

NZ Transport Agency Waka Kotahi Reference: Application-2023-0025

4 November 2024

Rosco Ice Cream Ltd
C/- Spencer Holmes Ltd.

Sent via Email: adg@spencerholmes.co.nz

Dear Dave,

Earthworks in relation to a proposed right turn bay at Manor Park Rd/Benmore Cres intersection; and ground preparations for future development – 30 Benmore Cres, Lower Hutt – Rosco Ice Cream Ltd

Thank you for your request for written approval from NZ Transport Agency Waka Kotahi (NZTA) under section 95E of the Resource Management Act 1991 (RMA). Your proposal has been considered as follows:

Proposal

Resource consent is sought for the following activities:

- To undertake civil works and earthworks associated with the construction of a right turn bay at the intersection of Manor Park Road and Benmore Crescent. .
- Civil engineering and earthworks related to the future development of 30 Benmore Crescent.

Assessment

In assessing the proposed activity, NZTA notes the following:

- This consideration relates solely to the earthworks and the right turn bay concept design and is not a consideration of or approval for the detailed engineering design of the right turn bay that will ultimately be required; this consideration also does not consider what reasons might exist for undertaking the earthworks on 30 Benmore Crescent.
- Manor Park Road is within the SH2-SH58 NZTA Designation
- The right turn bay design and works will require an additional consent from NZTA under s176 of the RMA, and further approvals for the detailed design of the right turn bay under the Government Roading Powers Act 1989.
- The bulk earthworks on 30 Benmore Crescent will affect the highway to the extent material may become airborne and land on the surface of the highway. Conditions of consent can manage those effects.
- Throughout construction of the right turn bay, care will need to be taken with silt, sediment, and runoff to ensure other parts of the highway network are not affected; including the cycle lane which runs alongside the works site, and existing drainage infrastructure under the highway surface.
- Landscape planting will need to be undertaken at the completion of the works to manage runoff from bare areas of earth. A landscape plan is included in the proposal and provides the necessary mitigations for earthworks control and the setting of the interchange relative to the suburb of Manor Park.
- An earthworks management plan should be followed to address the potential effects of the earthworks.
- All details of the proposal can be found in the application document dated October 2024 and received on 16/10/24.

Conditions

In discussion with NZTA your client has agreed to include the following conditions as part of the resource consent application, and we note the following conditions feature in the application document provided. The legal name of NZTA is the **New Zealand Transport Agency**; therefore, our full legal name is referred to in the conditions and approval.

1. The extent of earthworks carried out in relation to the right turn bay construction works, shall be limited to that shown on Spencer Holmes drawing titled Earthworks Plan Benmore Crescent Manor Park – Cut and Fill Plan 2 of 2, S22-0380-EW31 REV D dated 11.06.24.
2. A final Earthworks Management Plan (EMP), agreed to by the NZ Transport Agency, must be submitted to the Hutt City Council for approval, at least 10 working days prior to any work commencing. The plan must include methods to address erosion, silt and dust control and be relied on at all times. The EMP must include:
 - a. Erosion and Sediment Control methods to be used on the site, including but not limited to a silt fence around the perimeter of the works site; stormwater detention areas if required; and methods to protect existing stormwater intakes (which are part of the road infrastructure) from silt and sediment runoff to prevent any discharge during construction.
 - b. A requirement to maintain the silt and sediment controls in good working order at all times, and to fix any breaches or address any problems as soon as soon as practicable after issues arise.
 - c. A requirement to inspect the silt and sediment controls after major weather events.
 - d. A requirement that all dust is controlled and exposed areas regularly wetted down to avoid dust nuisance to the highway road surface, motorists, and cyclists.
 - e. A requirement that all vehicles (including trucks) are to be substantially cleaned of dust, mud or other nuisance material before exiting the works site.
3. The areas where vegetation has been cleared, shall be remediated with landscape planting upon completion of the works. The Landscape Plan by Boffa Miskell, BM210903, Revision E dated 17.06.2024, shall be adhered to and the NZTA P39 Standard Specifications for highway landscape Treatments (NZTA P39:2013) followed for both removal and replacement of all plants within the earthworks area.
4. Dust from carrying out the earthworks shall be reduced through appropriate means so that dust does not become a nuisance to motorists or the state highway pavement surface. Dust will be deemed a nuisance if either the contractor, local authority, or NZTA receive complaints from the motoring public about dust; or if advised by the NZTA.

Determination

On the basis of the above assessment of the proposed activity, and the conditions volunteered by the applicant, the New Zealand Transport Agency provides written approval under section 95E of the Resource Management Act 1991.

Advice Notes

Before you undertake any physical work on the state highway, you are legally required to apply to the New Zealand Transport Agency for a Corridor Access Request and for that request to be approved.

Please submit your CAR to the NZTA CAR manager via www.submittica.com a minimum of twenty working days prior to the commencement of any works on the state highway.

Prior to constructing the right turn bay, you are also required to obtain a consent from the NZTA under s176 of the RMA and for that consent to be approved.

Expiry of this approval

Unless resource consent has been obtained this approval will expire two years from the date of this approval letter. This approval will lapse at that date unless prior agreement has been obtained from The New Zealand Transport Agency.

If you have any queries regarding the above or wish to discuss matters further, please feel free to contact the Environmental Planning team at environmentalplanning@nzta.govt.nz.

Yours sincerely,

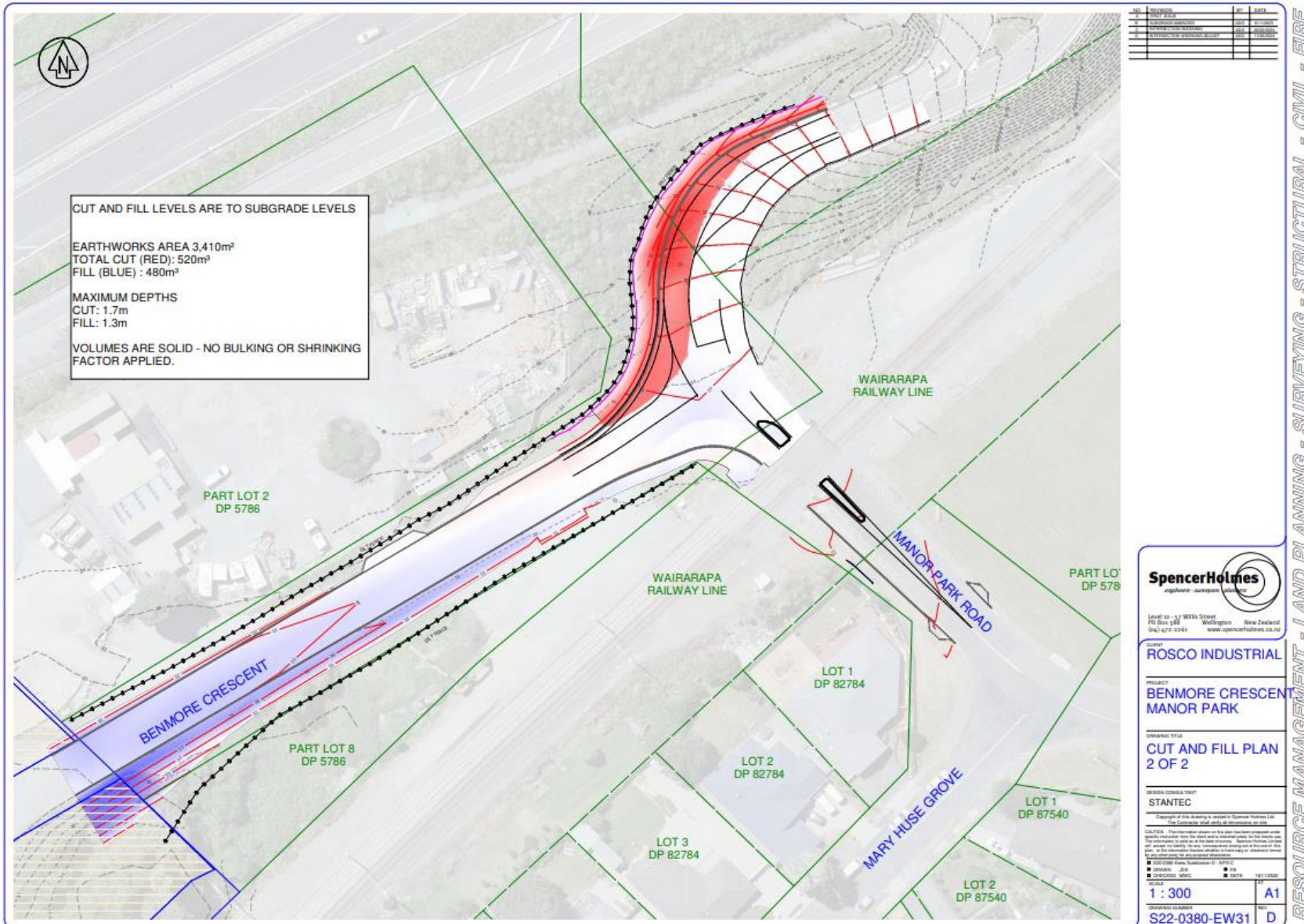


Kathryn St Amand
Principal Planner

Poutiaki Taiao / Environmental Planning, System Design, on behalf of NZ Transport Agency Waka Kotahi.

Enclosed:

- Attachment 1: Proposed Earthworks Plan within the state highway designation area



CUT AND FILL LEVELS ARE TO SUBGRADE LEVELS

EARTHWORKS AREA 3,410m²
TOTAL CUT (RED): 520m³
FILL (BLUE): 480m³

MAXIMUM DEPTHS
CUT: 1.7m
FILL: 1.3m

VOLUMES ARE SOLID - NO BULKING OR SHRINKING FACTOR APPLIED.

No.	Description	By	Date
1	Issue for approval	SP	18/11/2022
2	Issue for construction	SP	18/11/2022
3	Issue for construction	SP	18/11/2022

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CLIENT
ROSCO INDUSTRIAL

PROJECT
**BENMORE CRESCENT
MANOR PARK**

DRAWING TITLE
**CUT AND FILL PLAN
2 OF 2**

DESIGNED BY
STANTEC

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■ DESIGNER: SP
 ■ CHECKED: SP
 ■ DATE: 18/11/2022

1 : 300 A1
S22-0380-EW31 D

RESOURCE MANAGEMENT - LAND PLANNING - SURVEYING - STRUCTURAL - CIVIL - FIRE