

Rangitikei District Council

Postal Address: Private Bag 1102, Marton **Street Address:** 46 High Street, Marton

Phone: 06 327 0099 **Freephone:** 0800 422 522 **Fax:** 06 327 6970

Email: info@rangitikei.govt.nz **Website:** www.rangitikei.govt.nz



Rangitikei
URUPOITY...

RESOURCE MANAGEMENT ACT 1991

NOTICE OF WRITTEN APPROVAL BY A PERSON AFFECTED BY AN APPLICATION FOR RESOURCE CONSENT

You should sign this form only if you **support or have no opposition** to the approval of the Resource Consent to which this application refers. If you do not understand this process, please seek advice immediately. Signing this form has implications for the way that Council will process the application for resource consent.

Resource Consent Number _____

I/We, the undersigned being the
(Tick one category box only)

Sole Owner

Joint Owners
(all owners required)

Occupier(s)
(long-term tenants)

Directors
(all directors required)

Trustees
(all trustees required)

Of the property situated at (physical address or legal description) _____

Have considered the proposal by (full name of applicants) _____

Described as follows (type and description of proposed activity) _____

(Information on areas of non-complying aspects)

On the following property (physical address of application site) _____

I/We declare that I/we have read and understand the information provided and have sighted and signed the attached plans and supporting information for all aspects of the activity described (title, dates and numbers) _____

I/We declare that my/or property (tick where applicable) is /is not currently the subject of a sale and purchase agreement.

I/We hereby give **unconditional approval** for Rangitikei District Council to consider the proposal without public notification. I/we understand that with my/our approval, the Rangitikei District Council shall not take into account any effects that the proposed activity may have on me/us, when considering the application.

Name _____

Name _____

Signature _____

Signature _____

Date _____

Date _____

(Where there are more than 2 affected parties, please use a separate form.)

Please read the information on the following pages before signing this form. We advise you to keep a copy of the completed form for your own records.

The District Plan

The District Plan is a document that guides the way Rangitikei District is developed. It seeks to control any negative effects of development by giving every property in the District a zone. Each zone has different rules about the type of building, subdivision or land use that can occur in that area.

What is Resource Consent

People who wish to build or use a property in a way that does not comply with the rules in the District Plan, require special permission from the Council to do so. This is known as Resource Consent. If they obtain resource consent, they are able to build or use the property according to that consent. They do not have to comply with the District Plan. This process is set down in the Resource Management Act 1991.

Council will consider an application for resource consent in one of three ways—

- 1 Publicly-notified applications – allowing the public involvement by any person
- 2 Limited-notified applications – allowing involvement by a limited number of people
- 3 Non-notified applications – these often involve some input into the process by a limited number of people

Why is your written approval required?

For a non-notified application, the Resource Management Act requires that the proposed activity should have no more than minor effects on the environment. And written approval must be obtained from every person the Council considers may be adversely affected.

The applicants are responsible for consulting with the persons identified as being affected.

If you are asked to give your written approval, then Council considers you may be adversely affected by the proposed activity. You now have the opportunity to consider the particular proposal and decide for yourself whether you are adversely affected or the degree to which you may be adversely affected.

What should you do if you are asked to sign an affected person's approval form?

Before giving your written approval to the applicants' proposal as part of their application for resource consent—

- 1 Ask the applicants (or their representative) to explain the proposal clearly and fully to you
- 2 Study the application and the associated plans of the proposed activity and make sure you understand the effects of the proposal. If there are no plans available at this stage, you may wish to wait until they are available. Ask for time to consider the documents if you think you need it.
- 3 Decide whether the proposal will adversely affect you or your property. You are entitled to ask the applicants for more information. You should make a decision about whether you will sign the form as promptly as you can.

You may suggest amendments that you consider would reduce the effects of the proposal on you. If you do this, you should only sign the amended version of the proposal.

The applicants will usually submit any written approvals they have obtained to the Council as part of their application.

- 4 If you are satisfied that the proposed activity will not adversely affect you or that the effects are acceptable to you, you can sign the approval form and copies of the associated application plans. Return these to the applicants (or their representative).

If you are willing to sign subject to some other condition being met, then you will need to draw up a civil agreement with that as a subject between yourself and the applicants.

You can withdraw your approval at any time before Council makes a decision on the application. You will need to advise the Council in writing.

- 5 If you believe that you may be adversely affected by the proposal and you do not want to sign the approval form, you must inform the applicants (or their representative).

Please note that where more than one person owns a property, all the owners are considered 'affected persons'. Where the property is rented out, any long-term tenants are also considered 'affected persons'.

Important information

Where Council considers that you may be adversely affected and you choose not to give your approval, then the application becomes a publicly notified application. You then have a formal right of objection.

Applicants may proceed without the need for a resource consent if

- They amend the proposal to that it complies with the District Plan
- They amend the proposal so that it still needs resource consent but the Council no longer considers that the proposal will adversely affect you

Please note that the Environmental & Regulatory Services Team Leader, under delegated authority, has the final decision on who is adversely affected.

Council must consider the application in terms of the Resource Management Act even though you may sign the affected person's approval form. Where you give your approval, Council is not able to consider any actual or potential effects the proposal may have on you. Once Council grants resource consent, there is no way that either you or the Council can retract it later.

Therefore, you are encouraged to weigh up all the effects of the proposed activity carefully before you agree to it.

If you need any further information regarding your rights as an affected party, please contact Council's planner at the address at the top of the form.

Privacy Act 1993

The Environmental & Regulatory Department of the Rangitikei District Council is collecting this personal information so that Council can process the resource consent application to which it refers. The Resource Management Act 1991 requires this information.

Rangitikei District Council will hold this information. You may ask to check and correct any of this personal information if you wish. Council will not share the information with any departments not involved with the processing of the application. However, under the Official Information and Meetings Act 1087, parties within and outside the Council can make a request for this information to be made available.