

15 November 2022



KeaX Limited
Attn To: Campbell John McMath
PO Box 38
Leeston 7656

Customer Services
P. 03 353 9007 or 0800 324 636
200 Tuam Street
PO Box 345
Christchurch 8140
E. ecinfo@ecan.govt.nz
www.ecan.govt.nz

Dear Campbell,

Notice of Resource Consent Decision

Record Number: CRC223909
Applicant Name: KeaX Limited
Activity Description: To discharge operational phase stormwater to land.
Decision: Granted

Decision

The decision of Environment Canterbury is to grant your application on the terms and conditions specified in the attached resource consent document. The reasons for the decision are:

1. The activity will achieve the purpose of the Resource Management Act 1991.
2. Any adverse effects on the environment of the activity will be minor.

Commencement of consent

Your resource consent commences from the date of this letter advising you of the decision.

If you object to or appeal this decision, the commencement date will then be the date on which the decision on the appeal is determined.

Lapsing of consent

This resource consent will lapse if the activity is not established or used before the lapse date of 19 December 2027. If you require more time in which to start the activity you can apply to extend the lapse date provided your request is received by Environment Canterbury before 19 December 2027.

Your rights of objection and appeal

▪ Objection to Decision

If you do not agree with the decision of the consent authority, you may object to the whole or any part in accordance with Section 357A(1)(g) of the Resource Management Act 1991 (RMA). Notice of any objection must be in writing and lodged with Environment Canterbury **within 15 working days** of receipt of this decision in accordance with Section 357C(1) of the RMA.

- **Right to Appeal**

You may appeal the decision of the consent authority to the Environment Court in accordance with section 120 of the RMA. The notice of appeal must be lodged with the Court within 15 working days of receipt of this decision, at PO Box 2069, Christchurch. A copy of the appeal should also be forwarded to Environment Canterbury within the same timeframe.

If you are in any doubt about the correct procedures, you should seek legal advice.

- **Objection to Costs**

Section 357B of the RMA allows you to object to costs. Your objection must be received **within 15 working days** of the date on which you receive your invoice. Your objection must be in writing and should clearly explain the reasons for your objection as detailed in section 357C of the RMA.

Monitoring of conditions

It is important that all conditions of consent are complied with, and that the consent holder continues to comply with all conditions, to ensure that the activity remains lawfully established.

You can find online Information regarding the monitoring of your consent at www.ecan.govt.nz/monitoringconsent.pdf.

Charges, set in accordance with section 36 of the Resource Management Act 1991, shall be paid to the Regional Council for the carrying out of its functions in relation to the administration, monitoring and supervision of resource consents and for the carrying out of its functions under section 35 of the Act.

Further information about your consent

For some activities a report is prepared, with officer recommendations, to provide information to the decision makers. If you require a copy of the report please contact our Customer Services section. You can find online information about your consent document at www.ecan.govt.nz/yourconsent.pdf.

Queries

For all queries please contact Customer Services Section quoting your CRC number noted above.

Thank you for helping us make Canterbury a great place to live.

Yours sincerely



Consents Planning Section

cc:
Boffa Miskell Limited
Attn To: Claire Kelly
PO Box 110
Christchurch 8140

RESOURCE CONSENT CRC223909

Under Section 104 of the Resource Management Act 1991

The Canterbury Regional Council (known as Environment Canterbury)

GRANTS TO: KeaX Limited

A DISCHARGE PERMIT (S15): To discharge operational phase stormwater to land.

COMMENCEMENT DATE: 15 Nov 2022

DATE CONSENT NUMBER ISSUED: 15 Nov 2022

EXPIRY DATE: 15 Nov 2037

LOCATION: 150 Buckleys Road and 821 Hanmer Road, Leeston

SUBJECT TO THE FOLLOWING CONDITIONS:

Limits

- 1 The discharge shall be only stormwater generated from:
 - a. Solar array panels,
 - b. Roofs,
 - c. Roads, hardstand areas, and impervious areas,

associated with the proposed Brookside Solar Array on 150 Buckleys Road, 115 Buckleys Road and 821 Hanmer Road, Brookside, Selwyn, legally described as Lot 1 DP 46472, Lot 1 DP 54392, Lot 2 DP 3 87576, RS 8995, Lot 1 DP 7545, Lot 2 DP 54392 BLK IX Leeston SD, Rural SEC 3658 BLK X Leeston SD, and RS 5565 & PT RS 9500 BLK X Leeston SD, labelled as 'Site' on Plan CRC223909 attached to and forming part of this consent.

- 2 Stormwater shall only be discharged onto and into land within the boundary of the site.
- 3 The discharges shall not arise from a site where any of the activities or industries listed in Schedule 3 of the Land and Water Regional Plan, which forms part of this consent, are conducted or operated.
- 4 Unless treatment is provided, the discharge of roof stormwater shall not arise from:
 - a. Copper building materials; or
 - b. Unpainted galvanised sheet materials.

- 5 Stormwater shall not pond on the land for longer than 48 hours after the cessation of any storm event.

Inspections and Maintenance

- 6 The land shall be maintained by:
- a. Inspecting the pasture at least once every three months in the first two years, thereafter every six months;
 - b. Removing any visible hydrocarbons, debris or litter within five working days of the inspection;
 - c. Repairing any scour or erosion within ten working days of the inspection.
- 7 The land shall be:
- a. Maintained so that vegetation or grass is in a healthy and uniform state with the exception of seasonal browning off;
 - b. Replanted where erosion or die-off has resulted in bare or patchy soil cover;
 - c. Maintained so that vegetation or grass is at a minimum length of 50-150 millimetres.
- 8 If during the life of the solar array, stormwater causes visible channels or rills and there is associated sediment runoff and/or stormwater is visibly pooling on the soil surface for longer than 48 hours and moving laterally, the Consent Holder shall:
- a. Implement mitigation measures including, but not limited to, the installation of a strip of gravel, mulch, geotextile or some type of splash distribution panel;
 - b. Notify the Canterbury Regional Council, Attention: Regional Leader – Compliance Monitoring (via ECInfo@ECan.govt.nz) within 10 working days of the issue arising and within 10 working days of the mitigation measures being implemented.

Spills

- 9 All practicable measures shall be taken to avoid spills of fuel or any other hazardous substances within the site. In the event of a spill of fuel or any other hazardous substance:
- a. The spill shall be cleaned up as soon as practicable, the affected land area shall be inspected and cleaned, and measures shall be taken to prevent a recurrence;
 - b. The Canterbury Regional Council, Regional Leader – Monitoring and Compliance shall be informed within 24 hours of a spill event exceeding five litres and the following information provided:
 - i. The date, time, location and estimated volume of the spill;
 - ii. The cause of the spill;
 - iii. The type of hazardous substance(s) spilled;

- iv. Clean up procedures undertaken;
 - v. Details of the steps taken to control and remediate the effects of the spill on the receiving environment;
 - vi. An assessment of any potential effects of the spill; and
 - vii. Measures to be undertaken to prevent a recurrence.
- 10 All best practicable options shall be used to contain spills or leaks of any hazardous substance from being discharged onto the land. These shall include, but not be limited to the following:
- a. Using a tank filling procedure to minimise spills during any fuel delivery;
 - b. Making spill kits available to contain or absorb any hazardous substances used or stored on the site;
 - c. Maintaining signs to identify the location of the spill kits; and
 - d. Maintaining written procedures in clearly visible locations that are to be undertaken to contain, remove and dispose of any spilled hazardous substance.

Administration

- 11 The Canterbury Regional Council may, once per year, on any of the last five working days of May or November, serve notice of its intention to review the conditions of this consent for the purposes of:
- a. Dealing with any adverse effect on the environment that may arise from the exercise of the consent; or
 - b. Requiring the adoption of the best practicable option to remove or reduce any adverse effect on the environment.
- 12 If this resource consent is not exercised before 19 December 2027, it shall lapse in accordance with Section 125 of the Resource Management Act 1991.

Advice Note: *'Exercised' is defined as implementing any requirements to operate this resource consent and undertaking the activity as described in these conditions and/or application documents.*

Issued at Christchurch on 15 November 2022

Canterbury Regional Council



Brookside Solar Farm

115 Buckley's Road and 821
Hanmer Road

LOT 1 DP 46472 LOT 1 DP 54392
LOT 2 DP 3 87576 RS 8955 LOT
1 DP 7545 (Just the southern
section) LOT 2 DP 54392 BLK IX
LEESTON SD RURAL SEC 3658
BLK X LEESTON SD RS 5565 &
PT RS 9500 BLK X LEESTON SD
Lots 1001 to 1004, 1006 to 1008,
1010 to 1013 and 1015 DP
485280 and Sections 6 to 8 SO
500475

Exercising of Resource Consent CRC223909

It is important that you notify Environment Canterbury when you first start using your consent.

GRANTED TO:	KeaX Limited
A DISCHARGE PERMIT (S15):	To discharge operational phase stormwater to land.
LOCATION:	150 Buckleys Road and 821 Hanmer Road, Leeston

Even if the consent is replacing a previous consent for the same activity, you need to complete and return this page.

A consent can only be made active after the activity has commenced and all pre-requisite conditions have been fulfilled e.g. installation of water meter and/or fish screen. If you require further advice, please contact our Customer Services section on 0800 324 636 or by email at ecinfo@ecan.govt.nz.

Providing this information will:

- Validate your consent through to its expiry date
- Minimise compliance monitoring charges
- Help provide an accurate picture of the state of the environment.

If consent CRC223909 is not used before 19 December 2027 this consent will lapse and no longer be valid.

Declaration:

I have started using this resource consent.

Action taken (e.g. pasture irrigated, discharge from septic tank/boiler/spray booth etc):

Date I started using this resource consent (Note: this date cannot be in the future): _____

Signed: _____ **Date:** _____

Full name of person signing (please print): _____

Please return to:

**Business Support
Environment Canterbury
PO Box 345
Christchurch 8140**

**Fax: (03) 365 3194
Email: ecinfo@ecan.govt.nz**

**File: CRC223909
Customer No: EC423064**