

APPENDIX 5

CONDITIONS

Consent Type: Land Use Consent

Consent Number: LUC-2020-524

Purpose: The removal of significant tree T1176

Location of Activity: 61 Wallace Street, Dunedin.

Legal Description: PT SEC 7 BLK I SO 14194 UPPER KAIKORAI SD held in Register of Title OT184/29.

Lapse Date: XX XXXXX 2026, unless the consent has been given effect to before this date.

Conditions:

1. *The proposed activity must be undertaken in general accordance with the information provided with the resource consent application received by the Council on 27th October 2020, except where modified by the following conditions.*
2. *The removal of the tree must be undertaken by a suitably qualified person and in accordance with arboricultural best practice.*

Conditions to be met prior to site works commencing

3. *The consent holder must supply to the Council at rcmonitoring@dcc.govt.nz in writing at least five (5) working days prior to the works commencing the following information:*
 - (a) *The contractor who will be undertaking the works including the contact details of the contractor;*
 - (b) *The date the tree is to be removed.*

Conditions to be met at commencement of, or during, site works

4. *All waste generated by the removal works must not cause a nuisance and must be suitably disposed of within 7 days of the completion of the removal works.*
5. *The person exercising this consent must take all reasonable measures to ensure the use of machinery for the removal of T1176 is limited to the times set out below and must comply with the following noise limits (dBA)*

Time Period	Weekdays		Saturdays	
	(dBA)		(dBA)	
	L_{eq}	L_{max}	L_{eq}	L_{max}
0730-1800	75	90	75	90
1800-2000	70	85	45	75

6. Sound levels must be measured and assessed in accordance with the provisions of NZS 6803: 1999 Acoustics – Construction noise. No work must be undertaken on Sundays or Public Holidays nor between 8.00pm to 7.30am Weekdays or Saturdays.

Advice Notes:

1. The consent holder should contact the electricity supplier with regard to the service power line that crosses 61 and 63 Wallace Street with regard to its safety protocol with respect to removal of trees.

General

2. In addition to the conditions of a resource consent, the Resource Management Act 1991 establishes through sections 16 and 17 a duty for all persons to avoid unreasonable noise, and to avoid, remedy or mitigate any adverse effect created from an activity they undertake.
3. Resource consents are not personal property. The ability to exercise this consent is not restricted to the party who applied and/or paid for the consent application.
4. It is the responsibility of any party exercising this consent to comply with any conditions imposed on the resource consent prior to and during (as applicable) exercising the resource consent. Failure to comply with the conditions may result in prosecution, the penalties for which are outlined in section 339 of the Resource Management Act 1991.
5. The lapse period specified above may be extended on application to the Council pursuant to section 125 of the Resource Management Act 1991.

Issued at Dunedin on Date: XX XXXXX 2021