

Proposed Conditions

Waikato District Council Matters – Land Use

Version 4 – 1 July 2021- DRAFT

- 1 The development shall be undertaken in general accordance with the information and plans submitted by the Consent Holder in support of application number **xxxxxx** and officially received by **xxxx on xxxx** 2021. Copies of the approved plans are attached. In the case of inconsistency between the application and the conditions of this consent, the conditions of consent shall prevail.

Earthworks

- 2 The hours of operation for the earthwork activities shall be:

(a) 7am to 6pm Monday to Saturday.

No earthwork activities shall be undertaken outside of these hours or occur on Sundays or public holidays.

Archaeological sites may be affected by the proposal

- 3 The consent holder shall take all practicable steps to ensure that the exercise of this resource consent does not disturb any sites of archaeological values or of cultural significance to Tangata Whenua. In the event of an archaeological discovery, which may include the following: Burnt and fire cracked stones, charcoal, rubbish heaps including shell, bone and/or glass and crockery, ditches, banks, old building foundations, artefacts of Maori and European origin or human burials, works in the area of the discovery must cease immediately if the presence of an archaeological site is suspected, and the following parties contacted:

- Waikato District Council Monitoring Department (monitoring@waidc.govt.nz) with consent number, address of property and date of when works ceased;
- Heritage New Zealand Pouhere Taonga- Senior Archaeologist Rachel Darmody at: rdarmody@heritage.org.nz;
- Representatives of local iwi (where artefacts are of Maori Origin);
- Project archaeologist;
- NZ Police (in the event of human remains koiwi tangata).

Works may recommence after considering the requirements of the parties and the need or otherwise for an Archaeological Authority from Heritage New Zealand Pouhere Taonga under the Heritage New Zealand Pouhere Taonga Act 2014.

Advice Note:

The consent holder is reminded of their responsibilities under the Heritage New Zealand Pouhere Taonga Act 2014 regarding any potential archaeological discoveries and the requirement for archaeological authorities.

Commented [SP1]: Amended in response to Heritage NZ preference.

Additions in blue to account for practicalities

Pre-Works Notification

- 4 The Consent Holder must notify the Waikato District Council Monitoring Department at least 5 working days prior to the commencement of activities associated with this consent.

Advice note:

To notify Waikato District Council Monitoring Department, email monitoring@waidc.govt.nz with the consent number, address of property and date for when the works will commence.

- 5 The consent holder must appoint a Developers Representative prior to the exercise of this resource consent who shall be the Waikato District Council's principal contact person in regard to matters relating to this resource consent. The consent holder shall inform the Waikato District Council of the representative's name and how they can be contacted, prior to this resource consent being exercised. Should that person change during the term of this resource consent, the consent holder must immediately inform the Waikato District Council and shall also give written notice to the Waikato District Council of the new representative's name and how they can be contacted.
- 6 The consent holder must arrange and conduct a pre-construction site meeting and invite, with a minimum of 5 working days' notice, the Waikato District Council, the Waikato Regional Council, the site representative(s) nominated, the contractor, and any other party representing the consent holder prior to any work authorised by this consent commencing on site.

Advice Note:

In the case that any of the invited parties, other than the site representative does not attend this meeting, the consent holder will have complied with this condition, provided the invitation requirement is met.

Construction Management Plan

- 7 The consent holder must provide the Waikato District Council with a Construction Management Plan (CMP), at least 5 working days prior to the proposed commencement of activities authorised by this consent. The objective of the CMP is to document the measures by which the consent holder intends to comply with all conditions of resource consent during the construction phase and shall include, but not be limited to, the following:
 - (a) The proposed start date of the works authorised by this resource consent;
 - (b) A schedule of construction activities;
 - (c) The commencement date and expected duration of the major cut and fill operations;
 - (d) The location of the major cut and fill operations;
 - (e) The location of topsoil stockpiles;
 - (f) The proposed construction methodology, including staging of earthworks;

- (g) An Erosion and Sediment Control Plan (ESCP) based on the Woods ESCP provided with the application. The ESCP shall set out the proposed erosion and sediment control methodologies and practices to be implemented on site;
- (h) A Dust Management Plan (DMP) that outlines methods and mitigation to manage dust emissions;
- (i) A Fish Management Plan (FMP) that sets out the methods for monitoring the drain diversions and if necessary capturing and relocating fish and eels.
- (j) A Bat Management Plan (BMP) or Vegetation Removal Protocol (VRP) that will outline the requirements for the vegetation removal across the site.
- (k) If undertaking the restoration planting, a Pest and Predator Control Plan.
- (l) A Construction Noise and Vibration Management Plan.
- (m) Proposed spill prevention and response measures.
- (n) Monitoring procedures and responsibilities.
- (o) Construction Traffic Management Plan.
- (p) Methodology for certification of Stage 1B earthworks.
- (q) Detailed earthworks design plans.
- (r) Detailed design of clean water diversions confirming conveyance of upstream catchments.

- 8 The CMP must be certified in writing (email is acceptable) by the Waikato District Council acting in a technical certification capacity prior to any works authorised by this consent commencing and the consent holder shall undertake all activities authorised by this consent in accordance with the approved CMP.

Ecological Rehabilitation and Management Plan

- 9 The consent holder must provide the Waikato District Council with a finalised Ecological Rehabilitation and Management Plan (ERMP), at least 5 working days prior to the proposed commencement of activities authorised by this consent. The ERMP shall include the relevant information set out in Rule OHI-INFO 1 of the Proposed Waikato District Plan.

Commented [SP2]: Acknowledgement of Rezoning plan provisions

- 10 The ERMP shall include evidence of the involvement of the Ohinewai Tangata Whenua Governance Group in its preparation, including, but not limited to matters relating to:
- a. Kaitiaki being involved in topsoil stripping across the area of works.
 - b. Implementing fish management plans.
 - c. Implementing bat management or vegetation removal protocols.

Commented [SP3]: Acknowledging RFI # 2 APL response expected 2 July 2021

Erosion and Sediment Control

- 11 At least 5 working days prior to the commencement of activities authorised by this resource consent, the consent holder shall provide the Waikato District Council with an updated “Erosion and Sediment Control Plan” (E&SCP). The E&SCP shall as a minimum be based upon and incorporate those specific principles and practices which are appropriate for the activity authorised by this consent and contained within the Waikato Regional Council document titled “Erosion and Sediment Control – Guidelines for Soil Disturbing Activities” (Technical Report No. 2009/02 – dated January 2009), and shall include at least the following;

- (a) Details of all principles, procedures and practices that will be implemented to undertake erosion and sediment control to minimise the potential for sediment discharge from the site, including flocculation if required;
 - (b) The design criteria and dimensions of all key erosion and sediment control structures;
 - (c) A site plan of a suitable scale to identify;
 - i. The locations of waterways;
 - ii. The extent of soil disturbance and vegetation removal;
 - iii. Any “no go” and/or buffer areas to be maintained undisturbed adjacent to watercourses;
 - iv. Areas of cut and fill;
 - v. Locations of topsoil stockpiles;
 - vi. All key erosion and sediment control structures;
 - vii. The boundaries and area of catchments contributing to all stormwater impoundment structures;
 - viii. The locations of all specific points of discharge to the environment; and
 - ix. Any other relevant site information
 - (d) Construction timetable for the erosion and sediment control works and the bulk earthworks proposed;
 - (e) Timetable and nature of progressive site rehabilitation and re-vegetation proposed;
 - (f) Maintenance, monitoring and reporting procedures;
 - (g) Rainfall response and contingency measures including procedures to minimise adverse effects in the event of extreme rainfall events and/or the failure of any key erosion and sediment control structures;
 - (h) Procedures and timing for review and/or amendment to the E&SCP; and
 - (i) Identification and contact details of personnel responsible for the operation and maintenance of all key erosion and sediment control structures.
- 12 The consent holder shall ensure that a copy of the E&SCP, including any confirmed amendments, is kept onsite and this copy is updated within 5 working days of any amendments being confirmed.
- 13 At the completion of earthworks, installed erosion and sediment control measures shall not be removed until approval is obtained from a Monitoring Officer of the Waikato District Council.
- 14 All areas of earthworks (excluding any area covered by buildings or hardstand areas) shall be revegetated to achieve 80% ground cover within 12 months of the earthworks being commenced to the satisfaction of a Monitoring Officer of the Waikato District Council.

Certification of earthworks

- 15 Within eight weeks of the earthworks associated with this consent being completed (including geotechnical remediation, pre-load and bulk filling), the consent holder shall submit a geotechnical completion report, prepared by a Chartered Professional Engineer, to Waikato District Council's Manager Development Engineering, to demonstrate that the earthworks have been carried out to a suitable standard.

Commented [SP4]: WDC request

Noise & Vibration

- 16 Construction noise shall be measured and assessed in accordance with the provisions of New Zealand Standard NZS 6803:1999 "Acoustics - Construction Noise", and comply with the following Project Standards at any occupied building:

Time Period	Weekdays (dB)		Saturdays (dB)		Sundays and Public Holidays (dB)	
	L _{Aeq}	L _{AFmax}	L _{Aeq}	L _{AFmax}	L _{Aeq}	L _{AFmax}
06:30-07:30	55	75	45	75	45	75
07:30-18:00	70	85	70	85	55	85
18:00-06:30	45	75	45	75	45	75

- 17 Construction vibration shall be measured and assessed in accordance with German Standard DIN 4150-3:2016 "Structural Vibration – Part 3: Effects of Vibration on Structures" and shall comply with the limits in Tables 1 and 4 therein.
- 18 At least 5 working days prior to the commencement of construction, the consent holder shall submit a Construction Noise and Vibration Management Plan (CNVMP) to Council for certification. The objectives of the CNVMP are to:
- (a) Identify and adopt the Best Practicable Option (BPO) for the management of all construction noise and vibration in order to avoid, mitigate or remedy adverse effects;
 - (b) Inform the duration, frequency and timing of works to manage disruption to neighbours; and
 - (c) Require engagement with affected receivers and timely management of complaints.
- 19 The CNVMP shall include:
- (a) The relevant measures from NZS 6803:1999 "Acoustics - Construction Noise", Annex E2 "Noise management plans";
 - (b) The relevant measures from DIN 4150-3:2016 "Structural vibration - Part 3 Effects of vibration on structures", Appendix B "Measures for limiting the effects of vibration";
 - (c) Where construction vibration is predicted to exceed 2mm/s within an occupied dwelling, the activity shall be scheduled to take place outside occupied times, or temporary relocation of the occupants shall be considered, or permission shall be provided by the dwelling occupiers.
- 20 The Consent Holder must arrange for noise measurements to be carried out by a suitably experienced and qualified acoustic expert when:

- (a) Construction work that includes equipment such as a bulldozer, compactor and articulated dump truck operates within 50m of any occupied dwelling. Measurements must be representative of a noisy period;
- (b) At the reasonable request of the Waikato District Council's Monitoring Team Leader which may be in response to any noise related complaint(s) received by Waikato District Council.

21 The measurement results and methodology for any measurements shall be set out in a report to the satisfaction of the Waikato District Council's Monitoring Team Leader. The report shall be submitted to the Waikato District Council's Monitoring Team Leader within ten (10) working days of the measurements being undertaken.

Dust Management

- 22 Activities under this consent must be in accordance with the Dust Management Plan (DMP) approved within the CMP (Condition 7). The DMP shall be based on the DMP by Woods as submitted with the application.
- 23 The consent holder shall ensure that all operations on the site are carried out in such a manner as to minimise dust emissions and that no dust causes an objectionable or offensive effect beyond the boundary of the site to the satisfaction of Waikato District Council's Team Leader Monitoring.

Advice Note:

For the purposes of this condition, the Waikato District Council Monitoring Department will consider an effect that is objectionable or offensive to have occurred if any appropriately experienced officer of the Waikato District Council determines so after having regards to:

- (a) The frequency, intensity, duration, location and effect of dust emission(s); and/or,
- (b) Receipt of complaints from neighbours or the public; and/or,
- (c) Where relevant written advice from an experienced officer of the Waikato Regional Council or the Waikato District Health Board has been received.

Construction Traffic Management Plan

24 A Construction Traffic Management Plan (CTMP) must be submitted to Waikato District Council at least 5 days prior to works commencing on site. The CTMP shall be based on the draft submitted as part of the application. The CTMP shall also include the following safety improvement measures:

- (a) Evidence that Waka Kotahi/ NZ Transport Agency has been notified of the proposed commencement of works and how feedback has been accounted for, as appropriate.
- (b) ~~On the basis of the traffic study conducted by the Road and Transport Research Centre and western approaches to the Interchange and the top of the southbound off ramp,~~

with activation by appropriate detector systems when cyclists are present at the top of the south bound off-ramp or cycling over either of the overbridges.

Transportation – Construction

- 25 Access to the site during the Stage 1B Earthworks Operations must be as follows:
- (a) Light vehicles and fuel delivery/servicing vehicles shall enter the site via a new temporary entrance from Balemi Road and exit the site via an existing farm heavy vehicle access on Lumsden Road.
 - (b) Heavy vehicles hauling fill material and earthworks machinery shall access the site only via the temporary new haul road access on Tahuna Road located approximately 190 m east of the Tahuna Road & Lumsden Road roundabout.
- 26 The location of the haul road from Tahuna Road to the earthworks area may be varied by the Consent Holder, subject to the following information requirements being provided to and accepted by Waikato District Council's Team Leader Monitoring:
- (a) The site entrance from Tahuna Road shall not change.
 - (b) The written approval of any land traversed by the Haul Road not in the ownership of the Consent Holder shall be submitted to the Waikato District Council.
 - (c) Confirmation from a suitably qualified ecologist that the FMP required under Condition 7 has accounted for the revised haul road location and any vegetation clearance has been accounted for in the BMP or vegetation removal protocol.
 - (d) Appropriate erosion and sediment controls for the Haul Road are accounted for in the ESCP to be submitted as per Condition 9.
- 27 An automated wheel wash facility shall be installed immediately before the sealed surface of the Tahuna Road access and all trucks departing the facility shall be required to wash their tyres to prevent the tracking of mud and debris on to Council Roads and/ or onto the state highway network, including the Ohinewai interchange.
- 28 Heavy vehicle movements on the haul road shall be managed by the earthwork's contractor through a CTMP. The maximum daily total movements on the haul road shall be 300 movements per day, while the average shall not exceed 200 movements per day (two-way movements) over a rolling 14-day period (i.e. two working weeks).
- record of truck movements, shall occur over the course of the construction activity, and be made available at the request of the WDC Team Leader Monitoring.
- 29 Daily monitoring by the Consent Holder of construction traffic, including a daily record of truck movements, shall occur over the course of the construction activity, and be made available at the request of the WDC Team Leader Monitoring.
- 30 Temporary traffic management plans (TMP) shall also be prepared and submitted to WDC for approval for the works associated with the construction of the proposed construction site accesses. The TMPs shall be designed in accordance with NZTA CoPTTM requirements and no works shall commence without WDC approval.

If the temporary traffic management measures extend on to the state highway and/or the Interchange controlled and managed by Waka Kotahi, a separate TMP shall be prepared and submitted to Waka Kotahi for approval. No works shall commence without Waka Kotahi approval of the TMP required for roads, bridges, and/or interchange ramps that form part of the state highway network.

- 31 The consent holder must maintain the Tahuna Road and Lumsden Road sealed pavements adjacent to the construction entrances to the satisfaction of Waikato District Councils Team Leader Monitoring, for the duration of the earthworks activities.
- 32 A pre and post-construction pavement inspection of Lumsden Road and Balemi Road be carried out. Any remedial work attributed to the activities approved by this consent shall be remedied by the consent holder within 20 working days of the inspection to the satisfaction of Waikato District Council.
- 33 A pavement impact fee of \$5,940 is to be paid by the Consent Holder (paid as a lump sum) at completion of the approved earthworks.
- 34 A pre and post-construction pavement inspection of the on and off ramps of the Ohinewai interchange shall be carried out prior to the commencement of the Stage 1B earthworks activities. Any remedial work attributed to the activities approved by this consent shall be remedied by the consent holder within 20 working days of the inspection to the satisfaction of Waka Kotahi – NZ Transport Agency.

Transportation – Operational

Foam Factory Access

- 35 All factory operational traffic shall enter and exit the site via a single access on Lumsden Road, connecting to an internal one-way circulating “ring” road.
- 36 An assessment of the vehicle swept path of a large design vehicle shall be undertaken as part of the detailed design of the access on Lumsden Road. It shall be designed so that the spatial needs of the appropriate design vehicle (19.45 m semi-trailer (HPMV)) are met.
- 37 A 30km/h speed limit shall be imposed along the internal road.
- 38 Prior to construction, the consent holder shall prepare and submit detailed design drawings of the proposed site accesses to Council for approval.

Ohinewai Interchange Road Safety Improvements

- 39 The following safety improvement works are to be implemented prior to commencement of the Foam Factory operation. The improvement works shall be designed and constructed in accordance with the relevant District Plan and Waka Kotahi/ NZ Transport Agency design requirements, including the RITS standards. No works shall commence without Waka Kotahi and WDC engineering design approval.

Commented [SP5]: Accounting for ITA recommendations and WDC

- a. Installation of an electronic warning sign on the SH1 southbound off-ramp which is activated by an approaching vehicle travelling above a specific speed. The sign will activate to alert an approaching driver to the presence of the stop-controlled intersection. The minimum speed at which the sign lights up is to be based on the distance and time available to safely decelerate to a stop at the stop line.
- b. Installation of static cyclists warning signs on the Tahuna Road approaches to the SH1 and rail overbridges, as well as on the off-ramps of the Interchange.
- c. Vegetation is to be removed on both sides of the southbound off-ramp where sight distance to Tahuna Road is obstructed.
- d. Relocating the stop line from current position to 1.0 m from the continuity edgeline – (rural).

Lumsden Road, Rail Siding & Level Crossing Design and Approvals

- 40 Detailed design plans and drawings for the rail siding, level crossing and Lumsden Road realignment shall be provided to Waikato District Councils Roading Team Leader and KiwiRail's Senior Safety Engineer for written approval prior to any construction works commencing on the rail siding or road realignment.

The design shall be in general accordance with that shown on the Bloxam Burnett and Olliver concept design plan numbers 145860-06-1200B to 1203B and include geometric details, drainage design, level crossing and pavement design details and safety features to meet KiwiRail and Waikato District Council's infrastructure design standards. The design drawings shall address the recommendations and Safety Engineer decisions in the Road Safety Audit Report (Traffessionals, May 2020), and the recommendations of the Level Crossing Safety Impact Assessment (WSP March 2020) including but not limited to:

- a. Crossbucks on the Flashing Light and Bells (FLB) assemblies.
- b. A yellow cross hatched clear zone between the limit lines at the level crossing
- c. Correctly oriented advance PW57 steam engine signs are to show the train facing towards the road on both sides of the road. The drawings show the signs duplicated but the train facing the same way on both signs. PW57 (left) should be on the LHS and PW57 (right) should be on the RHS.
- d. A warning sign on Balemi Road of the level crossing on the side road ahead.
- e. Suitable fencing of the siding.
- f. Vegetation management plan.
- g. Confirmation from KiwiRail of the acceptance of the proposed rail siding and level crossing design.

- 41 The realignment of Lumsden Road shall include the following, as a minimum:

- a. Design based on a speed limit reduction on Lumsden Road from 100 km/h to 60 km/h between Tahuna Road and 280 m north of Balemi Road, and installation of a 60 km/h gated speed threshold treatment on the southbound approach to the 'S' bend on Lumsden Road (in general accordance with Bloxam Burnett and Olliver concept design plan numbers 145860-06-1200B to 1203B).
- b. Narrowing of the road carriageway at the threshold pinch point.

- c. 20 m long solid built outs on the northern approach at the threshold pinch point.
- d. Kerb & channel shall be implemented on the eastern side of Lumsden Road from the Balemi Road intersection and the northern boundary of 58 Lumsden Road.
- e. Installation of roadside barriers, chevron boards and speed advisory signs on the 'S' bend curves.
- f. Installation of street lighting on the eastern side of Lumsden Road.
- g. Realignment of the 'Tee' intersection of Lumsden Road / Balemi Road, and inclusion of street lighting in accordance with the performance requirements of AS/NZS 1158

42 Balemi Road shall be upgraded, including the following:

- a. Widening and sealing to a minimum six-metre-wide trafficable carriageway from Lumsden Road to the eastern most access to the site, including kerb and channel drainage along the westbound carriageway edge.
- b. Design based on a speed limit reduction to 60 km/h from the existing 100 km/h speed limit (over full length) in line the identified safe and appropriate speed for the road.

Advisory Note: The Council will implement the speed limit reductions referred to in conditions 40 and 41 in consultation with the consent holder.

43 A post-construction safety audit is to be completed by a suitably qualified person within 3 months of the road realignment and level crossing being completed. Any recommendations as agreed shall be implemented.

44 As Built information for all works covered in the approved Engineering Design Plans shall be provided to Council for acceptance. As Built information shall be in accordance with Section 1.7.3 of the requirements of the RITS and shall also include all details of street lighting installed, in a format suitable for entering into Council's RAMM database.

Factory Construction

- 45 Prior to the issuing of building consent, the consent holder shall provide confirmation to Waikato District Council that the design of the factory has accounted for the following:
- a. cultural narratives; and
 - b. additional colour variations and alternate cladding forms.

Commented [SP6]: Accounting for LVA recommendations

Factory Operations

Commented [SP7]: WDC

General

- 46 The consent holder shall appoint a representative(s) prior to commencement of any works authorised by this resource consent, who shall be the Waikato District Council's principal contact person in regard to matters relating to this consent. The consent holder shall inform the Waikato District Council of the representative's name and how they can be contacted prior to this consent being exercised. Should that person(s) change during the term of this resource consent, the consent holder shall immediately inform the Waikato District Council and shall also give written notice of the new representative's name and how they can be contacted.

Water Supply

- 47 Prior to the commencement of operations, the consent holder shall confirm that a potable water supply is available.
- 48 Prior to the commencement of operations, the consent holder shall confirm that a suitable firefighting water supply and operations plan is in place. This notification shall confirm that FENZ has confirmed the proposed firefighting plan.

Wastewater

- 49 Prior to the commencement of operations, the consent holder shall confirm that the private wastewater system has been connected.

Hours of Operation

- 50 Hours of operation for the foam factory shall be between the hours of 4am to 6pm Monday to Friday and 4am to 1pm Saturday.
- 51 Foam production shall occur between the hours of 7am to 4pm (to 1pm Saturday), with no more than 3 hours of production in any one day.

Lighting

- 52 External lighting shall be managed so light levels measured at the boundary are no more than 10 LUX.
- 53 Luminance levels from the sign located on Building 2 shall be managed to control the level of illumination of the clock when ambient light levels change.

Hazardous Substances

- 54 Prior to the commencement of operations on site, a copy of the site's Emergency Plan shall be provided to Waikato District Council.

Commented [SP8]: Accounting for signage assessment and Waka Kotahi request

- 55 No more than 90,000 litres of toluene di-isocyanate (TDI) shall be stored on site.
- 56 No greater than 46,000 litres of Methyl Diphenyl Diisocyanate (MDI) shall be stored on site.
- 57 The maximum usage of TDI or MDI for foam manufacture shall be no greater than 6,000 kg/hr for the manufacture of foam.
- 58 The manufacture of foam shall occur for no more than three hours per day between the hours of 7 am to 3 pm Monday to Friday and 7am and 1pm Saturday.
- 59 The maximum usage of TDI or MDI for the manufacture of carpet underlay shall be no greater than 16.5 kg/hr.
- 60 The manufacture of underlay shall only occur between the hours of 4 am to 4 pm Monday to Friday and 7am to 1pm Saturday.
- 61 The consent holder shall maintain accurate records for determining compliance with Conditions 53-58 of TDI and MDI usage, production and operational uptime of the foam and underlay manufacturing lines on a daily basis which shall be made available to the Waikato District Council upon request.
- 62 The consent holder shall notify the Waikato District Council when it intends to transition the facility from a lower tier Major Hazardous Facility to an upper tier Major Hazardous Facility.

Community Engagement

Commented [SP9]: OAC request

- 63 The consent holder shall invite the Ohinewai Area Committee to meet at least annually to provide an update on key aspects of plant operations and compliance including maintenance and monitoring activities.

Stormwater Management

Commented [SP10]: WDC request

Detailed Engineering Design

- 64 The consent holder shall retain an appropriately qualified and experienced person to complete the finalised/detailed stormwater design for the site. More specifically, the consent holder shall submit a detailed stormwater design report and plans for the development which confirms provision of the following stormwater management functions for the various components of the stormwater management system in accordance with the Waikato Regional Councils Waikato Stormwater Management Guideline (WRC, 2020) and Waikato Stormwater Runoff Modelling Guideline (WRC, 2018) along with any changes made from the preliminary/consent level design plans:
- a. Stormwater reticulation network including all catchpits, pipelines and overland flowpaths;
 - b. Controlled drainage system including shut off valves if required;

- c. Stage 1 treatment system comprising in-line proprietary filtration devices for runoff from ground level/rail yard surfaces;
- d. Stage 2 treatment wetlands (Wetland 2) and associated swales; and
- e. Conveyance swale and discharge outfall structures.

*As-built*s

- 65 The consent holder shall submit final "as built" details and drawings of the stormwater management system for each development stage including the stormwater reticulation system and the stormwater treatment and attenuation systems associated with the stormwater discharge activities authorised by this resource consent.

The "as built" details and drawings shall be submitted to the Waikato District Council within 1 month of final completion of construction works associated with the stormwater management devices for each development stage. The as built plans shall be certified by an appropriately qualified engineer as a true record of the completed stormwater management system and that the completed stormwater management system is in accordance with the detailed design plans approved in accordance with condition 57 above.

- 66 The as-built details and drawings shall confirm that any stormwater discharges to the Balemi Road drain from the Ohinewai Foam Factory have been disestablished.

Landscape Planting

- 67 Prior to the construction of the Foam Factory, landscape planting plans shall be submitted to WDC Team Leader Monitoring for approval. The landscape plans shall be based on the MGLA Mitigation Planting Plans, P2- P5 dated 01/01/21 and include:

- (a) Details on the staging of the planting programme.
- (b) The species, locations and expected heights of any proposed plants.
- (c) Details of a maintenance programme.

- 68 Within 12 months of the foam factory being operational, the landscape mitigation planting required under Condition 6532 shall be implemented on site.

- 69 Prior to the construction of the rail siding, and realignment of Lumsden Road and Balemi Road, landscape planting plans shall be submitted to WDC Team Leader Monitoring for approval. The landscape plans shall be based on the MGLA Mitigation Planting Plans P1- P8 included in the application.

- 70 Within 12 months of the rail siding being operational, the landscape mitigation planting required under Condition 6734 shall be implemented on site.

Mitigation for loss of bat habitat

- 71 If the monitoring undertaken as part of the BMP finds bats located within vegetation felled as part of the works, mitigation is required to be undertaken within 3 months of the vegetation removal. The mitigation shall comprise the following:
- (d) 32x trees (no less than PB18 in size) planted as a hedgerow on the site boundary; OR
 - (e) 9x bat roost boxes shall be located within the remaining Japanese Cypress hedgerow.

Complaints

- 72 Any complaints received by the consent holder as a result of the operation of the activities authorised by this consent shall be recorded by the consent holder in the form of a written complaints register. The information recorded shall include:
- (a) The date, time and nature of the complaint;
 - (b) Name, phone number and address of the complainant unless the complainant wishes to remain anonymous;
 - (c) Action taken by the Consent holder to remedy the problem;
 - (d) Any equipment failure and remedial action taken;
 - (e) The weather conditions at the time, including wind direction, wind strength and temperature, and;
 - (f) Date and Name of the person making the entry.

A copy of this complaints register shall be made available to the Waikato District Council within 24 hours upon request from Waikato District Council's Monitoring Team