

APPENDIX 8

CONDITIONS

Consent Type: Land Use Consent

Consent Number: LUC-2020-341

Purpose: Theremoval of significant trees T608 and T609.

Location of Activity: 516 Highgate, Dunedin.

Legal Description: Lot 1 DP20160 (Record of Title OT11B/63).

Lapse Date: 10 March 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 27 July 2020 and further information received on 19 October 2020, except where modified by the following conditions.*
2. *The removal of the trees shall 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 trees are to be removed.*

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

- 4 *All waste generated by the removal works shall not cause a nuisance and shall be suitably disposed of within 7 days of the completion of the removal works.*
5. *The person exercising this consent shall take all reasonable measures to ensure the use of machinery for the removal of T663 shall be limited to the times set out below and shall comply with the following noise limits (dBA);*

Time Period	Weekdays		Saturdays	
	(dBA)		(dBA)	
	Leq	L _{max}	Leq	L _{max}
0730-1800	75	90	75	90
1800-2000	70	85	45	75

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

Conditions to be met in respect to the proposed migration planting on DCC reserve land

7. *Tree species and planting location to be approved by PARS;*
8. *Plants of a minimum height of 2m are provided and planted at the expense of the applicant;*
9. *Any work undertaken on public reserve land is to be done by DCC approved contractors to ensure appropriate planting technique and health and safety protocol;*
10. *Once planted, trees are maintained by the applicant for 12months before handover to PARS. Any trees that die are replaced by the applicant.*

Advice Notes:

General

1. 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.
2. 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.
3. 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.
4. 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: 10 March 2021