

Request for a Deemed Permitted Marginal or Temporary Activity



Under Section 87BB of the Resource Management Act 1991

Kāpiti Coast District Council
 175 Rimu Road, Paraparaumu 5032
 Private Bag 60601, Paraparaumu 5254
 Email: resource.consent@kapiticoast.govt.nz

Request No.: _____

For enquiries:
 Phone 04 296 4700 or toll free 0800 486 486 and ask for the Duty Planner
 Email: resource.consent@kapiticoast.govt.nz

This request/checklist shows you the information that has to be supplied with your request for a Deemed Permitted Marginal or Temporary activity. Please attach the original copy of the following information with your completed request for a Deemed Permitted Marginal or Temporary Activity.

Please tick each relevant box in the Customer Use column as you attach the information.

Once you have attached all the required information, please check for completeness.

If the consent authority decides it is not appropriate to deem an activity be permitted under section 87BB (due to the activity not meeting the criteria in 87BB, or because the consent authority needs to undertake further assessments of the proposal, or would like to attach conditions to the application), then resource consent is required.

PART 1 – DESCRIPTION OF PROPOSAL	
What is the activity that may require a resource consent due to rules in a national environmental standard or rules in a proposed or operative district plan. (Note : This process excludes subdivisions).	

PART 2 – DETAILS OF THE APPLICANT(S)		
I/We request a Deemed Permitted Marginal or Temporary Activity consent exemption as described above.		
Applicant's name: <i>(please write all names in full):</i>		
Electronic address for service:		
Contact details:	Landline:	Mobile:
Alternative address for service:		

DETAILS OF AGENT ACTING FOR APPLICANT (if different from above)		
Agent's name:		
Electronic address for service:		

Contact details:	Landline:	Mobile:
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Alternative address for service:

DETAILS FOR BILLING (if different from Applicant)

Name:

Electronic address for service:

Contact details:	Landline:	Mobile:
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Email:

PART 3 – SITE INFORMATION

The physical site to which this application relates is described as:

Number:	Street:	Town:
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Legal Description:

Please refer to attached information requirement checklist.
If you are unsure about any information requirements, please contact the Council Duty Planner or your independent Planning Advisor before you submit this request. This may help to reduce potential delays in processing.

Request Fee (Deposit)

I/We enclose the fee of \$ _____ (as required under Section 36 of the Resource Management Act 1991)

Privacy Information

The information you have provided on this form is required so that your request can be processed under the Resource Management Act 1991, and so that statistics can be collected by the Council. The information will be stored on a public register, and held by the Council.

The details may also be made available to the public on the Council's website: www.kapiticoast.govt.nz. These details are collected to inform the general public and community groups about all applications and requests which have been received and issued through the Council. If you would like to request access to, or correction of, your details, please contact the Council on 04 296 4700 or toll free on 0800 486 486 and ask for the Duty Planner.

Once this request is lodged with Council, it becomes public information. If there is any sensitive information in the proposal, you may request that it is withheld and the Processing Officer will contact you regarding this matter.

Signature(s)

I/We hereby certify that, to the best of my/our knowledge and belief, the information given in this request is true and correct. I/We undertake to pay all actual and reasonable request costs incurred by the Kāpiti Coast District Council.

Signature of Applicant/Agent:

Name: (Please Print)

Date:

Customer Use	Checklist	For Office Use Only
✓	GENERAL Complete this section for all applications	
<input type="checkbox"/>	a Certificate of Title (one copy) A current copy (less than three months old) and any associated easement documents or consent notices.	<input type="checkbox"/>
<input type="checkbox"/>	b An Assessment of Environmental effects (one copy) This is required to address potential adverse effects. The Applicant is required to show that the adverse effects of the proposed activity are no different in character, intensity or scale than they would be in the absence of the marginal or temporary non-compliance.	<input type="checkbox"/>
<input type="checkbox"/>	c Any other information that is considered relevant to the application.	<input type="checkbox"/>
<input type="checkbox"/>	d A full set of A3 plans (site and elevation plans), These are required to be drawn to scale, detailing the 'marginal' or 'temporary' non-compliance.	<input type="checkbox"/>
<input type="checkbox"/>	e Payment of appropriate fee - as per section 36 of the Resource Management Act 1991 and Council's fee schedule.	<input type="checkbox"/>

Deemed Permitted Marginal or Temporary Activities

The Resource Management Act 1991 (RMA) has been amended to include a new consent exemption process. An activity that requires resource consent could be assessed to have marginal or temporary effects if Council considers that is no difference in character, intensity, or scale of the activity than there would be if it was permitted and adverse effect on any person are less than minor. These requirements are set out in section 87BB of the RMA.

Deemed permitted marginal or temporary activities are processed at Council's discretion. There is no formal application process for public participation as Council determines what is marginal or temporary and there is no working day timeframe to assess the effects and make a determination.

Sufficient information must be supplied for Council to be able to determine what the effects are and if they are marginal or temporary. Council must issue a written notice if the activity is considered to meet the requirements of the RMA. Written notices lapse within five years unless given effect to prior. Alternatively, Council was issue a refusal notice and a resource consent may be required for the proposed activity.