

12 May 2022

Watercare Services Limited
C/- Shalini Sanjeshni
Private Bag 92 521
Wellesley Street
Auckland 1141

Dear Shalini

Resource consent application – s92 request

Application number:	LUC60397719
Applicant:	Watercare Services Limited
Proposed activity:	The provision of minor infrastructure upgrades that are located within flood plains, overland flow paths, or areas of coastal inundation
Site address:	Various sites throughout Auckland associated with the consented central interceptor project

Thank you for submitting the above resource consent application.

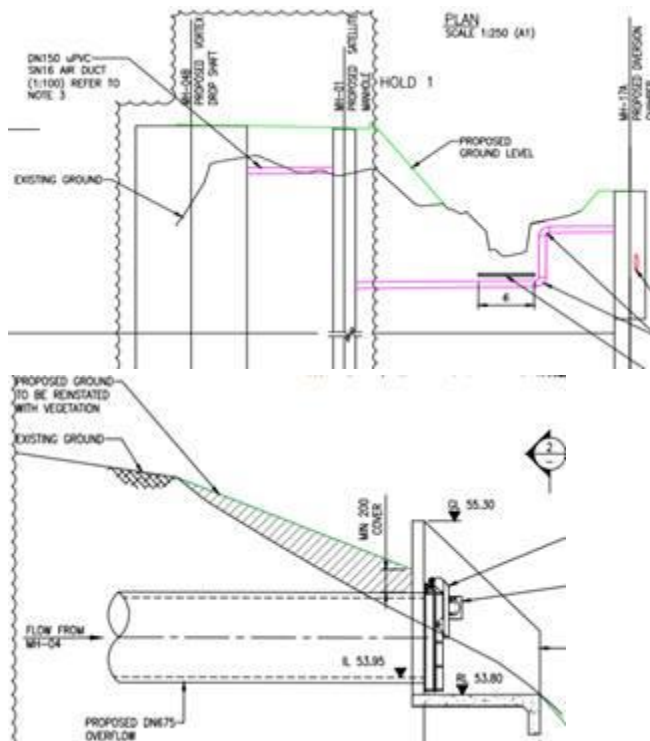
Following consultation with the respective Council specialists, I am writing to advise you that the following further information and clarification is required under Section 92(1) of the Resource Management Act 1991 (“the Act”) to allow for a full and accurate assessment of your application to be undertaken:

Keith Hay Park and May Road Sites

1. Please clearly show on a site plan the location of the Keith Hay Park works. For reference, the overlay of the proposed works at May Road is shown on drawing number 2011806.003, issue F, dated 11 January 2021. This level of detail needs to be replicated with the plan of works for Keith Hay Park.

2. Please confirm if the above ground stairs at May Road referenced in section 3.3 of the submitted assessment of environmental effects refers to the access ladder shown in Section 1 in the MH-17A Diversion Chamber – Sections drawing, drawing number 2011806.006, issue E, dated 22 January 2021. If not, please provide details and any necessary level of additional assessment.
3. Please provide a flood / overland flow path risk assessment as per the special information requirements of Standard E36.9.(2) of the Auckland Unitary Plan (Operative in Part) (**AUP(OP)**). Please note that due to the nature of the proposed works, which involves filling in a flood plain, this cannot be deferred to consent condition stage and needs to be assessed as part of the resource consent assessment process.
4. Following on from question 3, please provide clarity on the total volume and depth of fill proposed within the flood plain.
5. Please provide evidence to support the statement that there 'be no exacerbation of existing flood risk' (Table 6.2 c within the assessment of environmental effects (**AEE**)), noting that the consent includes filling works within a flood plain which has not been addressed as part of the risk assessment and may result in a loss of available flood storage ,which would likely exacerbate flood risks offsite.

Note: sections are provided below that show areas where filling is proposed:



Other Sites

6. In respect of all other works areas to which the subject consent relates, based on the submitted content of the AEE, it is understood that a blanket approach is being applied where minor infrastructure works will be constructed within a floodplain, overland flow path or coastal inundation area. As the precise nature of the works proposed is not yet known, a bespoke risk assessment as required by Standard E36.9.(2) of the AUP(OP) cannot be provided. It is therefore proposed to do this by condition of consent. As this would effectively require an effects assessment to be under, this goes beyond the scope of consent conditions and is not considered appropriate.

To address this, it is requested that a 'draft risk assessment' is provided that addresses what would be a 'worst case scenario' in terms of the works that are likely to be undertaken within a floodplain, overland flow path or coastal inundation area. There would then be a need for individual risk assessments to be submitted for each of the works area, which being no worse and within scope of the draft plan, could be certified by Council. Anything beyond the worst-case scenario risk assessment would fall outside of the scope of this consent and would require separate resource consent approval.

Note: this draft risk assessment (or an associated document) could contain a range of measures that could be used to mitigate adverse flooding effects. Examples of this include:

- Where above ground utilities produce inappropriate displacement effects, there may be a need to underground other assets by way of compensation.
 - Earthworks filling undertaken in flood plains need be compensated with excavations in the same flood plain in a similar location to ensure offsite effects do not result.
 - All new manholes and services need to be underground and with flush manhole covers.
7. Please provide clarity where works are subject to coastal inundation and what measures are proposed to mitigate the effects of coastal inundation on the infrastructure and its serviceability.

It is requested that you either provide this information, in writing, within 15 working days, or contact me to arrange an alternative timeframe.

Please note that pursuant to Section 95C of the Act, if the information is not or will not be submitted within the 15-day timeframe and an alternative timeframe has not been agreed, the application must be publicly notified. Please contact me as soon as possible to confirm that the information will be provided either within the 15 working days of the request or to agree alternative timeframes for the provision of the information requested.

If you do not reply in writing within 15 working days, or refuse to provide the information, the Council reserves the right to decline your application under Section 92A(3) of the Act should it consider that it has insufficient information to enable it to determine the application.

Your attention is also drawn to the provisions of Sections 357A(1) and 357C of the Act which set out the rights of objection against this request for information.

Pursuant to Sections 88B and 88C of the Act, the application is "on hold" until all matters have been addressed.

If you wish to discuss the matters, please do not hesitate to contact me.

A handwritten signature in black ink, appearing to read 'Mark Ross', is positioned above the typed name.

Yours sincerely

Mark Ross

Consultant Planner, Auckland Council