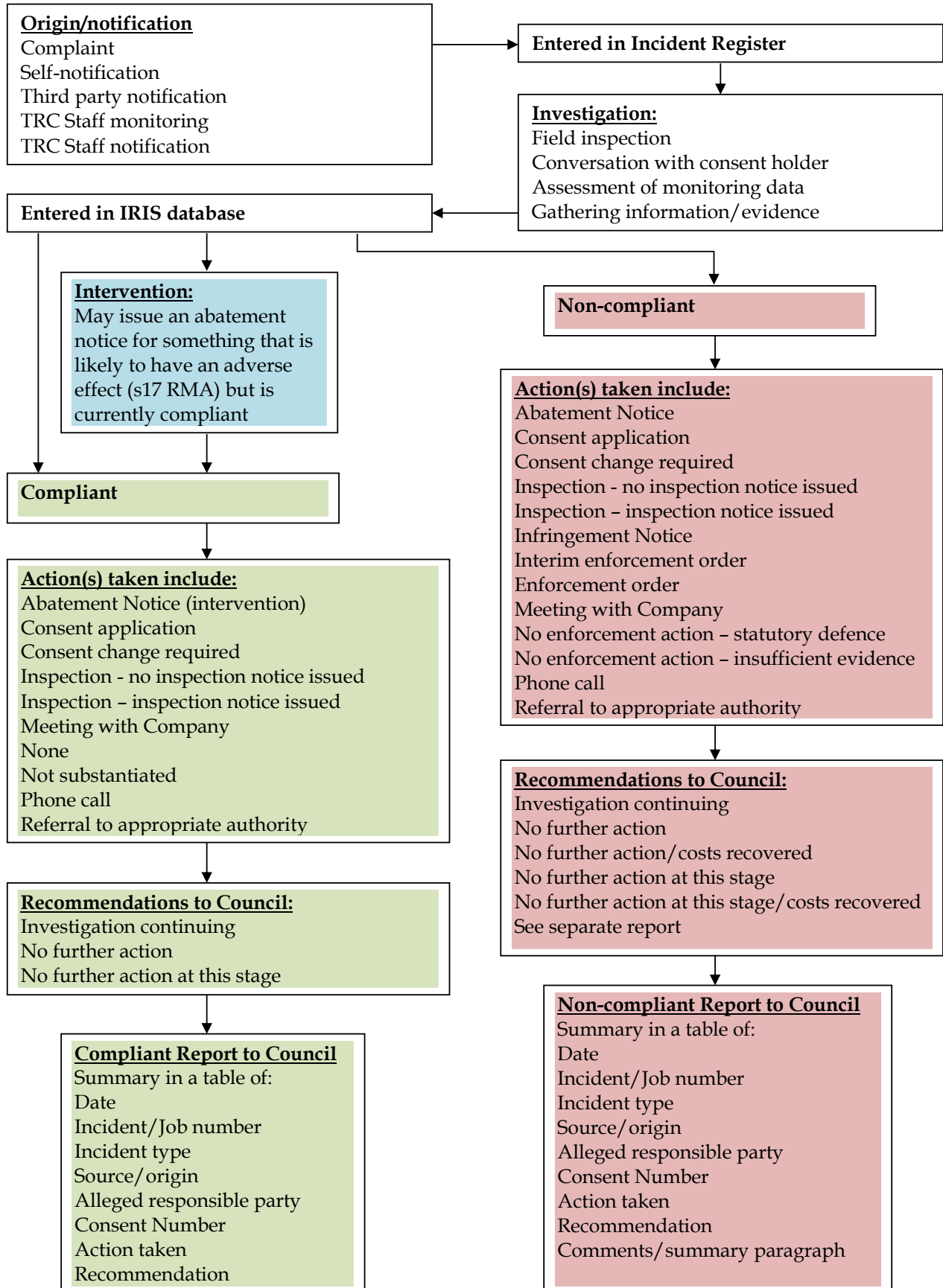
Document 1081324: Incident flowchart and terms explained

Document 3150305: Incident and Enforcement Graphs to 31 January 2023

Document 3150280: Incidents, Compliance Monitoring and Enforcement Summary 17 Jan 2023 to 17 Feb 2023

Incident flow chart

Doc # 1081324



Terms explained

Compliance rating

Compliant	After investigation the incident was found to be <u>compliant</u> with environmental standards or other regulations, permitted rules in a regional plan (e.g. RFWP, RAQP, RCP allowed), a resource consent and/or the Resource Management Act 1991.
Non-compliant	After investigation the incident was found to be <u>non-compliant</u> with environmental standards or other regulations, rules in a regional plan, a resource consent and/or the Resource Management Act 1991

Origin/Notification:

Complaint	Notification of incident received from public.
Self notification	Notification of incident received from the responsible party.
Third Party Notification	Notification of incident received from third party such as New Zealand Fire, District Council etc.
TRC Staff monitoring	Notification of incident found during routine compliance monitoring.
TRC Staff notification	Notification of incident found during unrelated monitoring/field work.

Action/s Taken:

14 day Letter	A letter was sent requesting an explanation for the non-compliance and why enforcement action should not be considered. The recipient is given 14 days to reply.
Abatement Notice	A notice was issued requiring something to be undertaken or something to cease to ensure compliance with Rules in the regional plans, resource consent or Resource Management Act 1991. Notice must be complied with or further enforcement action can be considered.
Consent application	A consent application has been received as a result of the investigation.
Consent change required	During the investigation it was found that a consent change was required.
Emergency Works	Emergency works was allowed under section 330 of the RMA. Often a subsequent resource consent is required.
Enforcement Order	An enforcement order has been issued by the Environment Court requiring action to be undertaken or something to cease. Notice must be complied with or further enforcement action can be

	considered.
Infringement Notice (\$xxx.xx)	An infringement notice was issued under Section 338(1)(a) of the Resource Management Act 1991 and Councils delegated authority.
Inspection Notice	An inspection was undertaken and a notice of advice/instruction was issued to landowner/alleged offender.
Inspection/no notice issued	An inspection was undertaken, however no inspection notice was issued as there was no alleged offender/landowner to issue one to (natural event, unsourced etc).
Interim Enforcement Order	An interim enforcement order has been issued by the Environment Court requiring action to be undertaken or something to cease. Notice must be complied with or further enforcement action can be considered.
Meeting with Company	A meeting was held with the Company to discuss the incident and ways to resolve any issues.
None	No action was required.
Not Substantiated	The incident could not be substantiated (i.e. it is not likely/possible/probable that the alleged incident could have taken place).
Phone call	A phone call was made to the alleged offender/authority.
Prosecution	A prosecution is being initiated for this incident.
Referral to Appropriate Authority	The incident was referred to the appropriate authority (District Council, Department of Conservation etc).

Recommendations to Council

Investigation continuing	Outcome has not been finalised. Investigation is continuing on this incident, information/evidence still being gathered. Further action, including enforcement are being considered and therefore legally all information cannot be reported on this incident at this stage. These incidents will continue to be reported as updates in the following agendas.
No Further Action	Investigation is completed, any required enforcement action has been undertaken and no further action is required.
No Further Action At This Stage	Investigation is completed, any required enforcement action has been undertaken and further action may be required at a later date.
No Further Action/Costs Recovered	Investigation is completed, any required enforcement action has been undertaken and no further action is required. Costs will be recovered from the alleged offender for the investigation.

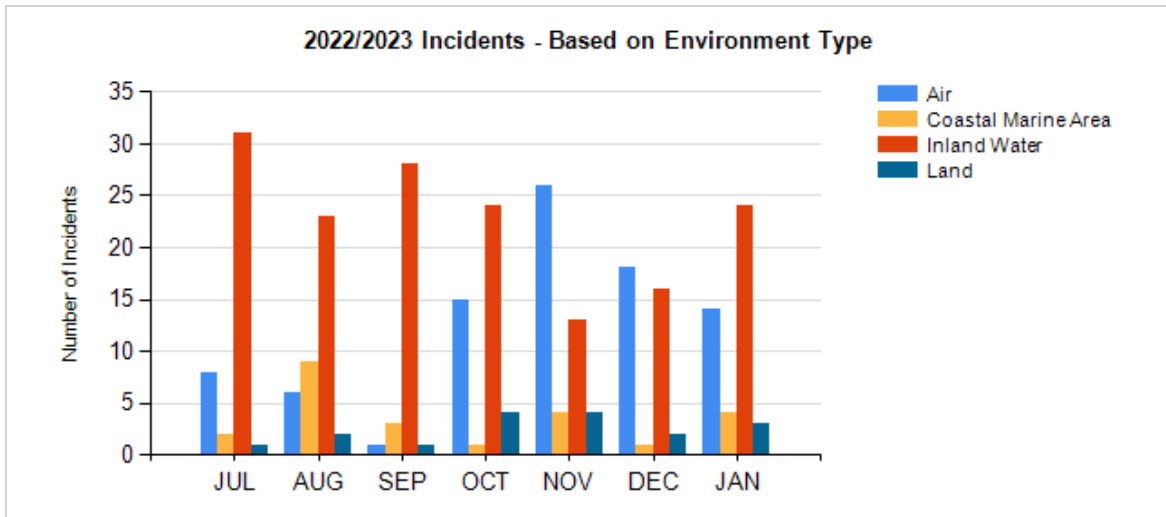
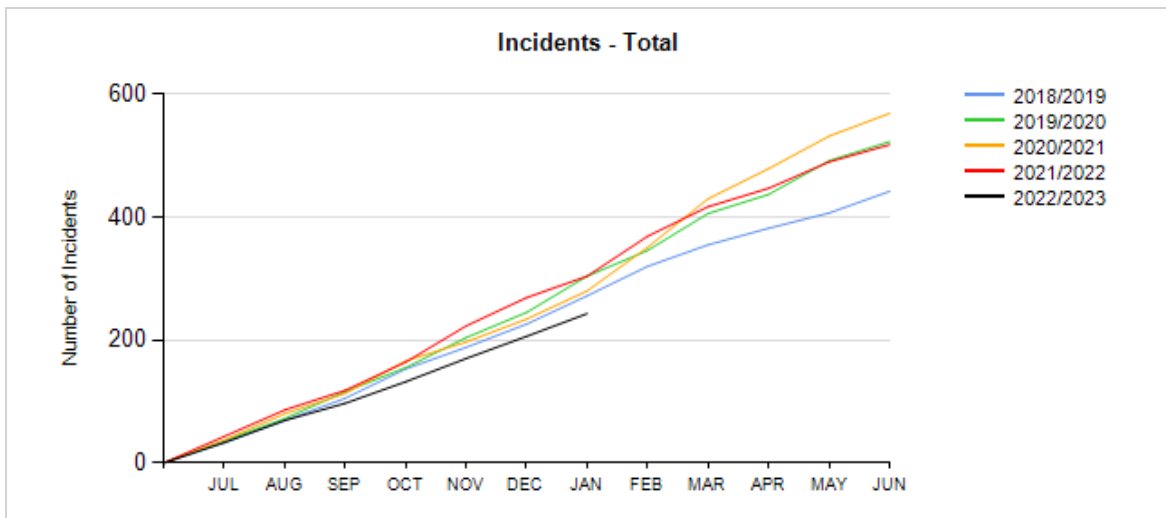
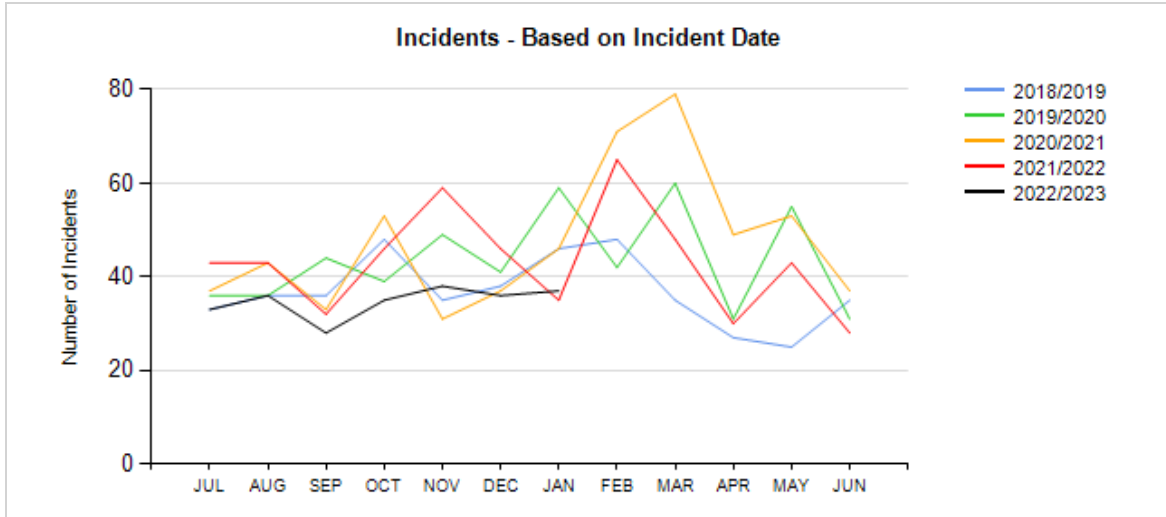
No further Action at this Stage/Costs Recovered	Investigation is completed, any required enforcement action has been undertaken and further action may be required at a later date (reinspection of Abatement Notice etc). Costs will be recovered from the alleged offender for the investigation.
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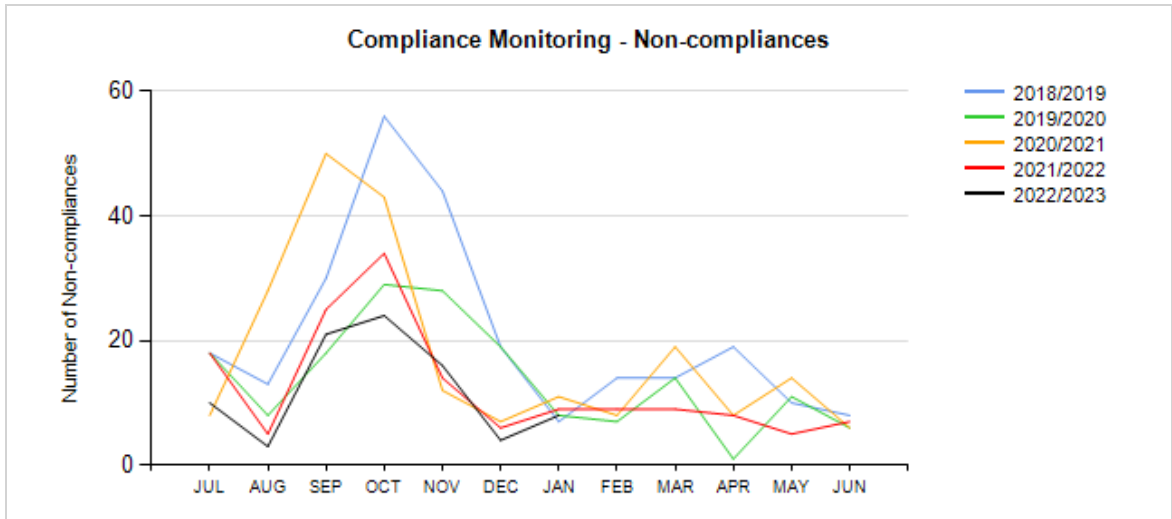
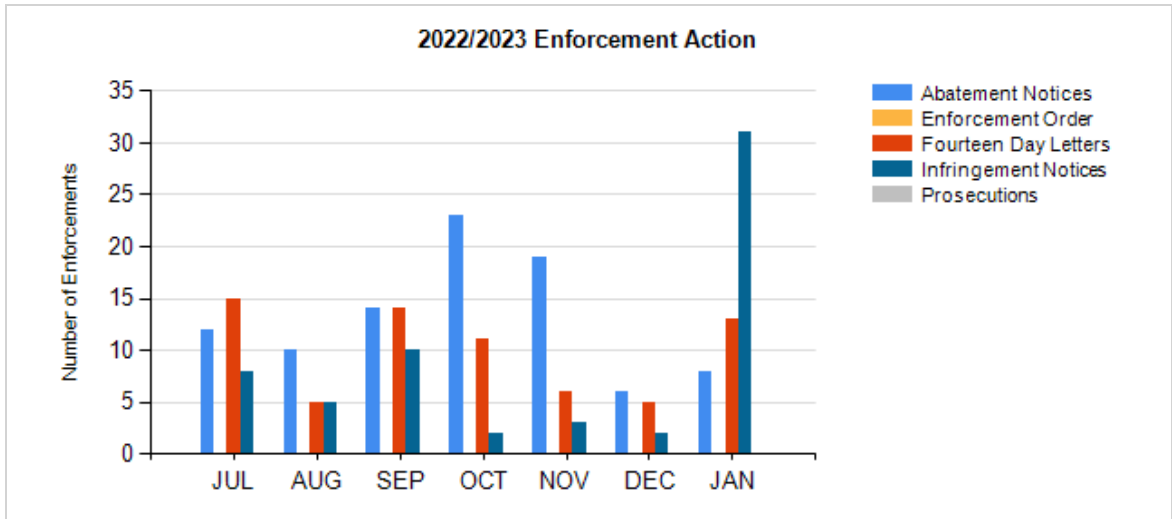
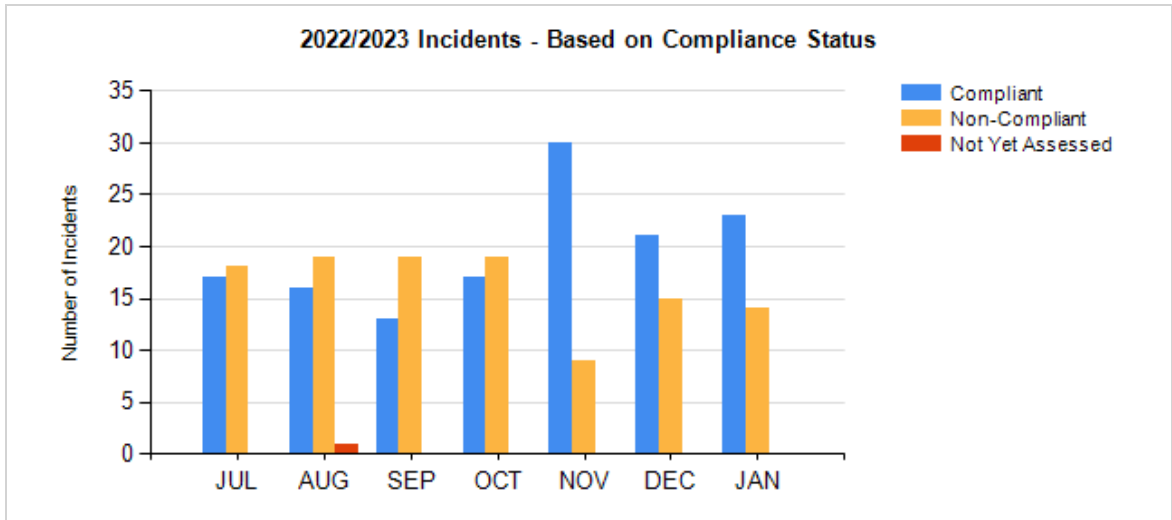
Defences under Sections 340 and 341 of the Resource Management Act 1991

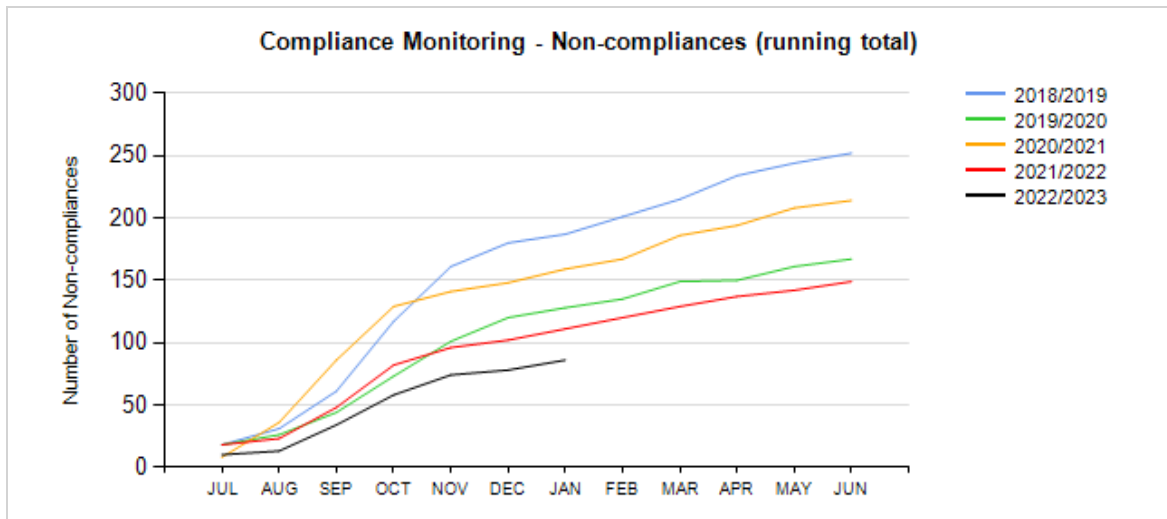
Sometimes no enforcement action is undertaken against an alleged offender for a non-compliant incident as they have a defence under Section 340 of the Resource Management Act 1991 including reasons such as:

- the defendant can prove that he or she did not know, and could not reasonably be expected to have known that the offence was to be or was being committed, or
- that he or she took all reasonable steps to prevent the commission of the offence, or
- the action or event could not reasonably have been foreseen or been provided against by the defendant.

Incident and Enforcement Graphs to 31 January 2023







Compliant Incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Compliance Status	Recommendation
19 Dec 2022	3301-23-204 IN/46684	Alleged blocked culverts - Celia Street, Stratford	Complaint	RFWP Allowed	No Further Action
10 Jan 2023	3301-23-245 IN/46770	Alleged odour - Mokau Road, Uruti	Complaint	Consent Compliance	No Further Action
18 Jan 2023	3301-23-234 IN/46832	Alleged cloudy stream - Koromiko Street, Inglewood	Complaint	RFWP Allowed	No Further Action
18 Jan 2023	3301-23-235 IN/46833	Alleged newspapers in wetland - Centennial Drive, Waitara	Complaint	RFWP Allowed	No Further Action
19 Jan 2023	3301-23-238 IN/46842	Alleged fertiliser discharge - SH45, Pungarehu	Complaint	RFWP Allowed	No Further Action
19 Jan 2023	3301-23-240 IN/46865	Alleged sewage overflow - Jans Terrace, Oakura	Complaint	RFWP Allowed	No Further Action
20 Jan 2023	3301-23-239 IN/46858	Alleged dust - Rata Street, Hawera	Complaint	RAQP Allowed	No Further Action
22 Jan 2023	3301-23-241 IN/46910	Alleged dust - Cutfiled Street, Inglewood	Complaint	RAQP Allowed	No Further Action
22 Jan 2023	3301-23-242 IN/46923	Alleged dust - Frankley Road, New Plymouth	Complaint	RAQP Allowed	No Further Action
24 Jan 2023	3301-23-177 IN/46875	Alleged stormwater discharge - Herekawe Stream - Back Beach, New Plymouth	Complaint	RFWP Allowed	No Further Action

Compliant Incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Compliance Status	Recommendation
24 Jan 2023	3301-23-151 IN/46886	Alleged odour - Mokau Road, Uruti	Complaint	Consent Compliance	No Further Action
26 Jan 2023	3301-23-243 IN/46893	Alleged sewage odour - Devon Road, New Plymouth	Complaint	RAQP Allowed	No Further Action
27 Jan 2023	3301-23-244 IN/46898	Alleged sediment discharge - Huatoki Street, New Plymouth	Complaint	RFWP Allowed	No Further Action
29 Jan 2023	3301-23-250 IN/46952	Alleged sewage discharge - Silby Street, Waitara	Self-Notification	RFWP Allowed	No Further Action
1 Feb 2023	3301-23-255 IN/46974	Alleged hydrocarbon discharge - Hill Road, Kaimiro	Complaint	RFWP Allowed	No Further Action
2 Feb 2023	3301-23-254 IN/46970	Alleged flooding - Arawhata Road, Opunake	Complaint	RFWP Allowed	No Further Action
4 Feb 2023	3301-23-258 IN/46989	Alleged hydrocarbon discharge - Swadling Street, Kaponga	Complaint	RFWP Allowed	No Further Action
6 Feb 2023	3301-23-263 IN/47027	Alleged burning - Climie Crescent, Hawera	Complaint	RAQP Allowed	No Further Action
7 Feb 2023	3301-23-271 IN/47039	Alleged tyre retaining wall - Newall Road, Warea	Complaint	RFWP Allowed	No Further Action
7 Feb 2023	3301-23-273 IN/47048	Alleged earthworks - Waiwhakaiho River - Egmont Village	Complaint	RFWP Allowed	No Further Action

Compliant Incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Compliance Status	Recommendation
8 Feb 2023	3301-23-259 IN/47004	Alleged sewage - Flint Road West, Stratford	Complaint	RFWP Allowed	No Further Action
8 Feb 2023	3301-23-260 IN/47025	Alleged odour - Mokau Road, Uruti	Complaint	Consent Compliance	No Further Action
10 Feb 2023	3301-23-266 IN/47028	Alleged odour - South Road, Opunake	Complaint	Consent Compliance	No Further Action
10 Feb 2023	3301-23-265 IN/47029	Alleged milk discharge - Otahi stream	Complaint	Not Applicable/Natural Event	No Further Action
12 Feb 2023	3301-23-268 IN/47031	Alleged burning - Radnor Road, Midhirst	Complaint	RAQP Allowed	No Further Action
15 Feb 2023	3301-23-274 IN/47049	Alleged tree in Tapuae River - Hurford Road, NP	Complaint	RFWP Allowed	No Further Action
16 Feb 2023	3301-23-275 IN/47074	Alleged odour - Mokau Road, Uruti	Complaint	Consent Compliance	No Further Action

Updates of Non-Compliant incidents from previous agendas

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
4 Jul 2022 <u>Update</u>	3301-23-003 IN/45574	Silt and erosion - Mangamahoe Stream, New Plymouth	Complaint	Downer EDI Works (29406) New Plymouth District Council (9565)	R2/10192-1.0	EAC-24642 - Explanation Requested - Letter EAC-24646 - Explanation Requested - Letter EAC-24647 - Abatement Notice	Investigation Continuing

Comments: A complaint was received concerning silt and sediment discharging into the Mangamahoe Stream near Lake Mangamahoe, New Plymouth. Investigation found that there had been work undertaken on an instream structure known as the Lower Head Dam. A significant amount of silt and sediment had been discharged downstream of the structure. Upstream of the structure it was evident that significant erosion had occurred and would continue to occur. Further investigation found that silt controls that had been installed downstream had become overwhelmed and were offering no sediment control. Photographs, videos, and samples were taken. Letters of explanation have been received. Enforcement action is being considered.

11 Jul 2022 <u>Update</u>	3301-23-008 IN/45622	Unauthorised discharge into stream - Rimutauteka Road, Inglewood	TRC Staff Compliance Monitoring	Codylan Farms Limited (36519)	R2/10321-1.0	EAC-24667 - Abatement Notice EAC-24669 - Abatement Notice EAC-24830 - Infringement Notice (\$750)	Investigation Continuing
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Comments: During unrelated monitoring of a wellsite, it was found that farm dairy effluent was discharging to a skimmer pit outfall and then into surface water at Rimutauteka Road, Inglewood. Photographs, video and samples were taken. Whilst collecting a sample of the discharge it was also noted that silage leachate was discharging to the stream causing sewage fungus growths downstream of the discharge. The discharge of farm dairy effluent was in contravention of consent conditions and the discharge of leachate was in contravention of Rule 30 of the RFWP. Abatement notices were issued requiring the discharge of dairy effluent to cease and for works to be undertaken to prevent the discharge of silage leachate. Further reinspections have found the abatements notice were not being complied with. Further samples were taken and enforcement action is being considered.

Updates of Non-Compliant incidents from previous agendas

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
7 Sep 2022 <u>Update</u>	3301-23-080 IN/46007	Stream realignment - Komene Road, Okato	Complaint	Denis James & Raewyn Edna Gladys Goodwin (2605)		EAC-24741 - Abatement Notice EAC-24744 - Abatement Notice EAC-24852 - Explanation Requested - Letter EAC-24853 - Explanation Requested - Letter	Investigation Continuing

Comments: A complaint was received concerning instream works being undertaken on a property at Komene Road, Okato. Investigation found that works had been undertaken to realign two sections of stream, totalling approximately 380 metres. The works were in contravention of rules in the Regional Fresh Water Plan for Taranaki and the Resource Management (National Environmental Standards for Freshwater) Regulations 2020. An abatement notice was issued requiring works to be undertaken to reinstate the streams. Reinspections undertaken so far have found that the majority of the works required to ensure compliance with the abatement notices have been completed. Further reinspections will be undertaken. A letter of explanation has been received. Further enforcement action is being considered.

13 Sep 2022 <u>Update</u>	3301-23-199 IN/46665	Unconsented culvert - tributary of Wairau Stream - Oakura	TRC Staff Compliance Monitoring	Waka Kotahi NZ Transport Agency (72000)			Investigation Continuing
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Comments: During routine compliance monitoring it was found that a resource consent had expired for a culvert installed in an unnamed tributary of the Wairau Stream at Oakura. Also works were required to comply with fish passage requirements in the Regional Fresh Water Plan for Taranaki. An abatement notice will be issued requiring works to be undertaken to ensure compliance with Rules in the Regional Fresh Water Plan for Taranaki.

Updates of Non-Compliant incidents from previous agendas

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
13 Sep 2022 <u>Update</u>	3301-23-200 IN/46666	Unconsented culvert - tributary of Waimoku Stream - Oakura	TRC Staff Compliance Monitoring	Waka Kotahi NZ Transport Agency (72000)			Investigation Continuing

Comments: During routine compliance monitoring it was found that a resource consent had expired for a culvert installed in an unnamed tributary or the Waimoku Stream at Oakura. An abatement notice will be issued requiring works to be undertaken to ensure compliance with Rules in the Regional Fresh Water Plan for Taranaki.

13 Sep 2022 <u>Update</u>	3301-23-201 IN/46667	Unconsented culvert - Mangati Stream - Bell Block	TRC Staff Compliance Monitoring	Waka Kotahi NZ Transport Agency (70589)			Investigation Continuing
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Comments: During routine compliance monitoring it was found that a resource consent had expired for a culvert installed in an unnamed tributary or the Mangati Stream at Bell Block. An abatement notice will be issued requiring works to be undertaken to ensure compliance with Rules in the Regional Fresh Water Plan for Taranaki.

5 Nov 2022 <u>Update</u>	3301-23-152 IN/46406	Sewage overflow - tributary of Huatoki Stream	TRC Staff Notification	New Plymouth District Council (9565)	R2/10406-1.0 R2/0882-4.1	EAC-24941 - Explanation Requested - Letter	No Further Action
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Comments: Notification was received of a sewage overflow into a tributary of the Huatoki Stream in New Plymouth. Investigation found that due to a blockage, sewage had overflowed from a manhole into the tributary. The adverse effects caused by the discharge were significant, with trees dying and sewage fungus covering the stream bed. Photographs and samples were taken. Works were immediately undertaken by City Care to unblock the pipe and remediate the land by burying the remaining sewage and spreading lime. New Plymouth District Council (NPDC) were also contacted and requested to carry out an investigation as this is the second blockage in the same location in two years. A letter of explanation was received and an investigation has been undertaken by NPDC, which identified some network upgrades that will be undertaken to minimise the risk of further blockages.

Updates of Non-Compliant incidents from previous agendas

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
24 Nov 2022 <u>Update</u>	3301-23-174 IN/46536	Historic farm dump - Tapuae Stream	Complaint	Raymond Hector Barron (36375)			No Further Action At This Stage
<p>Comments: A complaint was received regarding an exposed historic farm dump on the coastal cliff of a farm at South Road, Omata. Investigation found that a historic farm dump had become exposed on the cliff face as a result of erosion. The location of the historic dump in an area that is difficult to access safely. Council is working with the current owner of the property to ensure works are undertaken to prevent any non-compliances with the Regional Fresh Water Plan for Taranaki.</p>							
2 Dec 2022 <u>Update</u>	3301-23-182 IN/46580	Backyard burning - Glasgow Street, Hawera	Complaint	Cameron Hasler (74607)			Investigation Continuing
<p>Comments: A complaint was received concerning smoke discharging from a fire at a property at Glasgow Street, Hawera. Investigation found burning was occurring in a small 100 litre steel drum, on the property within the defined urban area. There was minimal offsite effects occurring at the time of inspection. Advice and information was provided around rules in the Regional Air Quality Plan for Taranaki. The fire was extinguished.</p>							
30 Dec 2022 <u>Update</u>	3301-23-216 IN/46735	Dust - Carrington Street, New Plymouth	Complaint	Darcy Keene Earthmoving Limited (4298) Naki Development Limited (68680)			Investigation Continuing
<p>Comments: A complaint was received concerning dust discharging from a subdivision development site at Carrington Street, New Plymouth. Investigation found that objectionable dust was discharging beyond the boundary of the site affecting neighbouring properties. The site is the subject of an abatement notice and further enforcement action is being considered.</p>							

Updates of Non-Compliant incidents from previous agendas

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
11 Jan 2023 <u>Update</u>	3301-23-229 IN/46772	Burst sewer pipe - Clawton Street, New Plymouth	Complaint	New Plymouth District Council (9565)	R2/10406-1.0 R2/0882-4.1	EAC-24905 - Abatement Notice	No Further Action At This Stage

Comments: A complaint was received regarding a sewage discharge at Clawton Street, New Plymouth. Investigation found that sewage was discharging from a sewer main that crosses over the Waimea Stream. At the time of inspection City Care were onsite, flushing the pipe and undertaking temporary repairs. An abatement notice was issued requiring works to be undertaken to ensure that no contaminants enter any waterbody. Reinspection will be undertaken after 1 March 2023.

Non-compliant incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
10 Jan 2023	3301-23-256 IN/46976	Water abstraction - Main South Road, Manaia	Self-Notification	John & Elaine Glenda Sanderson (34614)	R2/4993-2	No Enforcement Action - Statutory defence	No Further Action/Costs Recovered

Comments: Self-notification was received concerning contravention of a water abstraction daily volumes at a water abstraction site at a property on Main South Road, Manaia. Investigation found that a mechanical failure had occurred causing the pump to continue operating and causing an exceedance in daily abstraction volumes on two occasions, on 10 and 17 January 2023. Water abstraction ceased and the timer was repaired immediately when the contravention was found. Compliance will be ascertained during further routine monitoring.

15 Jan 2023	3301-23-234 IN/46809	Dead cows in stream - Alfred Road, Egmont Village	Complaint	Unsourced (9768)			No Further Action
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Comments: A complaint was received concerning three dead cows in the Kaiauaia Stream at Alfred Road, Egmont Village. Investigation found three cow skeletons in the stream. When the officer returned in better conditions to remove the skeletons they had gone, possibly remobilised downstream, and could not be found.

16 Jan 2023	3301-23-257 IN/46978	Water abstraction - Waitara Golf Club, Waitara	Self-Notification	Waitara Golf Club Inc (3579)	R2/4450-2.1		No Further Action/Costs Recovered
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Comments: Self-notification was received concerning contravention of water abstraction daily volumes at a water abstraction site at the Waitara Golf Club, Mouatt Street, Waitara. Investigation found that a pipe had burst causing a leak, which in turn caused an exceedance in daily abstraction volumes on two occasions, on 16 and 17 January 2023. Water abstraction ceased and the pipe was repaired immediately when the contravention was found. Compliance will be ascertained during further routine monitoring.

Non-compliant incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
17 Jan 2023	3301-23-233 IN/46822	Dairy effluent - Plymouth Road, Oakura	Complaint	Jason Hayward (74663) Martin Strauss (74270) Nicholas & Christine Barrett (3403) Zenith Farms Family Trust (36016) Zenith Trustee 2022 Limited (74713)	R2/1702-3	EAC-24934 - Explanation Requested - Letter EAC-24935 - Explanation Requested - Letter EAC-24936 - Explanation Requested - Letter EAC-24937 - Explanation Requested - Letter EAC-24940 - Explanation Requested - Letter EAC-24945 - Abatement Notice EAC-24947 - Abatement Notice EAC-24948 - Abatement Notice	Investigation Continuing

Comments: A complaint was received regarding a 'green' stream at a property at Plymouth Road, Oakura. Investigation found that a tributary of the Tapuae Stream was discoloured. Inspection of upstream properties found that a traveling irrigator had been positioned too close to a stream, resulting in dairy effluent discharging overland and into surface water. The irrigation had ceased at the time of inspection, however discolouration of the stream remained. Abatement notices were issued requiring works to be undertaken to ensure consent compliance. Reinspection found that the abatement notices were being complied with at the time of inspection. Further enforcement action is being considered.

Non-compliant incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
20 Jan 2023	3301-23-236 IN/46856	Farm dump - Rutland Road, Midhirst	Complaint	Andrew McElroy (73488)		EAC-24955 - Abatement Notice	No Further Action At This Stage
Comments: A complaint was received concerning a historic farm dump which had been exposed at Rutland Road, Midhirst. Investigation found that the historic farm dump had been exposed on the banks of an unnamed tributary of the Waipuku Stream, as a result of erosion. Some of the exposed rubbish had discharged into the stream. An abatement notice was issued requiring works to be undertaken to comply with rules in the Regional Fresh Water Plan for Taranaki. Reinspection will be undertaken after 28 February 2023.							
23 Jan 2023	3301-23-247 IN/46954	Discoloured stream - Durham Road, Inglewood	Complaint	Nigel Saxton (74752)			No Further Action
Comments: A complaint was received concerning a 'dirty' stream at Durham Road, Inglewood. Investigation found that a digger was operating within the vicinity of the Piakau Stream. This work involved the cleaning of a drain, preparation of the area for riparian fencing and planting and removal of an old fertiliser spreader from within the stream. This work resulted in the stream being cloudy at the time of inspection. The operator was advised of the rules in the Regional Fresh Water Plan for Taranaki in relation to sediment disturbance.							
25 Jan 2023	3301-23-246 IN/46901	Forestry slash - Alfred Road, Egmont Village	Complaint	David Carter (74733)		EAC-24968 - Abatement Notice	Investigation Continuing
Comments: A complaint was received concerning some forestry slash in a stream at Alfred Road, Egmont Village. Investigation found that some forestry harvesting works had been undertaken on the site in 2021. The works had been undertaken in accordance with the Resource Management (National Environmental Standards for Plantation Forestry) Regulations (NESPF). However during subsequent land development works the appropriately stored piles of forestry slash had been pushed towards and into the stream, in contravention of the NES-PF. An abatement notice was issued requiring works to be undertaken to ensure compliance with the NES-PF. Reinspection will be undertaken after 28 February 2023.							

Non-compliant incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
28 Jan 2023	3301-23-249 IN/46946	Earthworks - Strange Street, Waitara	Complaint	Hareb Investments Limited (74748) Matthew Hareb (55404)		EAC-24958 - Abatement Notice	No Further Action

Comments: A complaint was received concerning earthworks near a stream at Strange Street, Waitara. Investigation found some earthworks had been undertaken on a residential section adjacent to the stream. No silt and sediment controls were installed. There was no evidence that any silt or sediment had discharged into the nearby unnamed tributary of the Waitara River. However, it was likely that silt and sediment would discharge to the tributary if no silt controls were installed. An abatement notice was issued requiring silt and sediment controls to be installed. Reinspection found that the abatement notice was being complied with at the time of inspection.

30 Jan 2023	3301-23-248 IN/46942	Green Stream - Puniho Road, Okato	Complaint	Denis James & Raewyn Edna Gladys Goodwin (2605)	R2/2628-3.0	EAC-24956 - Explanation Requested - Letter	Investigation Continuing
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Comments: A complaint was received concerning a stream running 'green' on Puniho Road, Okato. Investigation found that a dairy effluent irrigator, on an upstream farm, had been operational in close proximity to a stream in contravention of resource consent conditions and an abatement notice, issued as a result of a previous non-compliance. A letter of explanation was requested. Further enforcement action is being considered. A letter of explanation was requested. Further enforcement action is being considered.

30 Jan 2023	3301-23-251 IN/46953	Smoke - Fantham Street, Hawera	Complaint	Gary Hancock (74751)			No Further Action
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Comments: A complaint was received about smoke from a fire near Glover Road, Hawera. Investigation found that the smoke was discharging from a vegetation fire at a property on Railway Road. A change in wind conditions caused smoke to affect neighbouring properties. Burning was permitted on the property, however the responsible party was advised to extinguish the fire until conditions were more suitable to prevent offsite effects.

Non-compliant incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
2 Feb 2023	3301-23-252 IN/46961	Wastewater discharge - Skeet Road, Kapuni	Self-Notification	Fonterra Limited (50606)	R2/0923-3.3		No Further Action/Costs Recovered
Comments: Self-notification was received concerning a discharge of wastewater onto land in contravention of resource consent conditions at Fonterra Kapuni, Manaia Road, Kapuni. Investigation found that an underground wastewater pipe had burst causing the discharge. At the time of inspection the contractors were on site with a sucker truck and had replaced the pipe. The wastewater had not discharged to any waterbody. The contingency plan for the site had been followed.							
2 Feb 2023	3301-23-253 IN/46963	Sheep offal in river - Bedford Road, Inglewood	Complaint	Un sourced (9768)			No Further Action
Comments: A complaint was received concerning sheep offal that had been dumped in a river near Bedford Road, Inglewood. The complainant advised that there had been multiple incidents of rubbish and carcasses thrown off this bridge over the years. The carcass was removed by the officer at the time of inspection and disposed of appropriately. The responsible party could not be identified.							
3 Feb 2023	3301-23-261 IN/47007	Dairy effluent - Mitchell Road, Manaia	TRC Staff Compliance Monitoring	John Bevins Family Trust trading as Hurford Farms (12849)	R2/6905-1	EAC-24978 - Explanation Requested - Letter	Investigation Continuing
Comments: During a follow-up inspection of advice provided the previous day, it was found that the effluent disposal system was not being operated in accordance with resource consent conditions at Mitchell Road, Manaia. The inspection of a dairy effluent spray irrigation disposal system found the advice had not been followed and it was found that excessive ponding of farm dairy effluent was occurring. A further reinspection found that works had been undertaken to ensure consent compliance. A letter requesting explanation was sent. Enforcement action is being considered.							

Non-compliant incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
6 Feb 2023	3301-23-262 IN/47033	Dumped fish - Waingongoro River - Eltham	Complaint	Un sourced (9768)			No Further Action
Comments: A complaint was received concerning fish carcasses, which had been dumped in the Waingongoro River at Taumata Park, Eltham. Investigation found that approximately 30 dead snapper had been dumped in the stream. The responsible party could not be identified and South Taranaki District Council undertook removal of the fish.							
7 Feb 2023	3301-23-269 IN/47036	Historic dump - Wiremu Road, Okato	Complaint	Un sourced (9768)			No Further Action At This Stage
Comments: A complaint was received concerning an historic rubbish dump on the bank of the Hangatahua (Stoney River) near Wiremu Road, Okato. Investigation confirmed there was an historic rubbish dump within 25 metres of the waterbody. The rubbish was located on a Council owned esplanade strip, however the adjacent land owner undertook to remove any rubbish within 25 metres of the waterbody.							
7 Feb 2023	3301-23-270 IN/47040	Water well - Warea Road, Warea	Complaint	Max Sole (74772)			Investigation Continuing
Comments: A complaint was received concerning a water well that was being used, within 25 metres of the Teikapanua Stream, at a property at Warea Road, Warea. Investigation found that the well consisted of an excavated hole in the ground which was being used as a water source for the property. The location and construction of the well was in contravention of rules in the Regional Fresh Water Plan for Taranaki. Enforcement action is being considered.							
9 Feb 2023	3301-23-264 IN/47045	Discoloured stream - Hobson/Pukenui Sreets, NP	Complaint	Un sourced (9768)			No Further Action At This Stage
Comments: A complaint was received concerning a stream running 'grey' at Pukenui Street, New Plymouth. Investigation found that the stream was discoloured at the time of inspection. An inspection of the upper catchment area was unable to find the source of the discharge. The stream cleared by the end of the investigation.							

Non-compliant incidents for the period 17 Jan 2023 to 17 Feb 2023

Incident Date	Job Number IRIS ID	Incident Type	Source	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
12 Feb 2023	3301-23-267 IN/47030	Discoloured stream - Norfolk Road, Midhirst	Complaint	John Hussey (54603)	R2/2273-3.0	EAC-24986 - Explanation Requested - Letter EAC-24990 - Explanation Requested - Letter	Investigation Continuing

Comments: A complaint was received concerning a 'green' stream at Norfolk Road, Midhirst. Investigation found that a hose leading to a dairy effluent irrigator had separated causing dairy effluent to flow overland and into a roadside drain, which flowed into an unnamed tributary of the Maketehinu Stream. The contract milker had identified the issue and ceased the discharge prior to the officer's inspection. Enforcement action is being considered.

13 Feb 2023	3301-23-272 IN/47026	Wetland drainage - Parawera Drive, New Plymouth	Complaint	Josh Prestidge (68278)			Investigation Continuing
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Comments: A complaint was received concerning the drainage of a wetland at a trucking site on Parawera Drive, Whalers Gate, New Plymouth. Investigation found that works had been undertaken to replace and upgrade subsurface drainage after the efficiencies of the piping had decreased over time. Further investigation is required to determine the status of the works under the Resource Management (National Environmental Standards for Freshwater) Regulation 2020.

Updates of Compliance Monitoring – Non-compliances from previous agendas

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
<u>24 Aug 2022 Update</u>	332123-007 ENF-23605	Annual Inspection	Non-compliance	Tractormeisters Limited (21002)	R2/3602-2	EAC-24718 - Abatement Notice EAC-24716 - Abatement Notice	Investigation Continuing

Comments: During the annual dairy inspection round, it was found that the farm dairy effluent disposal system was not operating within resource consent conditions on Hu Road, Eltham. Abatement notices were issued requiring works to be undertaken to the farm dairy effluent disposal system to ensure compliance with resource consent conditions. Reinspection found that Abatement Notice EAC-24718 was not being complied with. An explanation was requested. Further enforcement action is being considered.

<u>2 Sep 2022 Update</u>	332123-041 ENF-23665	Annual Inspection	Significant non-compliance	Honeyfield Dairy Limited (51398) Ian Honeyfield Trust (37545)	R2/1129-2	EAC-24954 - Infringement Notice (\$750) EAC-24800 - Abatement Notice	No Further Action/Costs Recovered
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Comments: During analysis of samples (11 October 2022), taken during the annual dairy inspection round (02 September 2022), it was found that the farm dairy effluent oxidation pond disposal system was not operating within resource consent conditions at Patea Road, Whenuakura. An abatement notice was issued requiring works to be undertaken to the farm dairy effluent disposal system to ensure compliance with resource consent conditions. Reinspection found that the abatement notice was being complied with at the time of inspection.

<u>17 Oct 2022 Update</u>	332123-064 ENF-23689	Annual Inspection	Non-compliance	Mataikahawai Land Holdings Limited (31925) Paul O'Rorke (52063)	R2/1518-3		No Further Action/Costs Recovered
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Comments: During analysis of samples (01 November 2022), taken during the annual dairy inspection round (17 October 2022), it was found that the farm dairy effluent oxidation pond disposal system was not operating within resource consent conditions and Abatement Notice EAC-22272, issued as a result of a previous non-compliance, at Waiteika Road, Opunake. Reinspection found that the abatement notice was being complied with at the time of inspection.

Updates of Compliance Monitoring – Non-compliances from previous agendas

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
<u>20 Oct 2022 Update</u>	332123-056 ENF-23675	Annual Inspection	Significant non-compliance	Francis Mullan (2715)	R2/1176-3	EAC-24817 - Explanation Requested - Letter EAC-24813 - Abatement Notice	Investigation Continuing

Comments: During analysis of samples (02 November 2022), taken during the annual dairy inspection round (20 October 2022), it was found that the farm dairy effluent oxidation pond disposal system was not operating within resource consent conditions, at Lower Kahui Road, Rahotu. An abatement notice was issued requiring works to be undertaken to the farm dairy effluent disposal system to ensure compliance with resource consent conditions. Reinspection found that the abatement notice was being complied with at the time of inspection. Further enforcement action is being considered.

<u>28 Oct 2022 Update</u>	332123-058 ENF-23671	Annual Inspection	Significant non-compliance	Sophie Lance (54141) The Tom Lance Trust (51397) Tom Lance (54140)	R2/3309-3.0	EAC-24914 - Infringement Notice (\$750) EAC-24819 - Abatement Notice EAC-24814 - Abatement Notice	Investigation Continuing
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Comments: During the annual dairy inspection round it was found that the farm dairy effluent disposal system was not operating within resource consent conditions on Parahaki Road, Waverley. Abatement notices were issued requiring the unauthorised discharge of dairy effluent to cease and for works to be undertaken to the farm dairy effluent disposal system to ensure compliance with resource consent conditions. Reinspection found that an abatement notice was not being complied with at the time of inspection. A further reinspection will be undertaken after 27 February 2023.

Updates of Compliance Monitoring – Non-compliances from previous agendas

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
11 Nov 2022 <u>Update</u>	332123-078 ENF-23751	Compliance Monitoring Insp.	Non-compliance	AML Limited (Trading as Allied Concrete) (30416)	R2/4539-2	EAC-24888 - Explanation Requested - Letter EAC-24887 - Abatement Notice	No Further Action/Costs Recovered

Comments: During analysis of samples taken during routine monitoring it was found that suspended solids in the stormwater discharge exceeded allowable limits in resource consent conditions at a concrete batching site at Hurlstone Drive, Bell Block. An abatement notice was issued requiring works to be undertaken to ensure compliance with resource consent conditions. Compliance with the abatement notice will be ascertained during routine monitoring. A letter requesting explanation was sent. Further enforcement action is being considered.

17 Nov 2022 <u>Update</u>	332123-081 ENF-23761	Compliance Monitoring Insp.	Non-compliance	Barton Holdings Limited (56677)	R2/7707-1	EAC-24894 - Explanation Requested - Letter EAC-24889 - Abatement Notice	Investigation Continuing
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Comments: During analysis of samples taken during routine monitoring it was found that suspended solids in the stormwater discharge was in contravention of allowable limits in resource consent conditions at an industrial site at Paraita Road, Bell Block. An abatement notice was issued requiring works to be undertaken to ensure compliance with resource consent conditions. Compliance with the abatement notice will be ascertained during routine monitoring. A letter requesting explanation was sent. Further enforcement action is being considered.

Updates of Compliance Monitoring – Non-compliances from previous agendas

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
<u>17 Nov 2022 Update</u>	332123-082 ENF-23763	Compliance Monitoring Insp.	Non-compliance	Nexans New Zealand Limited (52112) OMV New Zealand Limited (21295)	R2/3913-3.1	EAC-24892 - Explanation Requested - Letter EAC-24891 - Abatement Notice	No Further Action At This Stage/Costs Recovered

Comments: During analysis of samples taken during routine monitoring it was found that suspended solids in the stormwater discharge was in contravention of allowable limits in resource consent conditions at an industrial site at Paraita Road, Bell Block. An abatement notice was issued requiring works to be undertaken to ensure compliance with resource consent conditions. Compliance with the abatement notice will be ascertained during routine monitoring. An explanation was received and accepted.

<u>22 Nov 2022 Update</u>	332123-055 ENF-23710	Annual Inspection	Significant non-compliance	Keith Leonard & Dell Eileen Harvey (2916)	R2/1609-4.0	EAC-24839 - Abatement Notice EAC-24838 - Abatement Notice	Investigation Continuing
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Comments: During the annual dairy inspection round it was found that the farm dairy oxidation ponds were not operating within resource consent conditions at Mid Paihaka Road, Pungarehu. Abatement notices were issued requiring the discharge to cease, and for works to be undertaken to ensure compliance with resource consent conditions. Reinspection found that the abatement notice was being complied with at the time of inspection. Further enforcement action is being considered.

<u>30 Nov 2022 Update</u>	332123-071 ENF-23744	Compliance Monitoring Insp.	Non-compliance	Jones Quarry Uruti Stone Limited (55305)	R2/6272-2.0	EAC-24993 - Infringement Notice (\$750)	No Further Action/Costs Recovered
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Comments: During routine monitoring it was found that there was an uncontrolled discharge of sediment laden washwater into surface water, as a result of a failed pump onsite, at a quarry site at Mokau Road, Uruti. Samples were taken. Analysis of samples confirmed contravention of resource consent conditions. A letter of explanation was received.

Updates of Compliance Monitoring – Non-compliances from previous agendas

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
1 Dec 2022 <u>Update</u>	332123-077 ENF-23743	Compliance Monitoring Insp.	Non-compliance	Hintz Family Trust Partnership (12720)	R2/10561-1.1	EAC-24876 - Explanation Requested - Letter	Investigation Continuing

Comments: During a compliance monitoring inspection, it was found that the farm dairy effluent disposal system was not operating within resource consent conditions on Cardiff Road, Cardiff. A letter requesting explanation was sent. Enforcement action is being considered.

Compliance Monitoring – Non-compliances for the period 17 Jan 2023 to 17 Feb 2023

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
19 Jan 2023	332123-089 ENF-23797	Compliance Monitoring Insp.	Significant non-compliance	Ferndene Group Limited (70308)	R2/6453-2.0	EAC-24961 - Abatement Notice	No Further Action/Costs Recovered

Comments: During routine monitoring it was found that a stormwater discharge was not within resource consent conditions at a quarry site at Upland Road, Egmont Village. An abatement notice was issued requiring works to be undertaken to ensure compliance with resource consent conditions. Reinspection found that the abatement notice was being complied with at the time of inspection.

20 Jan 2023	332123-085 ENF-23773	Annual Inspection	Significant non-compliance	Jospeh Domingo (74685) McCarty Farms Limited (10813)	R2/4395-2	EAC-24932 - Explanation Requested - Letter EAC-24931 - Explanation Requested - Letter	No Further Action/Costs Recovered
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Comments: During the annual dairy inspection round, it was found that the farm dairy effluent disposal system was not operating within resource consent conditions at Eltham Road, Kaponga. During the inspection, work was being undertaken to comply with resource consent conditions. As a result, extensive upgrades have been made to the system. A letter of explanation was received and accepted.

23 Jan 2023	332123-087 ENF-23781	Annual Inspection	Significant non-compliance	Peter Myers (2895)	R2/2395-3.0	EAC-24943 - Abatement Notice	Investigation Continuing
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Comments: During the annual dairy inspection round it was found that the farm dairy effluent disposal system was not operating with resource consent conditions at Austin Road, Normanby. An abatement notice was issued requiring the discharge to cease and for works to be undertaken to ensure compliance with resource consent conditions. Reinspection will be undertaken after 25 January 2023. Further enforcement action is being considered.

Compliance Monitoring – Non-compliances for the period 17 Jan 2023 to 17 Feb 2023

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
24 Jan 2023	332123-090 ENF-23799	Annual Inspection	Non-compliance	Aljo Farm Limited (36655)	R2/3363-2		Investigation Continuing

Comments: During the annual dairy inspection round, it was found that the farm dairy effluent disposal system was not operating within resource consent conditions at Main South Road, Hawera. A letter requesting explanation has been sent. Further enforcement action is being considered.

25 Jan 2023	332123-088 ENF-23802	Compliance Monitoring Insp.	Significant non-compliance	Peter Myers (2895)	R2/2321-3.0	EAC-24965 - Explanation Requested - Letter EAC-24964 - Abatement Notice	Investigation Continuing
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Comments: During the annual dairy inspection round it was found that the dairy effluent disposal system was not operating within resource consent conditions at Manawapou Road, Hawera. An abatement notice was issued requiring works to be undertaken to ensure compliance with resource consent conditions. Reinspection will be undertaken after 3 April 2023. A letter requesting explanation was sent. Further enforcement action is being considered.

26 Jan 2023	332123-029 ENF-23685	Compliance Monitoring Insp.	Non-compliance	Malandra Downs Limited (34941)	R2/7374-1.5		No Further Action At This Stage/Costs Recovered
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Comments: During routine monitoring it was found that resource consent conditions were not being complied with at a green waste disposal site at Albany Street, Patea. Site management was not adequate to ensure consent compliance. The consent holder has established a planting plan to ensure consent compliance. Compliance will be ascertained during routine monitoring.

Compliance Monitoring – Non-compliances for the period 17 Jan 2023 to 17 Feb 2023

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
3 Feb 2023	332123-091 ENF-23813	Compliance Monitoring Insp.	Non-compliance	Airport Farm Trustee Limited (54363) Edward Whiting (51784)	R2/5262-3.0	EAC-24980 - Explanation Requested - Letter EAC-24979 - Abatement Notice	Investigation Continuing

Comments: In response to an enquiry from a member of the public, an inspection was undertaken of a free range poultry farming operation on Airport Drive, New Plymouth. While no odours were found beyond the boundary of the site, it was found that resource consent conditions were not being complied with. An abatement notice was issued requiring works to be undertaken to ensure compliance with resource consent conditions. A letter requesting explanation was sent.

7 Feb 2023	332123-096 ENF-23828	Annual Inspection	Significant non-compliance	Brendan Attrill (13305) Brendan Attrill Agriculture Limited (36469) Soffra Farm Limited (55034)	R2/3775-2		Investigation Continuing
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Comments: During the annual dairy inspection round, it was found that the farm dairy effluent disposal system was operating under an expired resource consent and therefore was in contravention of Rules 39 and 40 of the Regional Fresh Water Plan for Taranaki, at Rotokare Road, Eltham. Enforcement action is being considered.

7 Feb 2023	332123-094 ENF-23824	Annual Inspection	Non-compliance	Nigel King Developments Limited (30518)	R2/3279-3.0	EAC-24984 - Abatement Notice	Investigation Continuing
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Comments: During the annual dairy inspection round, it was found that the farm dairy effluent system was not operating within resource consent conditions at Upland Road, Inglewood. An abatement notice was issued requiring works to be undertaken to ensure compliance with resource consent conditions. Reinspection will be undertaken after 15 March 2023.

Compliance Monitoring – Non-compliances for the period 17 Jan 2023 to 17 Feb 2023

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
8 Feb 2023	332123-097 ENF-23829	Annual Inspection	Non-compliance	Michael Eggink (15298)	R2/2936-3.0	EAC-24994 - Abatement Notice	Investigation Continuing

Comments: During the annual dairy inspection round, it was found that the farm dairy effluent disposal system was not operating within resource consent conditions at Ararata Road, Hawera. Enforcement action is being considered.

9 Feb 2023	332123-092 ENF-23814	Annual Inspection	Significant non-compliance	John Goodin (3150)	R2/3607-2	EAC-24973 - Explanation Requested - Letter	Investigation Continuing
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Comments: During the annual dairy inspection round it was found that the dairy effluent disposal system was not operating within resource consent conditions and abatement notice EAC-23226 issued as a result of a previous non-compliance, at Auroa Road, Manaia. A letter requesting explanation was sent. Further enforcement action is being considered.

9 Feb 2023	332123-093 ENF-23815	Annual Inspection	Non-compliance	Ballymullin Farms Limited (32210)	R2/2463-3.0	EAC-24974 - Abatement Notice	Investigation Continuing
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Comments: During the annual dairy inspection round it was found that the dairy effluent disposal system was not operating within resource consent conditions at Patiki Road, Te Kiri. An abatement notice was issued requiring works to be undertaken to ensure compliance with resource consent conditions. Reinspection will be undertaken after 1 December 2023.

Compliance Monitoring – Non-compliances for the period 17 Jan 2023 to 17 Feb 2023

Inspection Date	Job Number IRIS ID	Inspection Type	Compliance Status	Alleged Responsible Party	Consent Number	Action Taken	Recommendation
15 Feb 2023	332123-095 ENF-23825	Annual Inspection	Significant non-compliance	Justin Bishop (71770)	R2/2679-3.0	EAC-24985 - Abatement Notice	Investigation Continuing

Comments: During the annual dairy inspection round it was found that the dairy effluent disposal system was not operating within resource consent conditions at Egmont Road, Hillsborough. An abatement notice was issued requiring works to be undertaken to ensure compliance with resource consent conditions. Reinspection will be undertaken after 15 March 2023. Further enforcement action is being considered.

15 Feb 2023	332123-098 ENF-23834	Annual Inspection	Non-compliance	Nigel Wayne & Denise Mary King (3009)	R2/4276-2.1		Investigation Continuing
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Comments: During the annual dairy inspection round it was found that the farm dairy effluent disposal system was not operating within resource consent conditions at Egmont Road, New Plymouth. Enforcement action is being considered.

Operations and Regulatory Committee Public Excluded

In accordance with section 48(1) of the *Local Government Official Information and Meetings Act 1987*, resolves that the public is excluded from the following part of the proceedings of the Operations and Regulatory Committee Meeting on Tuesday 14 March 2022 for the following reason/s:

Item 9 – Prosecution- Under the Resource Management (National Environmental Standards [for Air Quality]) Regulations 2004

The matter to be considered while the public is excluded, the reason for passing this resolution in relation to the matter, and the specific grounds under section 48(1) of the *Local Government Official Information and Meetings Act 1987* are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
<p>Prosecution- Under the Resource Management (National Environmental Standards [for Air Quality]) Regulations 2004</p>	<p>To protect the privacy of natural persons, including that of deceased natural persons.</p> <p>To maintain legal professional privilege.</p> <p>Making the information available would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial.</p>	<p>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 (a) and section 7 (2) (a) and (2) (g) of the <i>Local Government Official Information and Meetings Act 1987</i>.</p>

AGENDA AUTHORISATION

Agenda for the Operations and Regulatory Committee meeting held on Tuesday 14
March 2023

Confirmed:



6 Mar, 2023 4:32:34 PM GMT+13

A J Matthews
Director-Environment Quality

Approved:



5 Mar, 2023 2:45:54 PM GMT+13

SJ Ruru
Chief Executive