

## PLAN IMPLEMENTATION

# Application for: s.127 Variation to a Resource Consent, s.221 Variation or Cancellation of a Consent Notice

## Resource Management Act 1991, Form 10

### Application

#### About this form

This form is used for an application to change or cancel a condition(s) of an existing resource consent under Section 127 of the Resource Management Act 1991, or to vary or cancel a consent notice under Section 221 of the Resource Management Act 1991. It must be accompanied with an assessment of environmental effects and by any other supporting information.

A fixed fee/deposit is required to be paid prior to the processing of the application. An invoice for the payment will be issued once the application has been formally received. Additional fees will be invoiced in accordance with Waimakariri District Council's Fees and Charges Schedule.

Applications are checked for completeness prior to acceptance. Please ensure that you have compiled your documents carefully to avoid delays in accepting your application.

#### This application is for:

s.127 Variation (variation of conditions to resource consent - RC No: \_\_\_\_\_)

Condition No/s: \_\_\_\_\_)

s.221 Consent Notice Variation (Vary consent notice No/s \_\_\_\_\_)

s.221 Consent Notice Cancellation (Cancel consent notice No/s \_\_\_\_\_)

### Applicant details

Please note: The applicant is responsible for all fees and costs associated with this application, unless specified otherwise in the invoicing details section.

Full name: \_\_\_\_\_

Company/trust/organisation name: \_\_\_\_\_

Contact person/trustee names: \_\_\_\_\_

Postal address: \_\_\_\_\_

Email address: \_\_\_\_\_

Mobile No: \_\_\_\_\_

The applicant is the:    Owner(s)            Occupier(s)            Prospective purchaser            Director(s)  
Trustee(s)            Other (please specify below) of the site.

If the applicant is not the only owner and occupier of the site, please provide the full name and address of each owner or occupier (other than the applicant) of the site to which the application relates:

Full Name	Address

### Agent/consultant

Name of agent: \_\_\_\_\_

Company (if applicable): \_\_\_\_\_

Postal address: \_\_\_\_\_

Email address: \_\_\_\_\_

Mobile: \_\_\_\_\_

### Invoicing details

All consent-related invoices to be made out to:    Applicant            Agent            Other (specify below)

Name: \_\_\_\_\_

Company (if applicable): \_\_\_\_\_

Postal address: \_\_\_\_\_

Email address: \_\_\_\_\_

Mobile: \_\_\_\_\_

*Please note: Any refund will only be paid to the receipted name on the invoice.*

### The location/site

This application relates to the property located at the below location(s):

Street address: \_\_\_\_\_

Legal description: \_\_\_\_\_

General description:

I have provided a Record of Title (Computer Register) less than 3 months old, **including** a copy of any consent notice, covenant or other encumbrance to which the Council is a party.

If applicable, I have provided a copy of the registered s.221 consent notice(s) to be varied and /or cancelled.

I request that the Council obtain a copy of the Record of Title (Computer Register) and any relevant encumbrances from Land Information New Zealand and on-charge the cost to me.

### The proposal

Describe the proposed change or cancellation to a condition or consent notice and include the reasons and any other supporting information. Please include the numbers of all conditions and/or consent notices requested to be varied and/or cancelled.

### Pre-application discussions

Was there any pre-application advice/discussion prior to this application being lodged?    Yes    No

If yes, what was the Planner's name: \_\_\_\_\_

### Site visit requirements

Is there a locked gate or security system restricting access by Council staff?    Yes    No

Is there a dog on the property?    Yes    No

### Attachments

I/We attach the following documents:

#### Assessment of Environmental Effects (AEE)

An assessment of the proposed activity's effect on the environment that includes such detail as corresponds with the scale and/or significance of the effects that the proposed change or cancellation to a condition may have on the environment or to any parties.

#### Other information

A current search of the Record of Title (within the last three months) (see "The location/site" section above).

Full details of the proposal.

Scaled application plans.

If the proposal includes a variation or cancellation of a consent notice, please include a copy of the registered consent notice provided by Land Information New Zealand.

Any further information required to be included in this application by the district plan, the regional plan, the Resource Management Act 1991, or any regulations made under that Act.

## Fees and charges

I/We understand that as the applicant I am/we are responsible for payment of all fees associated with this application. The payment terms for processing fees and those relating to disbursements, hearings and additional charges are payable by the 20th of the month following the month in which the invoice is issued.

I/We understand that the processing fee must be paid before processing of the application will start.

I/We understand that the fees paid on lodgement are a fixed fee (where indicated) and that the Council is able to charge additional fees to recover actual and reasonable costs.

I/We agree to pay according to those terms for any goods or services Waimakariri District Council supplies for processing this application and should failure to meet the terms of trade result in debt recovery and/or legal proceedings, any costs incurred in the collection of the debt will be payable by me/us.

I/We understand where an invoiced amount has not been paid by the stated due date, the Council may commence debt recovery action. The Council reserves the right to charge interest, payable from the date the debt became due, and recover the costs it incurs in pursuing recovery of the debt.

## Privacy information

- All the information on this form is required to be provided under the Resource Management Act 1991 for Waimakariri District Council to process your application.
- Under this Act this information has to be made available to members of the public, including business organisations and the media. The information contained in this application may also be made available to other departments of the Council. If there is commercially sensitive information in the proposal, please let us know.
- You have the right to access the personal information held about you by the Council which can be readily retrieved and you can request that the Council correct any personal information it holds about you.

## Declaration

I/We have completed all relevant sections of this form and understand that my/our application may be returned as incomplete if it does not include all the relevant information.

I/We understand that the fees paid on lodgement are a deposit only (unless charged as a fixed fee as per the Council's Fees and Charges Schedule) and that the Council will invoice all costs actually and reasonably incurred in processing this application.

All of the information provided with this application is, to the best of my/our knowledge, true and correct.

I/We understand that all information submitted as part of an application is required to be kept for public record, therefore the public (including business organisations and other areas of the Council) may view this application, once submitted. It may also be made available to the public on the Council's website.

Signature of applicant: \_\_\_\_\_

*(or person authorised to sign on behalf of applicant)\**

Print name: \_\_\_\_\_ Date: \_\_\_\_\_

- \* 1. A signature is not required if you submit this form electronically. By entering your name in the box above you are giving your authority for this application to proceed.
2. If you are signing this application on behalf of a company/trust/or other entity (the applicant), by signing this form you are declaring that you are duly authorised to sign on behalf of the applicant to make such an application.

## Further information for applicants

1. All applicants are asked to check the accuracy of the information supplied. Inaccuracies in information supplied can cause difficulties at a later date, such as additional costs, delays and legal proceedings initiated by the Council and/or by other persons.
2. If resource consent is granted, the applicant has a legal obligation to comply with any conditions of the consent.
3. The written approval of persons the Council considers may be adversely affected by the proposal may be required as part of the application, if it is to be processed on a non-notified basis. This will be determined after the application has been lodged and assessed. Pre-application consultation with neighbours and other affected persons is at the discretion of, and responsibility of, the applicant.
4. Under Section 88 of the Resource Management Act 1991, if your application is deemed incomplete, it may be returned to you. If additional information is required, you will be advised and processing of the application will be suspended until the information is received. To avoid any delays it is in your best interests to submit a complete application.
5. Monitoring fees – Please note that if this application is approved you will be required to meet the costs of monitoring undertaken by the Council pursuant to section 35 of the Resource Management Act 1991, in accordance with section 36 of that Act.
6. The Waimakariri District Council Resource Management Fees and Charges Schedule may be viewed at: [waimakariri.govt.nz/services/fees-and-charges/resource-management-fees-and-charges](http://waimakariri.govt.nz/services/fees-and-charges/resource-management-fees-and-charges)

## Lodgement

Lodgement of your application to:

Waimakariri District Council  
Private Bag 1005  
Rangiora 7440

Electronic applications (up to 22MB) may be lodged via email to: [RCapplications@wmk.govt.nz](mailto:RCapplications@wmk.govt.nz)

For planning enquiries please phone or email:

Phone: 0800 965 468

Email: [duty.planner@wmk.govt.nz](mailto:duty.planner@wmk.govt.nz)