View Instrument Details

Instrument No	8509265.4
Status	Registered
Date & Time Lodged	06 July 2010 15:48
Lodged By	Shepherd, Andrea Jane
Instrument Type	Consent Notice under s221(4)(a) Resource Management Act 1991

Affected Computer Registers	Land District
414229	North Auckland
414230	North Auckland
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414269	North Auckland

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Affected Computer Registers	Land District
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414273	North Auckland
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414287	North Auckland

Annexure Schedule: Contains 7 Pages.

Signature

Signed by Nicholas William Dovell Francis as Territorial Authority Representative on 06/07/2010 03:39 PM

***** End of Report *****

KAIPARA DISTRICT COUNCIL

CONSENT NOTICE
PURSUANT TO SECTION 221 OF THE RESOURCE MANAGEMENT ACT 1991

In the matter of a Consent Notice issued pursuant to Section 221 of the Resource Management Act 1991 (*Act*) in respect of Resource Consents RM090281 and RM090281A (*Resource Consent*) for the subdivision (*Subdivision*) on survey plan DP 404128 showing Lots 1, 4-6, 8-10, 12, 13, 15-17, 19-27, 27a, 28, 28a, 29-33, 35, 35a, 36-60, 69, 70, 100-106, 200 and 202 (all inclusive) and on survey plan DP 430128 showing Lots 1 and 2 DP 430128.

I, Alan John McKerchar, the Principal Administrative Officer of the Kaipara District Council (*Council*), hereby certify that pursuant to the consents under RM090281 dated 18 April 2006 and RM090281A dated 18 November 2009, the following shall apply as conditions of such consents to be complied with on a continuing basis by the Owner as defined in the Act:

In relation to Lots 1, 4-6 (inclusive), 8, 9, 12, 13, 27A, 28, 28A, 29-33 (inclusive), 35, 35A, 36-38 (inclusive) on DP 404128 of the Subdivision

1 The Owner of each lot is required to be a shareholder or member of The Sanctuary Residents Association Incorporated formed to operate, maintain and administer those components of the communal wastewater treatment and disposal system for the Subdivision located on commonly owned land and administer monitoring of individual treatment systems connected to the communal system.

2 The Owner of each lot is required to enter into an ongoing contract for the maintenance of the individual treatment systems with an organisation approved by The Sanctuary Residents Association Incorporated .

3 In the event that The Sanctuary Residents Association Incorporated is wound up or liquidated, or ceases or fails to carry out its prescribed purposes, the Owners are deemed to be an unincorporated society for the purposes set out in paragraphs 1 and 2 of this Consent Notice.

In relation to Lots 10, 17, 19-23 (inclusive), 27, 39-60 (inclusive), 69 and 70 on DP 404128 and Lot 2 on DP 430128 of the Subdivision

4 The Owner acknowledges that the construction and use of on site wastewater disposal systems for each lot may require discharge permits from the Northland Regional Council and that advice on specific resource

consent requirements (if any) should be sought from the Northland Regional Council accordingly.

5 The Owner shall ensure that the wastewater treatment and disposal systems on each lot shall be designed by and installed under the supervision of a competent engineer with appropriate experience in wastewater systems or other suitable qualified person to the approval of the Council; and.

6 The Owners of each lot shall enter into an ongoing contract for the maintenance of the wastewater treatment and disposal systems on each lot and provide details to the entity formed to administer all matters associated with the maintenance of all on-site effluent disposal systems.

In relation to lots 1, 4-6 (inclusive), 8-10 (inclusive), 12, 13, 15-17 (inclusive), 19-27 (inclusive), 27a, 28, 28a, 29-33 (inclusive), 35, 35a, 36-60 (inclusive), 69 and 70 on DP 404128 and Lot 2 on DP 430128 of the Subdivision

7 The Owner shall have regard to the Engineering and Geotechnical Report (Job No. 4819) prepared by Hawthorne Geddes Engineers & Architects Ltd dated September 2004 (*the Hawthorne Geddes Report*).

8 The Owner of each Lot shall ensure that it complies with the recommendations of that report with respect to foundations and drainage at the time of development of the Lot.

9 The Owner of each Lot shall not erect or permit the erection of any building otherwise than within the identified building sites and additional building sites referred to in the Hawthorne Geddes Report, such sites being identified in respect of each lot on the table annexed to this consent notice as Schedule One.

10 The Owner shall comply with the building and landscaping guidelines for the Subdivision which have been approved by Council and shall ensure that any buildings on the lot be sited and constructed and the lots landscaped in accordance with those building and landscaping guidelines.

11 The Owner shall maintain any landscaping on the lot in accordance with the Landscape Amenity Enhancement Plan approved under Condition 2(bb) of Resource Consent. The areas of the landscaping on the lots to which this condition 9 apply are as set out in the table annexed to this consent notice as Schedule Two.

12 The Owner acknowledges that condition 10 above will be monitored by the Council for a period of five years from the date of completion of planting to

the reasonably satisfaction of Council, and that there will be a Council charge for this monitoring payable by the Owner.

13 The Owner shall not allow the planting of exotic vegetation that could pose a threat to the ecological values of the lots. This includes the introduction of invasive plant species, including those currently listed on the nationally banned for sale list (see N.R.C Regional Pest Management Strategy).

14 The Owner of each Lot acknowledges that it is required to be a member of The Sanctuary Residents Association Incorporated for so long as it is the owner of a Lot. The Owner of each Lot acknowledges that it shall not take steps to wind up or liquidate The Sanctuary Residents Association Incorporated without the Council's prior written consent.

In relation to lots 52 and 70 on DP 404128 of the Subdivision

15 The Owner acknowledges the presence of recorded archaeological sites in the Time Depth Heritage Consultants Archaeological Assessment Report and the protection given to these sites under the Historic Places Act 1993.

In relation to lots 1, 4-6 (inclusive), 8-10 (inclusive), 12, 13, 15-17 (inclusive), 19-27 (inclusive), 27a, 28, 28a, 29-33 (inclusive), 35, 35a, 36-60 (inclusive), 69 and 70 on DP 404128 and Lot 2 on DP 430128 of the Subdivision

16 The Owner of each Lot acknowledges that no further subdivision of the lot shall be permitted for a period of 10 years from the date of registration of this consent notice.

In relation to lots 1, 10, 13 and 15-17 (inclusive) on DP 404128 of the Subdivision

17 The Owner of each Lot must not use and must not permit the use of direct vehicular access from the Lot onto Cove Road.

In relation to Lots 100 and 101 on DP 404128 of the Subdivision

18 The Owner must take all practicable steps to protect and enhance the amenity, ecological and water quality values of the lakes on the Lots and must not use or permit the use of motorised craft on the lakes except by the Owner for dam maintenance or emergency purposes.

In relation to Lot 103 on DP 404128 of the Subdivision

19 The Owner must not use and must not permit the use of the Lot for any purpose other than recreation and recreation facilities and must not use or

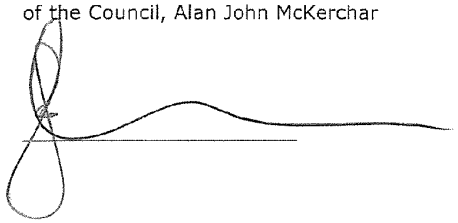
permit the use of the Lot for residential development or commercial accommodation.

In relation to Lot 1 DP 430128 of the Subdivision

20 The Owner must not use or permit the use of the Lot for any purpose other than maintaining and enhancing its agricultural use and for effluent disposal and must not use or permit the use of the Lot for residential development or commercial accommodation.

Dated this day 16th of June 2010

AUTHENTICATED by the Chief Executive
of the Council, Alan John McKerchar



SCHEDULE ONE

Building sites and additional building sites

Lot	Building sites as shown on DP 404128	Additional building sites shown on DP 404128
Lot 1 on DP 404128	ZZ	
Lot 4 on DP 404128	ZY	
Lot 5 on DP 404128	ZX	
Lot 6 on DP 404128	ZW	
Lot 8 on DP 404128	ZV	
Lot 9 on DP 404128	ZU	
Lot 10 on DP 404128	ZT	
Lot 12 on DP 404128	ZS	
Lot 13 on DP 404128	ZQ	
Lot 15 on DP 404128	ZP	
Lot 16 on DP 404128	ZO	
Lot 17 on DP 404128	ZN	XP
Lot 19 on DP 404128	ZL	XE and XF
Lot 20 on DP 404128	ZM	XO
Lot 21 on DP 404128	ZK	
Lot 22 on DP 404128	ZJ	
Lot 23 on DP 404128	ZI	
Lot 24 on DP 404128	ZH	
Lot 25 on DP 404128	ZG	
Lot 26 on DP 404128	ZF	
Lot 27 on DP 404128	XR	
Lot 27a on DP 404128	ZD and ZE	
Lot 28 on DP 404128	ZC	
Lot 28a on DP 404128	ZB	
Lot 29 on DP 404128	ZA	
Lot 30 on DP 404128	YZ	
Lot 31 on DP 404128	YY	
Lot 32 on DP 404128	YX	
Lot 33 on DP 404128	YW	
Lot 35 on DP 404128	YV	
Lot 35a on DP 404128	YU	XN
Lot 36 on DP 404128	YT	XM
Lot 37 on DP 404128	YS	XL
Lot 38 on DP 404128	YR	XG and XK
Lot 39 on DP 404128	YQ	
Lot 40 on DP 404128	YP	XJ
Lot 41 on DP 404128	YO	XI
Lot 42 on DP 404128	YN	XH
Lot 43 on DP 404128	YM	
Lot 44 on DP 404128	YL	XD
Lot 45 on DP 404128	YJ	
Lot 46 on DP 404128	YI	
Lot 47 on DP 404128	YH	
Lot 48 on DP 404128	YG	

Lot	Building sites as shown on DP 404128	Additional building sites shown on DP 404128
Lot 49 on DP 404128	YF	
Lot 50 on DP 404128	YE	
Lot 51 on DP 404128	YD	
Lot 52 on DP 404128	YC	
Lot 53 on DP 404128	YB	
Lot 54 on DP 404128	YA	
Lot 55 on DP 404128	XZ	
Lot 56 on DP 404128	XY	
Lot 57 on DP 404128	XX	
Lot 58 on DP 404128	XW	
Lot 59 on DP 404128	XV	
Lot 60 on DP 404128	XU	
Lot 69 on DP 404128	XT	
Lot 70 on DP 404128	XQ and XS	
Lot 2 on DP 404128	YK	ZR

SCHEDULE TWO

Landscape enhancement areas

Lot	Landscape enhancement areas as shown on DP 404128
Lot 1 on DP 404128	C, D, P, CA, CE and CH
Lot 4 on DP 404128	E and CC
Lot 5 on DP 404128	F and CJ
Lot 6 on DP 404128	G
Lot 8 on DP 404128	H
Lot 9 on DP 404128	I
Lot 10 on DP 404128	J
Lot 12 on DP 404128	K
Lot 13 on DP 404128	L, N and O
Lot 17 on DP 404128	CT
Lot 19 on DP 404128	Y, Z, AG and AO
Lot 24 on DP 404128	CW
Lot 25 on DP 404128	AH
Lot 27 on DP 404128	AK
Lot 27a on DP 404128	AM
Lot 29 on DP 404128	AP
Lot 30 on DP 404128	AQ
Lot 31 on DP 404128	AR
Lot 32 on DP 404128	AS
Lot 33 on DP 404128	S and CU
Lot 35a on DP 404128	AU
Lot 36 on DP 404128	AV
Lot 37 on DP 404128	AW
Lot 38 on DP 404128	AX
Lot 102 on DP 404128	BQ
Lot 103 on DP 404128	BD
Lot 106 on DP 404128	BO
Lot 1 on DP 430128	BR
Lot 2 on DP 430128	BK and BL