From: Brian Richmond
To: S7(2)(a) LGO...
Cc: S7(2)(a) LG...; S7(2)(a) LG...
Subject: RE: Whangamata - weir outfall amendments
Date: Thursday, 15 February 2024 8:08:40 am
Attachments: image001.gif
image002.gif
image003.gif
image004.png
image005.png
image006.png
image007.png
image008.png
image009.png
image010.png

S7(2)(a) L...

Actually early Monday afternoon would probably be better if you still wish to meet. I imagine will be a quick one.

As mentioned the discharge was authorised when the CSDC was granted. But yes if the discharge is not worse than what was consented then it should be fine. I don't know if there are any issues with that discharge though that would require any upgrade to that pond? I know last year we received a LGOIMA request from a concerned resident wanting information about the pond. I assume these proposed outlet works could be in response to that?

Thanks
Brian

Brian Richmond | PROJECT MANAGER | Resource Consents - Team 1, Resource Use
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Private Bag 3038, Waikato Mail Centre, Hamilton, 3240

From: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Sent: Wednesday, February 14, 2024 3:14 PM
To: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

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Hi Brian,

I was thinking of meeting separately, but if you'd rather club the two projects together that's fine as well. So it sounds like we should be OK as long as we are not making the discharge quality worse than existing?

Ngā mihi,

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From: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Sent: Wednesday, February 14, 2024 2:48 PM
To: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

S7(2)(a) L...

Were you thinking or piggy backing on the Whitianga meeting on Tue afternoon next week or setting up a new meeting for this site on Monday afternoon?

My initial thoughts on this one are that the SW discharge from the Williamson Pond is already authorised under the TCDC CSDC for Whangamata. This isn't a new discharge as such so WD-P1 wouldn't be necessarily applicable in this circumstance. If there is adverse effects occurring then these should be mitigated. WRC would also be supportive of any enhancement/improvements to the existing SW discharges .

Thanks
Brian

Brian Richmond | PROJECT MANAGER | Resource Consents - Team 1, Resource Use
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Private Bag 3038, Waikato Mail Centre, Hamilton, 3240

From: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Sent: Wednesday, February 14, 2024 1:57 PM
To: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

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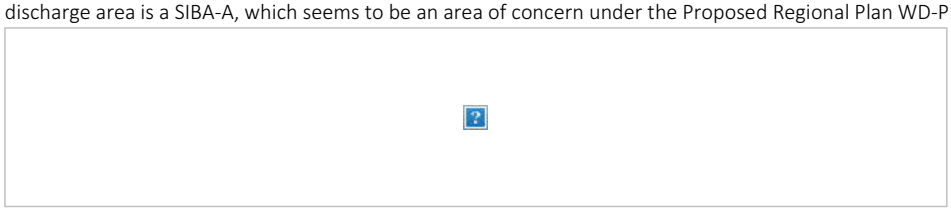
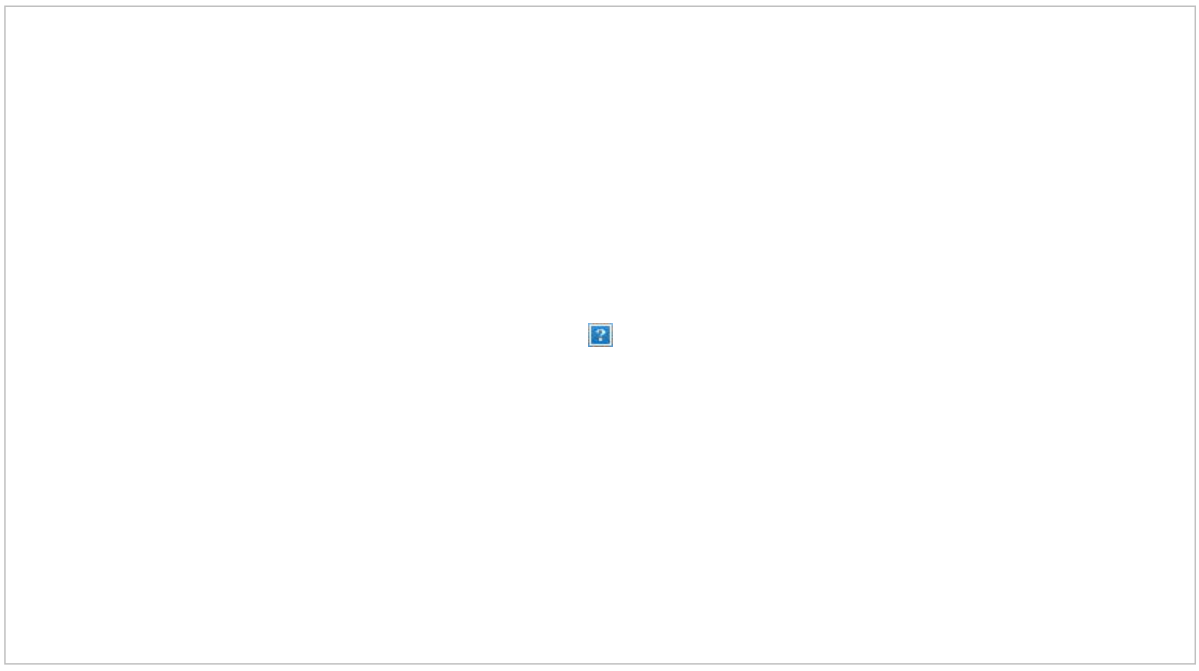
Hi Brian,

Sorry, me again. I wanted to follow up on our discussions re: Williamson Pond from a few months ago. We have been working through the design with the Whangamata residents association. We are leaning in the direction of a dry detention basin with a low-level outlet pipe discharging into Whangamata Beach. The structure would not be in the CMA, as we've discussed. However, the discharge area is a SIBA-A, which seems to be an area of concern under the Proposed Regional Plan WD-P1:





I'd like to understand the potential implications of this on our design. Could we please have a meeting to talk through this? I can show you our latest concept drawings at that time.

Is Monday afternoon still good for you? Thanks for the help!

Ngā mihi,

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From: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Sent: Friday, November 3, 2023 2:25 PM
To: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

S7(2)(a) L...

That is correct.

If the structure is not in the CMA then the Operative and Proposed Regional Coastal Plans do not apply. So no consents required.

Cheers
Brian

Brian Richmond | PROJECT MANAGER | Resource Consents - Team 1, Resource Use
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From: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Sent: Friday, November 3, 2023 1:51 PM
To: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

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Hi Brian,

That's great to hear, thank you. To clarify, then, the previously discussed Occupation of Space rule does not apply in this case either? So we are free to make changes to the weir structure without triggering consent requirements, so long as the flow rate and velocity stay the same as what it is currently?

Ngā mihi,

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From: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Sent: Friday, November 3, 2023 1:34 PM
To: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

S7(2)(a) L...

I tend to agree with you. As I previously mentioned my comments were only based on if it is in the CMA.

The CMA determination can be dynamic and sometimes hard to define. My understanding is that the debris line is also used as an indicator. Based on the photo below the debris line in this case is further inland from the LINZ line but still not where the weir structure is located. Therefore, if it isn't in the CMA then I wouldn't consider that either plans are relevant.

That makes things easier.

Cheers
Brian

Brian Richmond | PROJECT MANAGER | Resource Consents - Team 1, Resource Use
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From: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Sent: Friday, November 3, 2023 12:33 PM
To: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

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Hi Brian,

Thanks. I have a follow-up question. I think a CMA is defined by the Mean High Water Springs Line per the Proposed Regional Plan. LINZ data suggests that the MHWS line is reasonably far into the beach, about 80m from the weir:



Does that mean the weir structure falls outside the CMA and therefore isn't governed by the new rules you've laid out below?

Ngā mihi,

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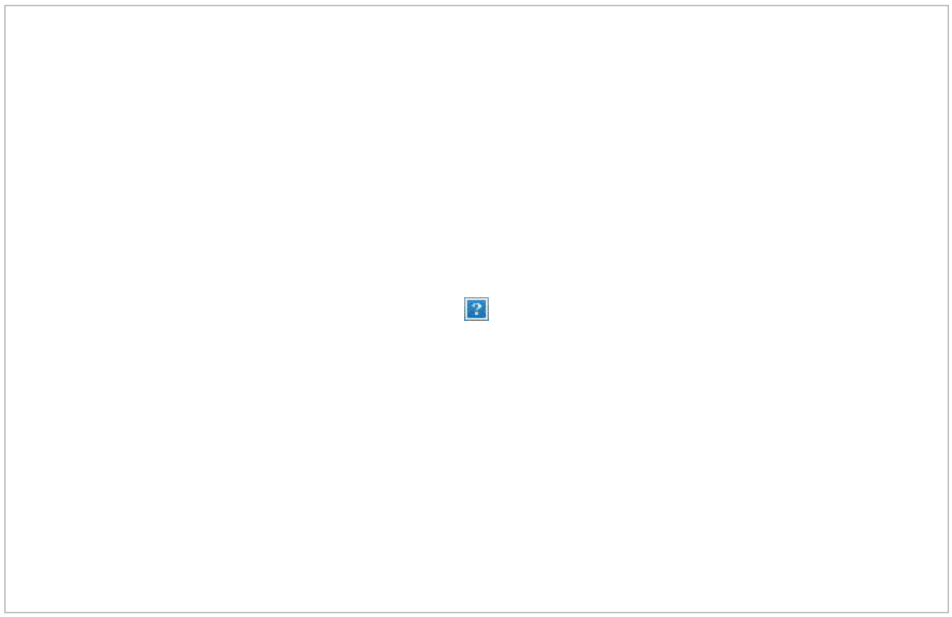
From: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Sent: Thursday, November 2, 2023 7:33 AM
To: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

S7(2)(a) L...

Sorry I see I previously attached the wrong PA rule for Structures in the CMA. This is the correct one below. The Controlled Activity Rule previously attached is still correct.



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From: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Sent: Wednesday, November 1, 2023 5:09 PM
To: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

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Hi Brian,

Thanks for this – we will reflect on this and get in touch once we have clarified our design. It would be good to touch base on the

consenting process at that point. Appreciate all the help.

Ngā mihi,

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From: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Sent: Wednesday, November 1, 2023 3:08 PM
To: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

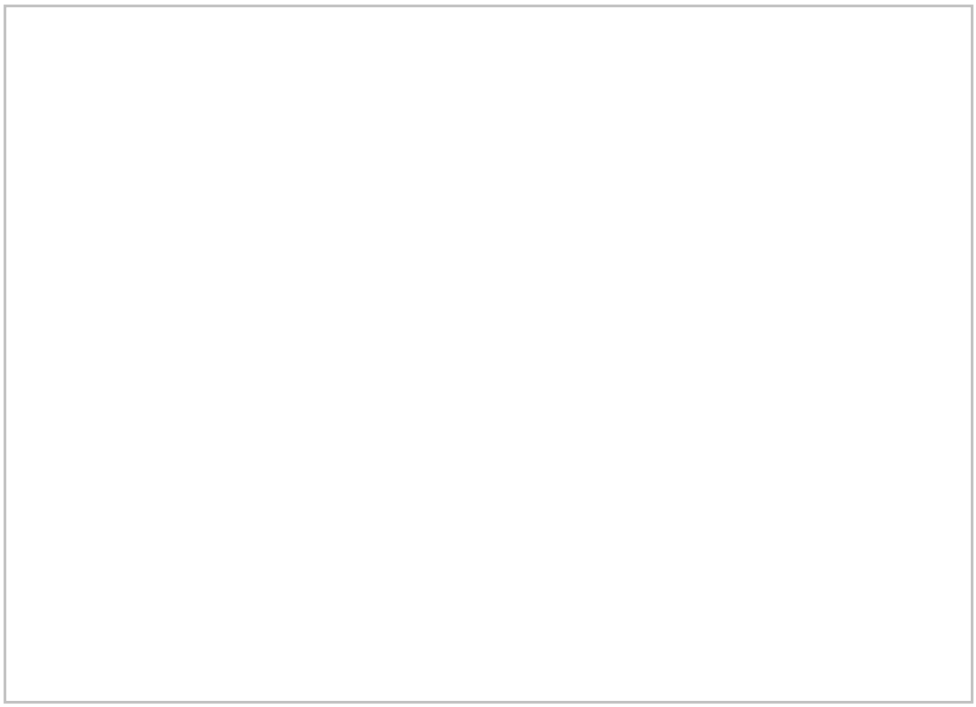
S7(2)(a) L...

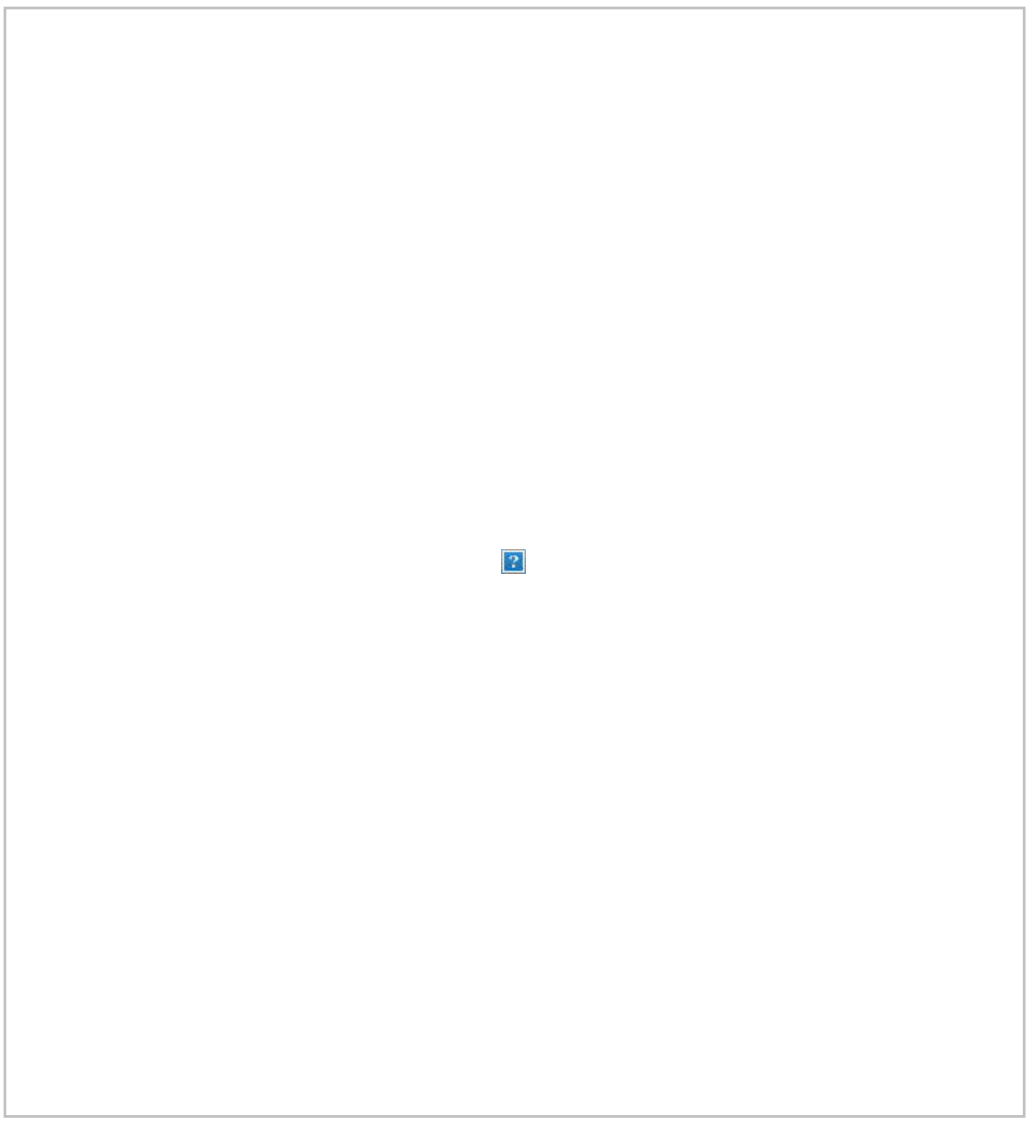
I have provided some comments below in blue. I have also attached the new relevant rules from the Proposed Plan below for reference

- On modification of the existing structure. How is the existing structure defined? Would it comprise the weir and external portion of the gabions only, or would it include the entire length of gabions from the pond to the weir? We have been considering some works behind the weir without changing its external appearance and flow behaviour.
  The existing structure would be what is currently in place (ie the weir structure) not any modifications such as increase in height, size or extension from the pond to the structure. In terms of the extension it would need to be determine if this is within the CMA to fall within the Proposed Plan.
- Would raising the weir also require a consent now? According to the new activity rules yes (see below)
- For any modifications, are we able to continue discharging at the current rate (as sheet flow) or would that need to change?
  I don't see why not as the discharge is currently authorised under the CSDC for Whangamata,

Hopefully that provides some clarification.

Cheers
Brian





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From: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Sent: Wednesday, November 1, 2023 12:05 PM
To: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; S7(2)(a) LGOIMA... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

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Hi Brian,

Thanks for the update on this – it is likely to change our approach. I have a couple of follow up questions:

- On modification of the existing structure. How is the existing structure defined? Would it comprise the weir and external portion of the gabions only, or would it include the entire length of gabions from the pond to the weir? We have been considering some works behind the weir without changing its external appearance and flow behaviour.
- Would raising the weir also require a consent now?
- For any modifications, are we able to continue discharging at the current rate (as sheet flow) or would that need to change?

Thanks for the help.

Ngā mihi,

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From: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Sent: Wednesday, November 1, 2023 11:49 AM
To: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>
Subject: RE: Whangamata - weir outfall amendments

S7(2)(a) L...

I thought I better update you on the latest with respect to the Proposed Waikato Regional Coastal Plan and our recent discussions with the proposed modification to the Williamson Pond outlet.

We were advised yesterday that certain rules within the Proposed Waikato Regional Coastal Plan are now in immediate legal effect and I have attached the Fact Sheet provided to us for your reference.

Previously we considered that the proposed modification could potentially be undertaken as a Permitted Activity, however the Proposed Plan doesn't enable minor upgrading and modifications to existing lawfully established structures as a PA activity. Under Rule STR-R11 any proposed modification would be considered a Controlled Activity requiring resource consent.

I wanted to make you aware of this immediate legal effect given you are currently looking at design options and this might influence any decisions on TCDC's behalf.

If you have any questions happy to discuss.

Cheers
Brian

Brian Richmond | PROJECT MANAGER | Resource Consents - Team 1, Resource Use
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Private Bag 3038, Waikato Mail Centre, Hamilton, 3240

From: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Sent: Tuesday, October 10, 2023 11:11 AM
To: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; Andrew Kramer <Andrew.Kramer@waikatoregion.govt.nz>
Subject: RE: Whangamata - weir outfall amendments

S7(2)(a) L...

There is the possibility that if the works are minor and the new bypass pipe outlet can be constructed within or attached to the existing weir structure then it might be able to be undertaken as a Permitted Activity. However, at this stage we can't really provide you with much more information or direction until we see some concept drawings and plans.

Once you progress it further then we can have a look and comment.

Hope that helps.

Cheers
Brian

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From: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Sent: Monday, October 9, 2023 1:00 PM
To: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; Andrew Kramer <Andrew.Kramer@waikatoregion.govt.nz>
Subject: RE: Whangamata - weir outfall amendments

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Hi Brian,

Thank you, that is helpful. We are still at feasibility stage for this, but the initial plan is to have the outfall at the same location as the weir. Would any form of new outlet require a new consent? And do you know whether the weir can be modified in any way without triggering a new consent requirement?

Ngā mihi,

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From: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Sent: Monday, October 9, 2023 11:22 AM
To: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>; Andrew Kramer <Andrew.Kramer@waikatoregion.govt.nz>

Subject: RE: Whangamata - weir outfall amendments

S7(2)(a) L...

Thanks for your query.

If it is proposed to construct a new SW outlet structure (overflow bypass) in the CMA then this would require a new consent as a Controlled Activity 16.4.11 in the Regional Coastal Plan. The discharge itself would still be covered under the current Comprehensive SW Discharge Consent for Whangamata (AUTH105667.01.01), but the outlet itself would need consent. Is it going to be in the exact location as the weir or somewhere else?

Happy to discuss if you have any questions.

Cheers
Brian

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Private Bag 3038, Waikato Mail Centre, Hamilton, 3240

From: S7(2)(a) LGOIMA ... <S7(2)(a) LGOIMA 1987>
Sent: Wednesday, October 4, 2023 3:24 PM
To: Brian Richmond <Brian.Richmond@waikatoregion.govt.nz>
Cc: S7(2)(a) LGOIM... <S7(2)(a) LGOIMA 1987>
Subject: Whangamata - weir outfall amendments

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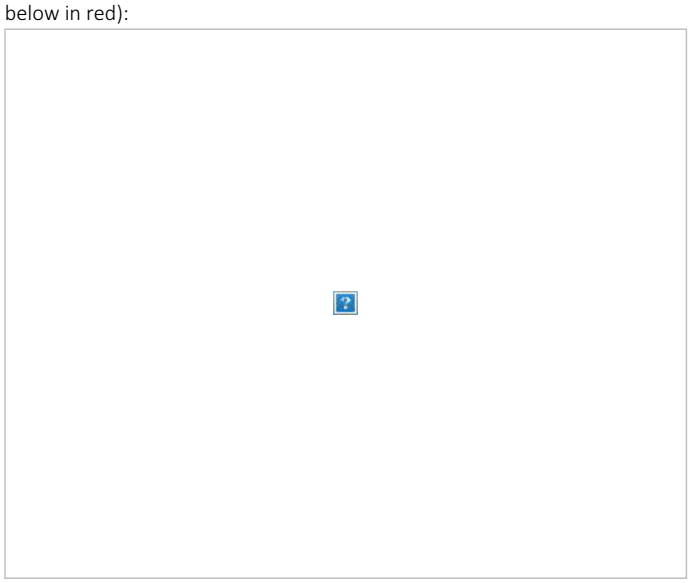
Hi Brian,

I am looking for some advice on resource consents for modifications to coastal stormwater outfalls. My company has been contracted by Thames-Coromandel District Council to investigate the weir outfall from Williamson Park pond (location shown below in red):



The weir is the discharge point for Williamson pond, which is fed by the stormwater pipe network. The weir has been designed to protect the pipe network against storm surge.

TCDC would like to potentially install an overflow pipe to bypass the weir when the pond is full. Would this kind of work require modifying the current discharge consent? If so, it would be helpful if you could share what kinds of modifications we can make without going through the consenting process.

If it's easier to discuss over the phone, feel free to give me a call. Alternatively I can set up a Teams meeting.

Ngā mihi,

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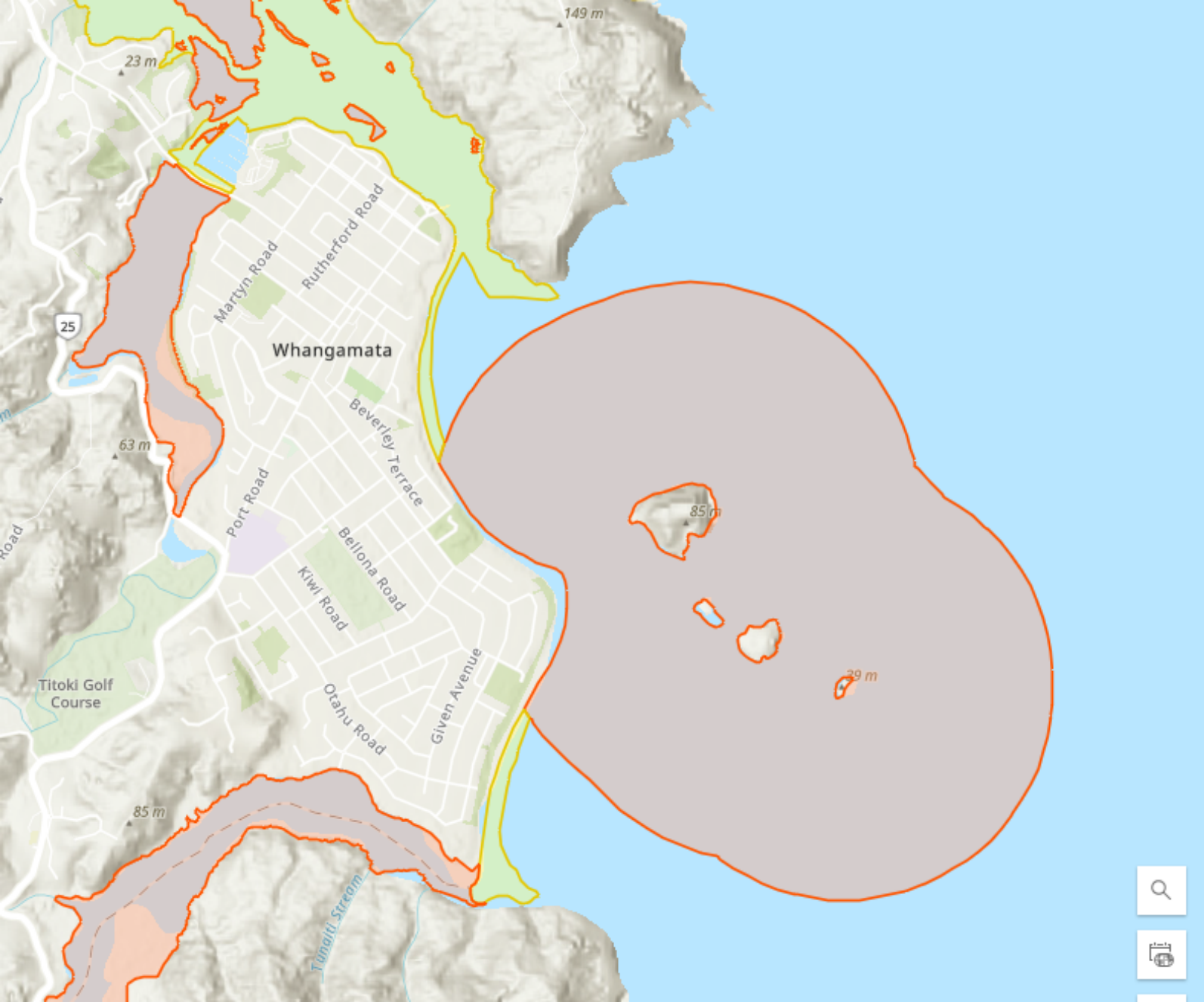
WD-P1 Discharge of contaminants to the coastal marine area

Discharges of contaminants to the coastal marine area are managed to:

1. Avoid adverse effects on the values of SIBA-A identified in Schedule 7A, the values of outstanding natural character areas identified in Schedule 4, and nationally significant surf breaks identified in Schedule 8A



Properties

Use the selector above to switch between layers in the map.

Information

Symbology

RCP SIB_Scedule_v10

SIBA-A

SIBA-B

Appearance

Blending

Normal

Transparency

0%

25%

50%

75%


OCEAN ROAD
weir
SEAVIEW ROAD
WILLIAMSON ROAD

Permitted activities

STR-R1 **Occupation and use of the coastal marine area by existing lawful structures**

	Activity status: PER The occupation and use of the common marine and coastal area by lawfully established structures that existed as at the date of notification of this plan, or were previously authorised. Where: 1. The structure complies with all relevant rules in this chapter 2. The structure owner provides, if requested by the Waikato Regional Council: a. clear written or photographic evidence the structure existed at the date of notification of this plan; or b. a copy of the necessary current authorisation(s) for the structure. *Advisory note:* 1. *For the avoidance of doubt this rule covers the occupation of the common marine and coastal area with a structure under section 12(2) of the RMA.*	Activity status where compliance not achieved: **N/A**

Permitted activities

NOISE-R1 Permitted noise from specified activities in the coastal marine area

	Activity status: PER Noise generated by or in association with: 1. Navigational aids, safety signals, warning devices, or emergency pressure relief valves 2. Emergency work undertaken to protect human life, or to prevent loss or serious damage to property, or to minimise or prevent environmental damage 3. The temporary deployment and operation of scientific instruments or apparatus 4. Discharge of firearms by licensed hunters 5. Use of vessels within the water-ski access lanes and areas or personal watercraft areas identified in the operative Waikato Regional Council Navigation Safety Bylaw, or beyond 200m off the coast 6. Pile driving involving timber piles only 7. Authorised temporary events. <u>Where:</u> 1. The person(s) carrying out the activity uses the best practicable option to ensure the emission of noise does not exceed a reasonable level.	Activity status where compliance not achieved: **DIS**

Controlled activities

STR-R11 Minor upgrading or alterations to existing lawful structures

	Activity status: CON Minor upgrading or alterations of an existing lawful structure, and associated vehicle use, in the coastal marine area. Where: 1. The activity complies with the General Standards and Terms for activities in the STR - Structures and occupation of space chapter 2. Any extension or alteration does not increase the existing footprint in terms of its length, area or height by more than 5% of the original authorisation 3. The activity does not cause erosion or scour of the foreshore or seabed 4. There is no substantial change in appearance of the structure (for the avoidance of doubt repainting does not substantially alter appearance). **Control reserved over** 1. Location, duration, method, timing and notification of works 2. Design, construction, maintenance and decommissioning of structure 3. Monitoring and information requirements 4. Modification of coastal or ecosystem processes 5. The extent and nature of effects on: a. other authorised structures or activities b. disturbance to the foreshore and seabed c. sediment movement and erosion d. water quality e. tangata whenua cultural values f. natural character and amenity values g. features and landscape h. shellfish beds or other habitat identified as a significant value in Schedule 7 i. public access j. surf breaks k. timing and use of vehicles l. navigation m. noise.	Activity status where compliance not achieved: **DIS**


Weir