

Resource Consent Application Form 33

Use of land for and discharge of contaminants from dairy support land



This application is made under Section 88 of the Resource Management Act 1991

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IMPORTANT NOTES TO THE APPLICANT

Consent for use of land as dairy support land is required under Clause 23 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020.

This form is to be used for the use of land for and discharge of contaminants from dairy support land activities that require consent. Refer to Section A.2 below for the consent triggers. If your activity does not trigger any of the matters set out in Section A.2, your activity is likely to be permitted under Clause 22 of the National Environmental Standards for Freshwater.

Ensure that you complete this Application Form 33 and Resource Consent Application Form 1 in full.

Please note: *This consent may only be granted if council is satisfied that the activity will not result in an increase in contaminants loads or concentrations beyond the levels at 2 September 2020. Refer to Section E.2 for further information around this.*

Dairy support cattle: Means cattle that:

- a. are farmed for producing milk, but are not being milked (for example because they are heifers or have been dried off); and
- b. are grazed on land that is not grazed by dairy cattle.

Dairy support land: Means land on a farm that is used for grazing dairy support cattle.

Reference period: Means that period that started on 1 July 2014 and ended with the close of 30 June 2019.

Please refer to the **Dairy Factsheet** for additional information about the conversion of land from forestry to pastoral.

For the consent application to be processed efficiently in the minimum time and at minimum cost, it is critical that as much relevant information as possible is included with the application. If all the necessary information is not entered on the form or supplied with the application then Otago Regional Council may return your application, request further information, or publicly notify your application. This will lead to delays in the processing of your application and may increase processing costs. This application form, when properly completed, should provide an adequate "Assessment of Effects on the Environment" (AEE) where the adverse effects of a proposal are not significant. However, this can only be determined on application.

You may wish to provide a separate AEE using this form as template.

PART A: GENERAL

A.1

Is this application (tick which applies):

For a NEW consent to use land for and discharge contaminants from dairy support land?

To REPLACE a current consent for dairy support land?

Current consent number: _____

Expiry date: _____

A.2

What is the reason you require consent?

If you don't meet any of the criteria below, your dairy support activity may be permitted under Clause 22 of the National Environmental Standards for Freshwater.

Land on the farm has not been used as dairy support land in the reference period.

At all times, the area of the farm that is used as dairy support land exceeds the maximum area that was used as dairy support land in the reference period.

PART B: LOCATION OF THE ACTIVITY

B.1

Farm within which dairy support land will be used

A farm means a landholding whose activities include agriculture.

A landholding means 1 or more parcels of land (whether or not they are contiguous) that are managed as a single operation.

Name of owner(s):

Address/Location:

How big is the farm?

_____ hectares

Legal description(s) of the farm (as shown on Certificate of Title)

Please attach a current (no less than 3 months old) Certificate of Title to the application.

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B.2	<p>Land to be used as dairy support land</p> <p><i>As your consent to use land for dairy support land may be granted with a duration of several years, please identify all areas of land that may be used for dairy support, as well as how much of this land will be used each year.</i></p> <p>How much of the farm is currently used for dairy support?</p> <p>_____ hectares</p> <p>How much of the farm was used for dairy support during the reference period (1 July 2014 - 30 June 2019)?</p> <p>_____ hectares</p> <p>How much of the farm may be used for dairy support land over the life of the consent (maximum expiry date 1 January 2031)?</p> <p>_____ hectares</p> <p>How much of the farm may be used for dairy support each year?</p> <p>_____ hectares</p> <p>What is the nature of the terrain where dairy support land is, including slope (flat, rolling, steep) and the direction of slope?</p> <p><i>Attaching the map required in B.3 below will help you with this answer.</i></p> <hr/> <hr/> <hr/> <hr/> <hr/>
B.3	<p>Map or aerial image</p> <p>Please provide a map or aerial image showing:</p> <p><input type="checkbox"/> The farm boundary, as per the legal description(s) above</p> <p><input type="checkbox"/> All areas in dairy support land use</p> <p><input type="checkbox"/> All areas that may be used for dairy support in future</p> <p><input type="checkbox"/> Within and near the areas that will or may be used as dairy support land, identify:</p>

	<ul style="list-style-type: none"> ○ Any critical source areas ○ Any water bodies (including rivers, lakes, ponds and streams) ○ Any wetlands ○ Any subsurface drainage ○ Any bores or soakholes <p><i>These areas maybe within or outside the boundary of the farm.</i></p> <p><input type="checkbox"/> Nature of the terrain to be irrigated, including slope (flat, rolling, steep) and direction of slope</p> <p><input type="checkbox"/> A north symbol (oriented to the top of the page if possible) and scale bar</p>
B.4	<p>Additional information regarding the farm</p> <p>In addition to the map or aerial image required in B.5, you may also provide some photos of the areas of your farm that will used for dairy support land, and any critical source areas or waterways. You may also provide some photos of any previous/existing areas of dairy support land, if these reflect how the proposed activity will be managed.</p> <p>Description of any photos included:</p> <p>_____</p> <p>_____</p> <p>_____</p>

PART C: NATURE OF THE CONVERSION ACTIVITY

As consent to use dairy support land may be granted with a duration of several years, please identify all potential areas for dairy support use. We acknowledge that these details may change over time, but please provide your best estimate.

C.1	<p>Describe the land that will be converted to dairy support.</p> <p><i>This includes how the land is currently managed, crops grown, any waterbodies or other sensitive areas nearby, stocking types and rates.</i></p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>
C.2	Dairy support land use

If any, how is dairy support land currently managed on the farm?

How will any additional dairy support land be managed?

The addition of new dairy support land on the farm may have significant changes on how the property is operated. Please describe any changes to the farm system that are likely to occur, including related activities, such a growing of crops.

Are any other consents required for the ongoing dairy support land use activity?

Consents may be required under Otago Regional Councils regional plans, the relevant district plans, or the Resource Management (National Environmental Standards for Freshwater) Regulations 2020, such as intensive winter grazing.

Yes

No

Please detail any consent requirements and whether consents have been applied for, and compliance with any relevant permitted activities,.

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PART D: MANAGEMENT OF THE GRAZING ACTIVITY

D.1 How will you manage the dairy support land?

Please provide details of how you will manage the dairy support land. This may include:

- *stocking types, numbers and rates*
- *setbacks to waterbodies or other sensitive areas*
- *riparian planting*
- *any offsetting or retirement of other areas within the farm*

Management strategies may change across the farm, so please be as specific as possible.

PART E: ASSESSMENT OF ENVIRONMENTAL EFFECTS

E.1 Describe the actual and potential effects your dairy support activity may have on soil.

The use of land and discharge of contaminants from dairy support land has the potential to impact soil structure, fertility and losses. In this section, describe how your management practices will ensure adverse effects on the soil are avoided or minimised as best possible.

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E.2	<p>Effects on water quality</p> <p>Describe the actual and potential effects your dairy support activity may have on water quality. This includes ground and surface water quality.</p> <p><i>The use of land and discharge of contaminants from dairy support land has the potential to negatively impact water quality through leaching and run-off of nutrients and sediment. In this section, describe how your management practices will ensure adverse effects on water quality are avoided or minimised as best possible.</i></p> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <p>Will the dairy support activity result in an increase in:</p> <p>a. contaminants loads in the catchment, compared with loads as at the close of 2 September 2020?</p> <p>OR</p> <p>b. concentrations of contaminants in freshwater or other receiving environments, compared with the concentrations as at the close of 2 September 2020?</p> <p><i>Evidence of this may include discussion of inputs and outputs between the reference period and the dairy support operation proposed, nutrient modelling for the farm during the reference period and the dairy support operation proposed and known loads and/or concentrations as at 2 September 2020.</i></p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><u>If you answered yes, the consent authority is unable to grant your consent</u>, in accordance with clause 24 of the National Environmental Standards for Freshwater.</p> <p><u>If you answered no</u>, please explain why.</p> <hr/> <hr/> <hr/>

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<p>E.3</p>	<p>Describe the cumulative effects of your dairy support activity.</p> <p><i>Cumulative effects are effects which arise over time, in combination with other effects. While the effects of your activity on its own may be environmentally acceptable, cumulative effects recognise that similar effects over time from many activities may not be acceptable.</i></p> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/>
<p>E.4</p>	<p>Describe the actual and potential effects your dairy support activity may have on Kai Tahu cultural and spiritual beliefs, values and uses.</p> <p><i>The dairy support activity has the potential to impact Kai Tahu values. In this section, describe any nearby Rūnanga sensitive receptors (Statutory Acknowledgements, wāhi tapu etc), and how your irrigation activity might affect these features and the associated cultural values.</i></p> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/>

<p>E.5</p>	<p>Describe the actual and potential positive effects of your dairy support activity.</p> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/>
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<p>PART F: ALTERNATIVES</p>	
<p>F.1</p>	<p>Have any alternatives to the dairy support activity been considered? If so, why is dairy support being utilised over those alternatives?</p> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/>

<p>PART G: CONSULTATION</p>	
<p>G.1</p>	<p>Please describe any consultation undertaken with persons/parties potentially affected by your proposed discharge.</p> <p><i>Potentially affected parties may include Public Health South, landowners (if farm is leased), neighbours, Aukaha, Te Ao Marama, Fish and Game Otago and Department of Conservation.</i></p> <hr/> <hr/> <hr/> <hr/>

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G.2	<p>Written approvals</p> <p>Were any written approvals obtained as part of this application?</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p>If yes, please describe who written approval was obtain from, and why.</p> <hr/> <hr/> <hr/> <hr/> <hr/> <p>Please attach any written approvals received to the application. <i>Please note that the Council only accepts unconditional written approvals and any conditions proposed by affected parties need to be agreed to and incorporated into the application.</i></p>

PART H: DEPOSIT

A deposit is required upon lodgement of your application. Refer to the fees on Form 1. This deposit is not the final or maximum cost of your application. Further charges are incurred in accordance with Councils scale of fees and charges.

PART I: CHECKLIST

I.1	<p>Use the checklist below to ensure you've provided all of the relevant information to complete your application. <i>To keep consent processing costs to a minimum it is strongly recommended that the checklist is complete and all items required are attached before you lodge your application to the Otago Regional Council.</i></p> <p><input type="checkbox"/> Fully completed this application form and Form 1?</p> <p><input type="checkbox"/> Attached Certificate of Title(s) less than 3 months old? Refer to B.1</p> <p><input type="checkbox"/> Attached a detailed site map? Refer to B.3</p> <p><input type="checkbox"/> Attached any relevant photos? Refer to B.4</p> <p><input type="checkbox"/> Attached any written approvals? Refer to G.2</p> <p><input type="checkbox"/> Paid your deposit or attached a cheque? Refer to Part H</p>
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- Attached a completed planning assessment sheet, or an assessment of the activity against the relevant parts of the RMA, National Policy Statement for Freshwater Management 2020, Regional Policy Statement (Operative and Partially Operative) and Regional Plan: Water for Otago

CONTACT US

If you have any queries relating to the information requirements, please contact one of our Otago Regional Council Offices:

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