

## Attachment C

### Landowner approval conditions for Coastguard Kaipara Incorporated at Springs Road, Parakai, legally described as Section 1 SO 327676.

1. All works must be in general accordance with the landowner approval application and in general accordance with the concept plans prepared by Greg Skinner dated 29 March 2017 and numbered; including cover page, Lo.1 – Lo.5 respectively as detailed in Attachment A unless otherwise approved by the parks planning team.
2. Public liability insurance is to be obtained for a sum of at least \$1,000,000.00 and a copy of the cover certificate provided at the pre start meeting before works start. Council accepts no liability in respect of any damage caused to or by the applicant or their contractor.
3. The work areas should be adequately fenced to prevent public access.
4. The applicant must contact the Maintenance Delivery Co-ordinator, to arrange a pre-commencement site meeting to discuss the proposed works. The Maintenance Delivery Co-ordinator, Community Facilities must approve:
  - the timing of the proposed works;
  - a Health and Safety Plan;

*(Note: A template for this can be found at <https://www.sitesafe.org.nz/products-and-services/sssp/>)*

  - temporary work area signage;
  - temporary fencing;
  - evidence of public liability insurance; and
  - any reinstatement to be done.

The Maintenance Delivery Co-ordinator must be provided with **five (5) working days'** notice of any site meetings.

5. No work must be undertaken during weekends or public holidays except with the prior approval of the Maintenance Delivery Co-ordinator and standard construction hours must apply in terms of the council's by-laws.
6. All necessary steps must be taken to ensure that no other utility services are affected by the works and any such services must be suitably protected.
7. Any physical work must be carried out in accordance with the requirements of the Health and Safety at Work Act 2015 to ensure that appropriate safety measures are in place for the duration of the construction as follows:
  - all practical steps must be implemented to protect the safety of the public prior to works commencing and during the construction period. It is the responsibility of the applicant to ensure that any contractors undertaking works over parkland comply with all necessary statutory and council health and safety standards. The contractors undertaking the work must have all relevant current health and safety qualifications and comply with all reasonable directions given by the council in relation to health and safety in connection with the council land;
  - ensure, so far as is reasonably practicable, the health and safety of its representatives and those who are influenced or directed by it while carrying out work for it;
  - ensure the health and safety of other persons, including service providers, the public, and visitors, is not put at risk from works carried out;

- ensure, so far as is reasonably practicable, that the way in which any equipment is installed is without risks to the health and safety of any persons who use or install such equipment; or are at or in the vicinity and may be affected by that use or activity; and

- immediately provide the council with information about any health and safety matters relating to the works, if requested.

8. All noise generated from the approved works must comply with the provisions of the New Zealand Standard NZS 6803:1999 "Acoustics – Construction Noise."
9. The applicant must obtain all other necessary consents and permits, including those under the Building Act 2004, Resource Management Act 1991 and the Heritage New Zealand Pouhere Taonga Act 2014. This must include approval from the Coastal Management Services Team, Engineering and Technical Services, Infrastructure and Environmental Services to ensure the building platform is at an acceptable level for coastal inundation and sea level rise. This landowner approval does not remove the requirement to comply with all other applicable Acts (including the Property Law Act 2007), regulations, relevant Bylaws and rules of law. This consent does not constitute building consent or resource consent approval.
10. Any damage to council assets must, unless otherwise arranged, be repaired by parks approved contractors to the satisfaction of the Area Manager, Operational and Management Maintenance, at the expense of the applicant.
12. Any storage of machinery or materials on the reserve at any time will be at the approval of the Maintenance Delivery Co-ordinator.
13. Should any items and/or artefacts of significance or value to Mana Whenua surface during the works, all works must cease immediately and accidental discovery protocol and notification procedures must be administered and followed.
14. Works must not commence before 7am nor continue past dusk or 6pm, whichever is earlier. Works within the reserve must not be undertaken during weekends or public holidays.
15. The contractor is to remove and control all their litter.
16. At the completion of the works, the site must be left in a tidy and clean condition.
17. This written approval is valid for two years from the date of the issue of this letter.

Please note, the council is granting approval for temporary access and works in its non-regulatory capacity. This approval does not bind the council in its capacity as a regulatory authority in any way, and any consent or approval given under this agreement is not an approval or consent in its regulatory capacity, and vice versa. The council will not be liable to any other party if, in its regulatory capacity, the council declines or imposes conditions on any consent or permission any party seeks for any purpose associated with this approval.

If there are any amendments to this proposal, a new assessment will need to be undertaken by Manager Land Advisory Services, Community Facilities prior to any works commencing and approval will be subject to the Manager Land Advisory Services.