

## **RESOURCE MANAGEMENT ACT 1991**

### **NOTIFICATION DECISION ON RC13924L**

#### **Pursuant to sections 95A, and 95C of the Resource Management Act 1991, Western Bay of Plenty District Council determines:**

**That the resource consent application made by Tinex Group Limited for operation of industrial activity at 245 Te Puna Station Road, Te Puna, prior to the pre-requisite Te Puna Business Park Structure Plan development works being authorised and completed, be processed on a publicly notified basis.**

#### **Description of the Activity**

Tinex Group Limited have sought a resource consent being a Non-Complying activity overall, to authorise the use of part of the site at 245 Te Puna Station Road for industrial activities, prior to completing all necessary development and infrastructure works, as follows:

- Tenancy 1 – storage and renovation of relocatable houses, storage of empty skip bins, portable fencing and building materials, over a tenancy area of 0.8ha.
- Tenancy 2 – storage and renovation of relocatable houses, over a tenancy area of 0.21ha.
- Tenancy 3 – swimming pool storage over a tenancy area of 0.3ha.
- Tenancy 4 – storage of large earthmoving machinery tyres over a tenancy area of 0.26ha.

#### **Reasons for Decision**

A request for further information pursuant to s92 (1) of the Resource Management Act 1991 was issued to the applicant on 29 March 2023. The applicant responded on 6 April 2023 requesting public notification of the application, and on 1 May 2023 confirmed that they would provide only some of the requested information.

Subsequently, the applicant has satisfied many (but not all) of the further information requirements such that Council is now satisfied there is sufficient information to adequately inform the public of the nature and potential effects of the proposed activity for submissions. Council also considers that should a hearing be held; this will provide further opportunity for additional information to be presented by the applicant in response to submissions and Council reporting.

#### **Public Notification**

Public Notification of the application is required on the basis that:

- In accordance with s95A (3)(a) the applicant has requested the application be publicly notified; and
- In accordance with s95C(2)(b) the applicant has refused to provide some of the information requested pursuant to s92 (1).

The determination is made under delegated authority by:

Recommended and assessed by:



Heather Perring

Consultant Senior Planner

Date: 23/06/2023

Delegated Authorisation by:



Natasha Ryburn

Environmental Consents Manager

23/06/2023