David. Here is a copy of the SADE consent order. Enjoy the Christmas break.



Cheers,

Sarah

TAUPO DISTRICT COUNCIL
Received 1 7 DEC 2010

With compliments

BARRISTERS AND SOLICITORS

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IN THE MATTER

of the Resource Management Act 1991

AND

IN THE MATTER

of an appeal under section 120 of the

Act

BETWEEN

SADE DEVELOPMENTS NO.2

LIMITED

ENV-2008-AKL-000028

Appellant

AND

TAUPO DISTRICT COUNCIL

Respondent

BEFORE THE ENVIRONMENT COURT

Environment Judge R G Whiting sitting alone under section 279 of the Act **IN CHAMBERS** at Auckland.

CONSENT ORDER

Introduction

- The Court has read and considered the appeal, the respondent's reply, and the memorandum of the parties dated 17 September 2010.
- 2. Mapara Valley Preservation Society Inc, Environmental Defence Society, Lakes and Waterways Action Group Trust and Locheagles Limited have given notice of an intention to become parties to this appeal and have signed the memorandum of the parties or advised the Court that they agree to the position reached in the proposed consent order.
- 3. The Court is making this order under section 279(1)(b) of the Act, such order being by consent, rather than representing a decision or determination on the ments of pursuant to section 297. The Court understands for present purposes that:

- (a) All parties to the present proceedings have executed the memorandum requesting this order; and
- (b) All parties are satisfied that all matters proposed for the Court's endorsement fall within the Court's jurisdiction, and conform to relevant requirements and objectives of the Resource Management Act, including in particular Part 2.
- 4. This appeal concerns a decision of the respondent made on 14 December 2007 under sections 104 and 104B of the Act to decline an application for subdivision and land use consent by Sade Developments No.2 Limited, to create an 86 residential high country estate for residential and farming purposes at 259 Whakaroa Road, Taupo.

Order

- 5. Therefore the Court orders, by consent, that:
 - (a) consent is granted to the application for subdivision and land use by Sade Development No.2 Limited to subdivide the property at 287 Whakaroa Road into 65 low-density residential allotments and for land use to erect 65 residential scale dwellings on each of the low-density allotments and to construct a new woolshed and associated communal buildings, on the properties described as Lot 1 DP378264, and Lots 2 and 4 DP408156, Taupo; and
 - (b) consent is granted subject to the conditions of consent as set out in Appendix One and in accordance with the documents and plans set out below and attached as Appendix Two:
 - (i) Scheme Plan 1 of 2, 2006-002-105 rev I, dated 24 May 2010;
 - (ii) Scheme Plan 2 of 2, 2006-002-106 rev G, dated 24 May 2010;
 - (iii) Staging Plan Sheet 1 of 1, 2006-002-109 rev C, dated 9 September 2010;
 - (iv) Amended Landscape Concept Plan, ID002, dated 8 September 2010;



- (v) Amended Landscape Concept Plan, ID003, dated 8 September 2010;
- (vi) Farm Ridge Concept Plan, ID004, dated 9 September 2010;
- (vii) Landscape Concept Plan Taupo Bush, L-06 Issue B, dated August 2006;
- (viii) Landscape Concept Plan Valley, L-05 Issue B, dated August 2006:
- (ix) Upper Bush Concept Plan, ID007, dated 7 September 2010;
- (x) Upper Farm Concept Plan, ID008, dated 9 September 2010;
- (xi) Lower Saddle Concept Plan, ID009, dated 9 September 2010;
- (xii) Landscape Concept Plan Kinloch Bush, L-11 Issue B, dated August 2006;
- (xiii) Landscape Concept Plan Lower Farm, L-12 Issue B dated August 2006; and
- (xiv) The Saddle Concept Plan, ID013, dated 9 September 2010.
- **6.** The appeal is otherwise dismissed.
- 7. There is no order as to costs.

DATED at Auckland this

13

day of

Decembr

2010

R G Whiting Environment Judge



APPENDIX 1

CONDITIONS OF CONSENT



CONDITIONS OF CONSENT, CONSENT NOTICES AND PRIVATE COVENANTS

A. THAT PURSUANT TO THE REQUIREMENTS OF SECTIONS 104, 104B, 106, 108, 220 AND 221 OF THE RESOURCE MANAGEMENT ACT 1991, THE TAUPO DISTRICT COUNCIL GRANTS CONSENT TO THE APPLICATION FOR SUBDIVISION AND LAND USE CONSENT BY SADE DEVELOPMENT NO.2 LIMITED TO SUBDIVIDE THE PROPERTY AT 287 WHAKAROA ROAD INTO 65 LOW-DENSITY RESIDENTIAL ALLOTMENTS AND FOR LAND USE CONSENT TO ERECT 65 RESIDENTIAL SCALE DWELLINGS ON EACH OF THE LOW-DENSITY ALLOTMENTS AND TO CONSTRUCT A NEW WOOLSHED AND ASSOCIATED COMMUNAL BUILDINGS, ON THE PROPERTIES DESCRIBED AS LOT 1 DP378264, AND LOTS 2 AND 4 DP 408156, TAUPO

CONDITIONS OF CONSENT:

GENERAL CONDITIONS:

- 1. THE ACTIVITY SHALL BE UNDERTAKEN IN ACCORDANCE WITH:
 - A. THE APPLICATION SUBMITTED BY SADE DEVELOPMENTS NO.2 LIMITED, DATED 13 OCTOBER 2006 AND FORMALLY RECEIVED BY THE TAUPO DISTRICT COUNCIL ON 17 OCTOBER 2007.
 - B. THE FURTHER INFORMATION PROVIDED BY CHEAL CONSULTANTS LIMITED, 21 FEBRUARY 2007, 9 MAY 2007, 14 MAY 2007, 25 MAY 2007, 20 SEPTEMBER 2007, 14 NOVEMBER 2007 AND 9 SEPTEMBER 2010.
 - C. THE SCHEME PLANS PREPARED BY CHEAL CONSULTANTS LIMITED, DATED 24 MAY 2010, ENTITLED "SADE DEVELOPMENTS NO.2 LTD SCHEME PLAN 1 OF 2 2006-002-1051" AND "WHAKAROA TRUST SCHEME PLAN 2 OF 2 2006-002-106G".
 - D. THE STAGING PROVIDED FOR IN THE ADDITIONAL INFORMATION PROVIDED BY CHEAL CONSULTANTS LIMITED DATED 9 SEPTEMBER 2010 AND IN ACCORDANCE WITH THE STAGING PLAN REF 2006-002-SC109C. THE STAGES SHOWN ON STAGING PLAN 2006-002-SC109C MAY BE UNDERTAKEN IN A NON-SEQUENTIAL MANNER.
- 2. SUBJECT TO ANY LEGAL REQUIREMENTS OF THE POLICE, HISTORIC PLACES ACT 1993, ANTIQUITIES ACT 1975 AND ANY OTHER GOVERNING LEGISLATION, THE FOLLOWING PROTOCOL SHALL APPLY:
 - A. WHERE, DURING EARTHWORKS, ANY ARCHAEOLOGICAL SITE, ARTEFACT OR HUMAN REMAINS ARE DISCOVERED OR ARE SUSPECTED TO HAVE BEEN DISCOVERED:



(I) ALL WORKS IN THE VICINITY SHALL CEASE IMMEDIATELY.

IN CASES OTHER THAN SUSPECTED HUMAN REMAINS:

- (II) THE CONSENT HOLDER SHALL IMMEDIATELY SECURE THE AREA AND ADVISE COUNCIL'S STRATEGIC COMMUNICATIONS OFFICER, THE CONSENT HOLDER AND THE HISTORIC PLACES TRUST OF THE OCCURRENCE.
- (III) THE CONSENT HOLDER MUST CONSULT WITH COUNCIL'S STRATEGIC COMMUNICATIONS OFFICER, TANGATA WHENUA AND THE HISTORIC PLACES TRUST TO DETERMINE WHAT FURTHER ACTIONS ARE APPROPRIATE TO SAFEGUARD THE SITE OR ITS CONTENTS BEFORE WORK MAY RECOMMENCE.

WHERE HUMAN REMAINS ARE SUSPECTED:

- (IV) THE CONSENT HOLDER SHALL IMMEDIATELY SECURE THE AREA IN A WAY WHICH ENSURES HUMAN REMAINS ARE NOT FURTHER DISTURBED.
- (V) THE CONSENT HOLDER SHALL NOTIFY COUNCIL'S STRATEGIC COMMUNICATIONS OFFICER, THE POLICE, TANGATA WHENUA AND THE HISTORIC PLACES TRUST OF THE SUSPECTED HUMAN REMAINS AS SOON AS PRACTICALLY POSSIBLE AFTER THE REMAINS HAVE BEEN DISTURBED.
- (VI) EARTHMOVING OPERATIONS IN THE AFFECTED AREA WILL REMAIN HALTED UNTIL COUNCIL'S STRATEGIC COMMUNICATIONS OFFICER, THE POLICE, TANGATA WHENUA AND THE HISTORIC PLACES TRUST HAVE GIVEN APPROVAL FOR EARTHMOVING OPERATIONS TO RECOMMENCE.
- B. SHOULD A WAAHI TAPU BE UNCOVERED DURING EARTHWORKS OR OTHER CONSTRUCTION WORK, WORK IN THE AFFECTED AREA SHALL STOP IMMEDIATELY AND THE CONSENT HOLDER SHALL CONSULT WITH COUNCIL'S STRATEGIC COMMUNICATIONS OFFICER AND TANGATA WHENUA TO DETERMINE WHAT FURTHER ACTIONS ARE APPROPRIATE TO SAFEGUARD THE SITE OR ITS CONTENTS BEFORE WORK RECOMMENCES.

3. IN ACCORDANCE WITH SECTION 36(1)(c) OF THE RESOURCE MANAGEMENT ACT 1991, THE CONSENT HOLDER SHALL PAY THE COUNCIL'S COSTS OF ANY MONITORING THAT MAY BE NECESSARY TO ENSURE COMPLIANCE WITH THE CONDITIONS SPECIFIED.

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4. THE CONSENT HOLDER SHALL BE RESPONSIBLE FOR MAKING ALL CONTRACTORS AWARE OF THE CONDITIONS OF CONSENT AND FOR ENSURING THE CONTRACTORS COMPLY WITH THE CONDITIONS OF CONSENT.

EARTHWORKS/CONSTRUCTION CONDITIONS

- 5. THE CONSENT HOLDER SHALL, PRIOR TO THE COMMENCEMENT OF EARTHWORKS AND CONSTRUCTION ACTIVITIES, PROVIDE TAUPO DISTRICT COUNCIL'S PLANNING MANAGER ENVIRONMENTAL SERVICES WITH AN EARTHWORKS MANAGEMENT PLAN FOR APPROVAL. TAUPO DISTRICT COUNCIL MAY HAVE THIS PLAN PEER REVIEWED AT THE APPLICANT'S COST. THE EARTHWORKS MANAGEMENT PLAN MUST ADDRESS THE FOLLOWING MATTERS:
 - A. MANAGEMENT OF SEDIMENT AND SILT LADEN RUN-OFF;
 - B. MITIGATION MEASURES PROPOSED TO PREVENT ANY DUST NUISANCE [NOTE: A DUST NUISANCE IS DEEMED TO HAVE OCCURRED WHEN DUST PARTICLES ARE VISIBLE IN THE AIR];
 - C. MITIGATION MEASURES PROPOSED TO PREVENT ANY DUST OR SILT ENTERING ANY WATER BODY, WATERCOURSE OR DRAIN;
 - D. PROPOSED STAGING OF EARTHWORKS;
 - E. REINSTATEMENT OF THE SITE, INCLUDING RE-VEGETATION AND HYDRO-SEEDING.
- 6. THE CONSENT HOLDER SHALL ENSURE THAT ALL SITE PREPARATION WORKS COMPLY WITH THE 'APPROVED' EARTHWORKS MANAGEMENT PLAN.
- 7. THE CONSENT HOLDER SHALL RE-GRASS, RE-VEGETATE OR HYDRO-SEED ALL BARE SURFACES (THE SURFACES DISTURBED BY EARTHWORKS). NO BARE SURFACE SHALL REMAIN UNTREATED BY THE ABOVE METHODS FOR MORE THAN THREE WEEKS.
- 8. THE CONSENT HOLDER SHALL ENSURE THAT ALL EARTHWORKS AND CONSTRUCTION NOISE FROM STARTING UP AND OPERATION OF CONSTRUCTION EQUIPMENT AND ALL OTHER CONSTRUCTION ACTIVITIES ON THE SITE MEET THE LIMITS RECOMMENDED IN TABLE 1 OF NZS 6803: 1999 "THE MAINTENANCE AND ASSESSMENT OF NOISE FROM CONSTRUCTION MAINTENANCE AND DEMOLITION OF WORK". ADJUSTMENTS PROVIDED IN CLAUSE 6.1 OF NZS 6803: 1999 SHALL APPLY FOR THE FULL DURATION OF THE PROJECT, AND REFERENCES IN THE TABLE TO NZS 6802 SHALL BE READ AS REFERENCES TO CLAUSE 4.2.2 OF NZS 6802: 1991.
- 9. THE CONSENT HOLDER SHALL IMPLEMENT SUITABLE MEASURES DURING EARTHWORKS TO ENSURE THAT STORMWATER RUN-OFF FROM THE SITE IS MANAGED AND CONTROLLED SO THAT NO SILT, SEDIMENT OF WATER

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CONTAINING SILT OR SEDIMENT IS DISCHARGED OFF THE SITE. THESE MEASURES SHALL REMAIN IN PLACE UNTIL THE COMPLETION OF THE EARTHWORKS AND THE WHOLE AREA IS RE-VEGETATED.

ENGINEERING CONDITIONS

- 10. THE CONSENT HOLDER SHALL ENSURE THAT THE DETAILED DESIGN OF ALL INTERNAL ROADS ARE SUBJECT TO THE SPECIFIC APPROVAL OF TAUPO DISTRICT COUNCIL'S DEVELOPMENT ENGINEER PRIOR TO ANY CONSTRUCTION ACTIVITIES OCCURING. SEAL WIDTHS WILL BE IN ACCORDANCE WITH THE CODE OF PRACTICE FOR THE DEVELOPMENT OF LAND 2009 (CoP), EXCEPT BETWEEN CHAINAGE 2040 AND 2500 AS SHOWN ON CHEAL CONSULTANTS DRAWING 2006-002-301B DATED 26 SEPTEMBER 2006. WHERE CONTOUR ALLOWS VERGE WIDTHS WILL BE DESIGNED IN ACCORDANCE WITH THE Cop. WHERE, IN THE OPINION OF THE DEVELOPMENT ENGINEER THIS IS NOT APPROPRIATE, A LESSER WIDTH MAY BE APPROVED. IN THESE CASES THE MINIMUM VERGE WIDTHS WILL BE 2.0M AGAINST CUT FACES AND 1.3M ON FILL BATTERS. THE DESIGN DETAIL REQUIRED TO BE LODGED FOR THE APPROVAL OF TAUPO DISTRICT COUNCIL'S DEVELOPMENT ENGINEER SHALL INCLUDE CROSS SECTION, GEOMETRY, **DETAILS** OF GEOLOGY, CONSTRUCTION WHAKAROA ROAD, INTERSECTION WITH REINSTATEMENT AND METHODOLOGY. DRAINAGE **DETAILS** TECHNIQUES. CONSTRUCTION OF THE INTERNAL ROADS RELEVANT TO EACH RESPECTIVE STAGE SHALL BE COMPLETED PRIOR TO SECTON 224 (c) OF THE ACT.
- 11. THE CONSENT HOLDER SHALL ENSURE THAT EACH NEWLY CREATED ALLOTMENT IN EACH RESPECTIVE STAGE IS PROVIDED WITH A VEHICLE CROSSING CONSTRUCTED IN ACCORDANCE WITH THE CoP PRIOR TO CERTIFICATES BEING ISSUED PURSUANT TO SECTION 224 (c) OF THE ACT.
- 12. THE CONSENT HOLDER SHALL PROVIDE A WATER SUPPLY THAT MEETS BOTH THE CURRENT NEW ZEALAND DRINKING WATER STANDARD IN TERMS OF QUALITY AND THE REQUIREMENTS OF THE CoP IN TERMS OF QUANTITY (BEING A MINIMUM ALLOCATION OF 1.8M²/DAY PER RESIDENTIAL ALLOTMENT). A CONNECTION SHALL BE PROVIDED TO EACH ALLOTMENT AT ITS BOUNDARY PRIOR TO CERTIFICATES BEING ISSUED PURSUANT TO SECTION 224 (c) OF THE ACT.
 - (ADVISORY NOTE: TAUPO DISTRICT COUNCIL MAY REQUIRE EXTRA BACKFLOW PREVENTION AT THE CONNECTION TO THE WHAKAROA RURAL WATER SUPPLY IN CONSIDERATION OF THE FACT THAT THE SUPPLY WITHIN THE DEVELOPMENT IS SUPPLEMENTED FROM A BORE SOURCE).
 - 3. THE CONSENT HOLDER SHALL ENSURE THAT EASEMENTS IN GROSS ARE PROVIDED FOR ANY NEW OR EXISTING TAUPO DISTRICT COUNCIL SERVICES WHERE THESE ARE SITUATED ON PRIVATE PROPERTY.

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- 14. THE CONSENT HOLDER SHALL DESIGN AND CONSTRUCT A WASTEWATER SYSTEM IN ACCORDANCE WITH THE APPLICATION DOCUMENTS. EVIDENCE SHALL BE PROVIDED TO COUNCIL'S PLANNING MANAGER ENVIRONMENTAL SERVICES THAT THE SYSTEM IS INSTALLED IN ACCORDANCE WITH THE REQUIREMENTS OF ENVIRONMENT WAIKATO RESOURCE CONSENT 115357 PRIOR TO CERTIFICATES BEING ISSUED PURSUANT TO SECTION 224 (c) OF THE ACT.
- 15. THE CONSENT HOLDER SHALL PROVIDE A WASTEWATER CONNECTION POINT TO THE CENTRALISED SYSTEM (AS IDENTIFIED IN ENGINEERING CONDITION 14 ABOVE) THAT MEETS THE CoP AT THE BOUNDARY OF ALL RESIDENTIAL ALLOTMENTS FOR EACH RESPECTIVE STAGE (EXCEPT ALLOTMENTS V1 AND V2) PRIOR TO CERTIFICATES BEING ISSUED PURSUANT TO SECTION 224 (c) OF THE ACT.
- 16. THE CONSENT HOLDER SHALL PROVIDE AN ELECTRICAL CONNECTION POINT SUITABLE FOR RESIDENTIAL PURPOSES FOR ALL NEWLY CREATED ALLOTMENTS WITHIN OR AT THE FRONTAGE OF THEIR RESPECTIVE BOUNDARIES IN EACH RESPECTIVE STAGE. A TELEPHONE SERVICE CABLE SHALL BE EXTENDED TO THE BOUNDARY OF ALL RESIDENTIAL ALLOTMENTS IN ACCORDANCE WITH THE SERVICE PROVIDER'S REQUIREMENTS. EASEMENTS SHALL BE GRANTED AS REQUIRED BY THE NETWORK UTILITY SERVICE PROVIDER PRIOR TO CERTIFICATES BEING ISSUED PURSUANT TO SECTION 224 (c) OF THE ACT.
- 17. THE CONSENT HOLDER SHALL LODGE THE FINAL ENGINEERING DETAIL AND CONSTRUCTION PLANS FOR THE APPROVAL OF COUNCIL'S DEVELOPMENT ENGINEER PRIOR TO ANY ONSITE WORKS BEING UNDERTAKEN. THIS APPROVAL IS ALSO REQUIRED PRIOR TO THE COMMENCEMENT OF ANY UPGRADING WORKS REQUIRED TO BE UNDERTAKEN TO WHAKAROA ROAD OR ITS INTERSECTION WITH MAPARA ROAD.
- 18. THE CONSENT HOLDER SHALL ENSURE THAT PRIOR TO THE ISSUE OF CERTIFICATES PURSUANT TO SECTION 224 (c) FOR EACH RESPECTIVE STAGE, THE DETAILS OF THE PROPOSED STRUCTURE OR MECHANISM FOR MANAGING ALL COMMON PRIVATE FACILITIES AND INFRASTRUCTURE FOR THAT STAGE, SUCH AS AN INCORPORATED SOCIETY, ARE SUBMITTED TO AND APPROVED BY TAUPO DISTRICT COUNCIL'S PLANNING MANAGER: ENVIRONMENTAL SERVICES.

THE DOCUMENT SHOULD RECORD THE FACT THAT EACH OF THE ALLOTMENTS SHALL HAVE LEGAL ACCESS TO THE PRIVATE ROADING NETWORK AND THAT EACH OWNER JOINTLY SHARES AND HAS EQUAL RESPONSIBILITY FOR THE MAINTENANCE OF THE NETWORK.

EACH OWNER JOINTLY SHARES AND HAS EQUAL RESPONSIBILITY FOR THE MAINTENANCE OF THESE NETWORKS THE DESIGN, PERFORMANCE, CONTINGENCY AND MAINTENANCE PROVISIONS OF BOTH THE PROPOSED ONSITE WASTEWATER PUMPING FACILITIES AND THE

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- PROPOSED PRIVATE CONVEYANCING, TREATMENT AND DISPOSAL INFRASTRUCTURE.
- 19. ALL WORK SHALL COMPLY WITH THE CoP, UNLESS MODIFIED BY THE CONDITIONS ABOVE, OR AS OTHERWISE SPECIFICALLY AGREED BY COUNCIL'S DEVELOPMENT ENGINEERS.

INCORPORATED SOCIETY

- AN INCORPORATED SOCIETY SHALL BE FORMED TO TAKE OWNERSHIP 20. AND MANAGE THE COMMON LAND (BEING LOTS 89. 90 & 91) IN PERPETUITY. THE INCORPORATED SOCIETY SHALL BE RESPONSIBLE FOR THE FULL COSTS OF ONGOING MAINTENANCE REQUIREMENTS OF THE COMMON LAND INCLUDING BUT NOT LIMITED TO, INFRASTRUCTURE AS DETAILED IN ENGINEERING CONDITION 18 AND THE VEGETATION THE LANDSCAPE PLANTING PLAN REQUIRED IN OUTLINED IN LANDSCAPING CONDITION 26. THE **ONGOING MAINTENANCE** RESPONSIBILITIES OF THE INCOPORATED SOCIETY SHALL BE IDENTIFIED IN A CONSENT NOTICE PURSUANT SECTION 221 OF THE RMA AND REGISTERED ON THE CERTIFICATE OF TITLE ON THE COMMON LAND.
- 21. EVERY OWNER SHALL BE A MEMBER OF THE INCORPORATED SOCIETY AND ACCORDINGLY A CONSENT NOTICE SHALL BE REGISTERED AGAINST THE TITLES OF EACH OF THE LOTS REQUIRING THAT EACH REGISTERED PROPRIETOR SHALL CONTINUE TO BE A MEMBER OF THE INCORPORATED SOCIETY ON AN ONGOING BASIS, INCLUDING BUT NOT LIMITED TO PAYMENT OF ANNUAL LEVIES OF THE ONGOING MAINTENANCE OF THE COMMON LAND (BEING LOTS 89, 90 & 91) AND COMMUNAL INFRASTRUCTURE.

DESIGN REVIEW AND APPROVAL COMMITTEE (DRAC)

22. PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ON THE SITE THE TERMS OF REFERENCE FOR THE DRAC WILL BE SUBMITTED TO AND APPROVED BY TAUPO DISTRICT COUNCIL'S PLANNING MANAGER: ENVIRONMENTAL SERVICES. THE TERMS OF REFERENCE WILL INCLUDE BUT NOT BE LIMITED TO: THE NAMES OF THE APPOINTED MEMBERS WHICH MUST INCLUDE AS A MINIMUM A SUITABLY QUALIFIED LANDSCAPE ARCHITECT, ARCHITECT/DESIGNER AND PLANNER, AND THE PROCESS BY WHICH THE DRAC WILL ASSESS EACH BUILDING DESIGN AGAINST THE RELEVANT GUIDELINES, COVENANTS AND CONSENT NOTICES APPLYING TO EACH INDIVIDUAL LOT, INCLUDING:

A. THE ACCESSWAY FOR EACH HOUSE;



- B. THE RELATIONSHIP OF THE HOUSE TO ITS BUILDING PLATFORM; AND
- C. THE LANDSCAPE PLAN REQUIRED UNDER CONDITION 27 OF THE LANDSCAPING CONDITIONS.

THE TERMS OF REFERENCE WILL ALSO NOTE THAT A COPY OF THE DRAC'S APPROVAL REPORT SHALL BE PROVIDED WITH EACH BUILDING CONSENT SUBMITTED TO TAUPO DISTRICT COUNCIL.

ROAD NETWORK UPGRADES

- 23. PRIOR TO CERTIFICATES BEING ISSUED PURSUANT TO SECTION 224 (c) OF THE ACT, WHAKAROA ROAD SHALL BE WIDENED FROM THE SITE ENTRANCE TO MAPARA ROAD, TO PROVIDE A 6.7 METRE WIDE SEALED CARRIAGEWAY WITH APPROPRIATE VERGES AS REQUIRED BY COUNCIL'S Cop.
- 24. PRIOR TO CERTIFICATES BEING ISSUED PURSUANT TO SECTION 224 (c) OF THE ACT, MAPARA ROAD AND WHAKAROA ROAD INTERSECTION SHALL BE WIDENED TO ENSURE THAT SOUTHBOUND THROUGH TRAFFIC ON MAPARA ROAD IS NOT IMPEDED BY TURNING VEHICLES. THE DESIGN AND CONSTRUCTION OF THIS INTERSECTION IS TO BE IN ACCORDANCE WITH THE AUSTROADS DOCUMENT, PART 5 'INTERSECTIONS AT GRADE'.
- 25. PRIOR TO CERTIFICATES BEING ISSUED PURSUANT TO SECTION 224 (c) OF THE ACT, A 'GIVE WAY' SIGN SHALL BE INSTALLED ON WHAKAROA ROAD AS PART OF THE UPGRADING WORKS TO THE WHAKAROA ROAD AND MAPARA ROAD INTERSECTION.

LANDSCAPING CONDITIONS

- 26. THE CONSENT HOLDER SHALL PREPARE DETAILED LANDSCAPE PLANS PRODUCED BY A SUITABLY QUALIFIED LANDSCAPE ARCHITECT IN ACCORDANCE WITH THE PLANS PRODUCED BY MORGAN, POLLARD AND ASSOCIATES ENTITLED "AMENDED LANDSCAPE CONCEPT PLAN" ID002 AND ID003, AND DATED 8 SEPTEMBER 2010, AND IN ACCORDANCE WITH THE PLANT SCHEDULE DETAILED IN SECTION 8 OF THE ADDITIONAL INFORMATION PROVIDED BY MORGAN, POLLARD AND ASSOCIATES DATED 25 MARCH 2007.
- 27. THE LANDSCAPE PLAN SHALL BE LODGED FOR THE APPROVAL OF COUNCIL'S PLANNING MANAGER ENVIRONMENTAL SERVICES AND OF THE DRAC (PLEASE NOTE THAT A SUITABLY QUALIFIED LANDSCAPE ARCHITECT MAY BE APPOINTED BY COUNCIL TO PEER REVIEW THE LANDSCAPE PLAN AT THE CONSENT HOLDERS COST). THIS PLAN SHALL BE REVIEWED BY THE DRAC AND BE APPROVED PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ON THE SITE. THIS PLAN SHALL

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- INCLUDE A COMPREHENSIVE PLANTING SPECIFICATION AND VEGETATION MANAGEMENT PLAN.
- 28. THE CONSENT HOLDER SHALL ENSURE THAT ALL MITIGATION PLANTING AND PASSIVE RE-VEGETATION IS PROTECTED WITH HIGH VISIBILITY FENCING DURING THE CONSTRUCTION PHASE OF THE DEVELOPMENT WHERE CONSTRUCTION WILL OCCUR WITHIN FIVE METRES OF THIS PLANTING. THE LANDSCAPE PLAN SHALL MAKE PROVISION FOR ENSURING THAT ALL PLANTING AREAS ARE SECURELY FENCED TO EXCLUDE STOCK PRIOR TO THE COMMENCEMENT OF PLANTING TO PROTECT RESTORATION AND NEW PLANTING ZONES. FARM FENCING, CATTLE-STOPS AND STOCK UNDERPASSES SHALL BE CONSTRUCTED TO EXCLUDE STOCK FROM THE ROAD NETWORK TO AVOID THE NEED FOR GATES.
- 29. NO CONSTRUCTION OF RESIDENTIAL BUILDINGS SHALL BE PERMITTED UNTIL THE EXPIRY OF 18 MONTHS FROM THE COMPLETION OF THE PROPOSED PLANTING WITHIN EACH STAGE OR UNTIL SUCH TIME THAT THE PLANTING SATISFIES A MINIMUM PERFORMANCE STANDARD OF 1M HIGH OVER 70% OF THE AREA WHICH EVER OCCURS FIRST.

NOTE: FOR COMPLIANCE WITH THIS CONDITION, CONSTRUCTION OF RESIDENTIAL DWELLINGS MAY COMMENCE AFTER EITHER:

- A. THE EXPIRY OF 18 MONTHS FROM THE DATE THAT THE CONSENT HOLDER ADVISES COUNCIL IN WRITING OF THE COMPLETION DATE OF THE PLANTING IN EACH STAGE; OR
- B. THE CONSENT HOLDER PROVIDES AN ASSESSMENT BY A QUALIFIED LANDSCAPE ARCHITECT TO COUNCIL THAT THE PLANTING HAS ACHIEVED THE MINIMUM PERFORMANCE STANDARD.
- 30. ONGOING MAINTENANCE OF PLANTING SHALL BE UNDERTAKEN IN ACCORDANCE WITH THE VEGETATION MANAGEMENT PLAN DETAILED IN THE APPROVED LANDSCAPE PLAN IN LANDSCAPING CONDITION 27.
- 31. VEGETATION WITHIN 30 METRES OF DEFINED BUILDING PLATFORMS AS IDENTIFIED BELOW MUST ATTAIN THE FOLLOWING MINIMUM HEIGHT PRIOR TO THE COMMENCEMENT OF ANY BUILDING ON THE SITE. ALL EXOTIC TREES SHALL BE TO A MINIMUM HEIGHT OF 3.0M. NATIVE TREES AND SHRUBS SHALL HAVE ATTAINED AN AVERAGE HEIGHT OF 2.5 METRES; THAT IS AT LEAST 50% OF THE NATIVE TREES AND SHRUBS SHALL BE NO LESS THAN 2.5 METRES.



| Farm Ridge | Kinloch Bush | Upper Bush |
|------------|--------------|------------|
| RF01 | K01 | UB02 |
| RF02 | K02 | UB04 |
| RF03 | K03 | UB05 |
| RF04 | K04 | UB06 |
| RF05 | Upper Farm | UB07 |
| Lower farm | UF01 | UB08 |
| LF03 | UF02 | UB12 |
| LF04 | Taupo Bush | UB13 |
| LF05 | TB01 | Saddle |
| LF07 | TB03 | S01 |
| LF08 | TB04 | S02 |
| | TB05 | S04 |

- THE PLANTING SHALL BE CARRIED OUT BY EXPERIENCED PLANTING CONTRACTORS UNDER THE SUPERVISION OF A SUITABLY QUALIFIED PROFESSIONAL, WHO WILL, UPON COMPLETION OF PLANTING FOR EACH STAGE, PROVIDE A REPORT, TO THE PLANNING MANAGER ENVIRONMENTAL SERVICES, AS TO THE FINAL MIX AND NUMBER OF PLANT SPECIES, AS WELL AS PLANT DENSITIES ACHIEVED ACROSS THE SPECIFIED AREAS, BASED ON A SERIES OF REPRESENTATIVE COUNTS.
- 33. THE PRELIMINARY RESPONSIBILITY FOR UNDERTAKING THE MAINTENANCE UNDER THESE CONSENT CONDITIONS SHALL LIE WITH SADE DEVELOPMENTS NO. 2 LIMITED OR ITS SUCCESSOR FOR 7 YEARS FROM THE DATE OF PLANTING BEING COMPLETED FOR EACH STAGE AND FOLLOWING THAT TIME THE ONGOING RESPONSIBILITY LIES WITH THE INCORPORATED SOCIETY (TO WHICH EVERY OWNER MUST BELONG UNDER THE "INCORPORATED SOCIETY" CONDITIONS).
- 34. PURSUANT TO SECTION 108(2)(B) OF THE RESOURCE MANAGEMENT ACT 1991, THE MAINTENANCE OF THE REVEGETATED AREAS SHALL BE SECURED BY WAY OF A BOND TOTALING \$1,000,000.00 INCLUDING GST.
- 35. THE BOND DOCUMENTS SHALL BE PREPARED AT THE APPLICANT'S EXPENSE AND TO THE SATISFACTION OF THE COUNCIL'S SOLICITOR, AND SHALL INCLUDE THE FOLLOWING ITEMS (WITHOUT IN ANY WAY LIMITING THE OTHER TERMS WHICH MAY BE INCLUDED, OR THE CONDITIONS OF THIS CONSENT):
 - A. PERFORMANCE OF THE BOND SHALL BE GUARANTEED BY A GUARANTOR ACCEPTABLE TO THE COUNCIL;

- B. A RECOGNISED BANK TRADING IN NEW ZEALAND SHALL BE DEEMED TO BE AN ACCEPTABLE GUARANTOR;
- C. A GUARANTOR OF A BOND MAY BE SUBSTITUTED WITH A CASH BOND.
- 36. THE CONSENT HOLDER OR ITS SUCCESSOR IN TITLE SHALL BE RELEASED FROM ITS OR THEIR OBLIGATIONS UNDER THE BOND:
 - A. AS TO 60% OF THE PRO RATA VALUE OF THE BOND FOR EACH STAGE, WHEN THREE YEARS OF POST-PLANTING MAINTENANCE HAVE BEEN SATISFACTORILY COMPLETED AND A CERTIFICATE HAS BEEN PROVIDED TO THE COUNCIL AS TO THE FOLLOWING MATTERS:
 - (I) THE REQUIRED PLANT DENSITY HAS BEEN ACHIEVED;
 - (II) THE PLANTS ARE HEALTHY AND HAVE BEEN PLANTED IN ACCORDANCE WITH THE APPROVED LANDSCAPE PLAN;
 - B. COMPLIANCE WITH THESE REQUIREMENTS SHALL BE SATISFIED BY THE PRODUCTION OF A CERTIFICATE FROM A SUITABLY QUALIFIED PROFESSIONAL (NOT BEING A PERSON RESPONSIBLE FOR THE SUPERVISION OF PLANTING OR MAINTENANCE) ENGAGED BY THE CONSENT HOLDER OR ITS SUCCESSOR IN TITLE AT ITS OR THEIR EXPENSE AND SHALL BE TO THE SATISFACTION OF COUNCIL'S PLANNING MANAGER ENVIRONMENTAL SERVICES.
 - C. AS TO THE REMAINING 40% OF THE BOND IN RESPECT OF EACH STAGE: ON COMPLETION OF THE MAINTENANCE WORK PROGRAMME SPECIFIED IN LANDSCAPE CONDITION 30, AND FOLLOWING SUBMISSION TO THE COUNCIL OF A REPORT UPON THE MAINTENANCE WORK PROGRAMME THAT A 75% CANOPY CLOSURE HAS BEEN ACHIEVED, AND THE COUNCIL HAVING MONITORED THE PLANTING AND MAINTENANCE OF THE REVEGETATION AND BEING SATISFIED THAT A 75% CANOPY CLOSURE HAS BEEN ACHIEVED.

COVENANTS

PRIVATE COVENANTS SHALL BE PLACED ON THE CERTIFICATES OF TITLE OF ALL RESIDENTIAL ALLOTMENTS (BEING LOTS RF1 THROUGH TO RF7, V1 AND V2, TB1 THROUGH TO TB5, K1 THROUGH TO K5, H1

THROUGH TO H6, UB2 AND UB4 THROUGH TO UB15, LF1 THROUGH TO LF9, F1 THROUGH TO F7, UF1, UF2, UF5, UF6, UF8 AND UF9, S1 THROUGH TO S4) REQUIRING THE FOLLOWING TO BE COMPLIED WITH AT ALL TIMES IN ACCORDANCE WITH THE APPLICATION DOCUMENT:

- A. THE LAND OWNER SHALL NOT BRING OR PERMIT ON TO THE OWNER'S LOT ANY DOMESTIC CATS, OR MUSTELIDS.
- B. PROVIDE FOR THE REQUIRED WATER SUPPLY ON-SITE STORAGE AND FIRE FIGHTING REQUIREMENTS AS IS DETERMINED AND APPROVED AT THE DETAILED ENGINEERING DESIGN STAGE.
- C. PLANTS THAT HAVE THE POTENTIAL TO BECOME A PEST OR HAVE BEEN IDENTIFIED AS A LOCAL OR REGIONAL PEST ARE NOT PERMITTED.
- D. ALL EXTERNAL LIGHTING WILL BE DIRECTED TO COURTYARDS AND ENTRANCES. NO FLOOD LIGHTS ARE PERMITTED AND NO LIGHTING IS ALLOWED THAT HAS THE POTENTIAL TO CREATE A LIGHT POLLUTION ISSUE FOR PUBLICLY ACCESSIBLE LAND AND THE SURFACE OF LAKE TAUPO.
- 38. A "NO COMPLAINTS COVENANT" SHALL BE REGISTERED AGAINST THE CERTIFICATES OF TITLE OF LOTS TB2 AND K5 HEREON, AND A COPY OF THIS COVENANT SHALL BE SUBMITTED TO THE TAUPO DISTRICT COUNCIL AND LODGED WITH THE DISTRICT LAND REGISTRAR FOR REGISTRATION ON THE TITLES. THE NOTICE SHALL BE REGISTERED AT THE APPLICANT'S EXPENSE AND SHALL BE AS FOLLOWS:

THIS PROPERTY IS LOCATED ADJACENT TO LAND MAINTAINED AS PUBLIC RESERVE WHERE NATIVE VEGETATION IS ALLOWED TO GROW NATURALLY. WHERE LAND USE ACTIVITIES IN THE SURROUNDING AREA ARE CARRIED OUT IN ACCORDANCE WITH THE RELEVANT DISTRICT PLAN REQUIREMENTS. THE PROPERTY OWNER, OR SUCCESSOR IN TITLE SHALL NOT BRING ANY PROCEEDINGS FOR DAMAGES, NEGLIGENCE, NUISANCE, TRESPASS OR INTERFERENCE ARISING FROM THE USE OF THAT LAND; OR MAKE OR LODGE; OR BE PARTY TO; OR FINANCE OR CONTRIBUTE TO THE COST OF: ANY APPLICATION, PROCEEDING OR APPEAL (EITHER PURSUANT TO THE RESOURCE MANAGEMENT ACT 1991 OR OTHERWISE) DESIGNED OR INTENDED TO LIMIT. PROHIBIT OR RESTRICT THE ON GOING MANAGEMENT AND GROWTH OF VEGETATION ON THE SURROUNDING LAND. INCLUDING WITHOUT LIMITATION ANY ACTION TO REQUIRE THE SURROUNDING LANDOWNERS/ OCCUPIERS TO MODIFY THE MANAGEMENT OF VEGETATION ON THEIR LAND.



39. THESE PRIVATE COVENANTS SHALL BE APPROVED BY TAUPO DISTRICT COUNCIL'S PLANNING MANAGER: ENVIRONMENTAL SERVICES. THE CONSENT HOLDER SHALL PROVIDE A SOLICITOR'S UNDERTAKING TO REGISTER THE 'APPROVED' COVENANTS.

SPECIFIC DEVELOPMENT CONTROLS

- 40. THERE SHALL BE NO FURTHER SUBDIVISION OF THE BALANCE ALLOTMENTS, BEING PROPOSED LOTS 89, 90 AND 91 OR THE 65 RESIDENTIAL ALLOTMENTS (BEING LOTS RF1 THROUGH TO RF7, V1 AND V2, TB1 THROUGH TO TB5, K1 THROUGH TO K5, H1 THROUGH TO H6, UB2 AND UB4 THROUGH TO UB15, LF1 THROUGH TO LF9, F1 THROUGH TO F7, UF1, UF2, UF5, UF6, UF8 AND UF9, S1 THROUGH TO S4) IN ACCORDANCE WITH PAGES 83 AND 84 OF THE APPLICATION DOCUMENT AS AMENDED BY THE SCHEME PLANS DATED 24 MAY 2010, ENTITLED "SADE DEVELOPMENTS NO.2 LTD SCHEME PLAN 1 OF 2 2006-002-1051" AND "WHAKAROA TRUST SCHEME PLAN 2 OF 2 2006-002-106G".
- 41. THE CONSENT HOLDER SHALL PREPARE A FARM MANAGEMENT PLAN TO BE LODGED WITH TAUPO DISTRICT COUNCIL FOR THE APPROVAL OF THE PLANNING MANAGER: ENVIRONMENTAL SERVICES PRIOR TO THE ISSUE OF CERTIFICATES PURSUANT TO SECTION 224 (c) OF THE ACT. THIS PLAN SHALL DETAIL THE FARM PRACTICES, RELEVANT GUIDELINES FOR RESIDING WITHIN A WORKING RURAL ENVIRONMENT AND RESTRICTIONS RELATING TO ADJOINING DEPARTMENT OF CONSERVATION LANDS. THE FARM MANAGEMENT PLAN SHALL BE DISTRIBUTED TO ALL FUTURE PURCHASERS OF THE RESIDENTIAL ALLOTMENTS (BEING LOTS RF1 THROUGH TO RF7, V1 AND V2, TB1 THROUGH TO TB5, K1 THROUGH TO K5, H1 THROUGH TO H6, UB2 AND UB4 THROUGH TO UB15, LF1 THROUGH TO LF9, F1 THROUGH TO F7, UF1, UF2, UF5, UF6, UF8 AND UF9, S1 THROUGH TO S4).

CONSENT NOTICES

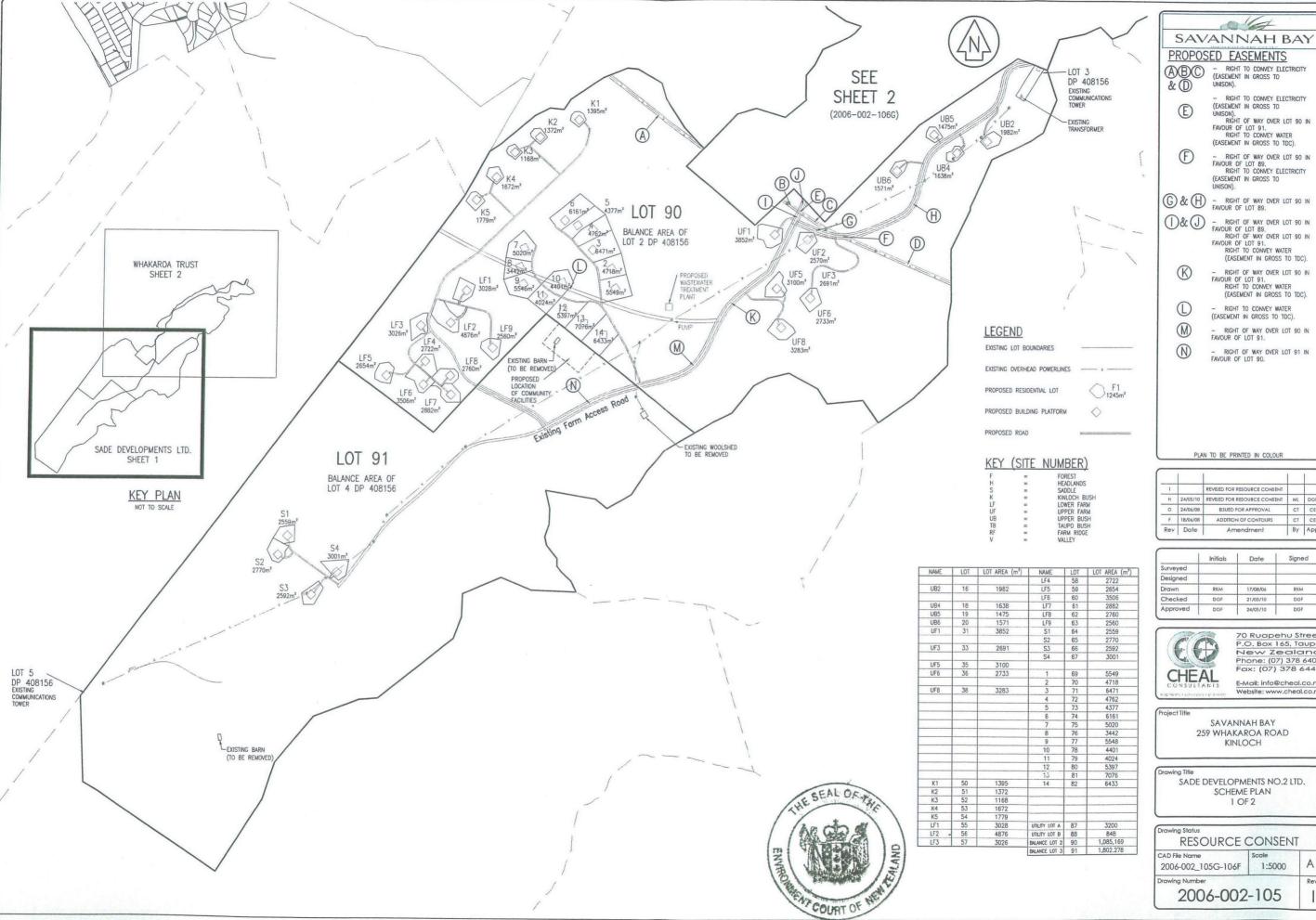
- 42. PURSUANT TO SECTION 221 OF THE RESOURCE MANAGEMENT ACT 1991 CONSENT NOTICES SHALL BE PLACED ON THE CERTIFICATE OF TITLES OF ALL RESIDENTIAL ALLOTMENTS (BEING LOTS RF1 THROUGH TO RF7, V1 AND V2, TB1 THROUGH TO TB5, K1 THROUGH TO K5, H1 THROUGH TO H6, UB2 AND UB4 THROUGH TO UB15, LF1 THROUGH TO LF9, F1 THROUGH TO F7, UF1, UF2, UF5, UF6, UF8 AND UF9, S1 THROUGH TO S4) ADVISING FUTURE LAND OWNERS OF THE FOLLOWING REQUIREMENTS:
 - A. THE TOTAL FLOOR AREA OF ALL NEW DWELLINGS AND ACCESSORY BUILDINGS ON EACH RESIDENTIAL ALLOTMENT SHALL NOT EXCEED 400M² IN SIZE.

- B. THE TOTAL FLOOR AREA OF ALL BUILDINGS IN THE COMMUNAL AREA (INCLUDING THE WOOLSHED, STABLES, AND OTHER FARM UTILITY SHEDS) WILL NOT EXCEEDED 1000M².
- C. ALL EARTHWORKS TO FACILITATE THE CONSTRUCTION OF BUILDINGS WILL BE MINIMISED WITH EXPOSED AREAS TREATED WITH TOPSOIL AND STRAW MULCHED, OR HYDRO-SEEDED WITHIN 5 DAYS OF THE COMPLETION OF EARTHWORKS.
- D. NO MORE THAN 15% OF EACH INDIVIDUAL LOT IS ABLE TO BE DISTURBED BY EARTHWORKS AT ANY ONE TIME, TO A MAXIMUM OF 30% OF THE LOT. FOLLOWING THE DISTURBANCE OF 15% OF THE INDIVIDUAL LOT, THE EXPOSED AREAS MUST BE TREATED WITH TOPSOIL AND STRAW MULCHED, OR HYDRO-SEEDED WITHIN 5 DAYS OF THE COMPLETION OF EARTHWORKS AND PRIOR TO COMMENCING ANY FURTHER EARTHWORKS UP TO THE MAXIMUM OF 30% OF THE TOTAL INDIVIDUAL LOT AREA.
- E. THE HOUSING DENSITY PERMITTED SHALL BE LIMITED TO ONE DWELLING PER RESIDENTIAL ALLOTMENT AND ONE DWELLING ON THE FARM.
- F. NO BUILDING SHALL EXCEED A HEIGHT LIMIT OF 4.5 METRES ABOVE THE IDENTIFIED BUILDING PLATFORM ELEVATION AS SHOWN ON THE MORGAN, POLLARD AND ASSOCIATES PLANS ENTITLED AMENDED LANDSCAPE CONCEPT PLAN AND REFERENCED L-05, L-06, L-10, L-11, L-12, L-15 AND L-16 DATED 8 SEPTEMBER 2010 AND L-04, L-07, L-08, L-09, L-13 AND L-14 DATED 8 SEPTEMBER 2010 (WITH THE EXCEPTION OF RESIDENTIAL LOTS TB2, TB3, UB2 WHICH HAVE A MAXIMUM HEIGHT OF 4M AND THE BUILDINGS IN THE COMMUNAL AREA WHICH HAVE A MAXIMUM HEIGHT OF 6M).
- G. ALL EXTERIOR ROOFS SHALL BE MONO-PITCH OR SPLIT DUAL PITCHED.
- H. ALL BUILDINGS SHALL BE OF A SINGLE-STOREY OR SPLIT-LEVEL SINGLE STOREY DESIGN IN KEEPING WITH LANDFORM AND MINIMISING EARTHWORKS.
- I. ROOF REFLECTIVITY VALUE SHALL NOT EXCEED 30%.
- J. ALL EXTERIOR BUILDING MATERIALS SHALL BE WITHIN THE NATURAL RANGE OF BROWNS, GREENS AND GREYS WITH A REFLECTIVITY VALUE LESS THAN 36% AND FROM COLOUR RANGE BS5252.
- K. ALL WINDOWS SHALL BE EITHER RECESSED FROM THE SURFACE OF THE EXTERIOR CLADDING BY A MINIMUM OF 200MM AND/OR ALL EAVES (EXCLUDING THE DEPTH OF THE SPOUTING) SHALL PROTRUDE A MINIMUM OF 600MM FROM THE SURFACE OF THE EXTERIOR CLADDING.
- L. ALL NEW DWELLINGS AND ACCESSORY BUILDINGS SHALL BE LOCATED WITHIN THE BUILDABLE AREAS DEFINED ON THE AMENDED LANDSCAPE CONCEPT PLANS (D002 AND D003) BY MORGAN, POLLARD AND ASSOCIATES, 8 SEPTEMBER 2010.

- M. THERE SHALL BE NO FENCING OTHER THAN POST AND WIRE ON THE SIDES OF THE PROPOSED LOTS THAT FACE PUBLICLY VISIBLE AREAS TO A MAXIMUM HEIGHT OF ONE METRE. POST AND RAIL FENCING IS PERMITTED BUT RESTRICTED TO LOCATIONS THAT ARE NOT VISIBLE FROM A PUBLIC PLACE OR LOCATIONS THAT ARE SCREENED BY PROPOSED VEGETATION.
- N. BUILDING DESIGN IN RELATION TO THE EXTERNAL APPEARANCE OF ALL STRUCTURES WILL BE SUBJECT TO THE DESIGN REVIEW AND APPROVAL COMMITTEE APPROVAL.
- 43. A CONSENT NOTICE PURSUANT TO SECTION 221 OF THE RESOURCE MANAGEMENT ACT 1991 SHALL BE ISSUED AGAINST THE TITLES OF RESIDENTIAL LOTS TB3, TB2 AND UB2 REQUIRING THAT FOR EACH HOUSE SITE ON THESE LOTS BUILDING SITES SHALL NOT EXCEED A HEIGHT LIMIT OF 4.0M ABOVE THE DEFINED BUILDING PLATFORM ELEVATION.
- 44. PURSUANT TO SECTION 221 OF THE RESOURCE MANAGEMENT ACT 1991 CONSENT NOTICES SHALL BE PLACED ON THE CERTIFICATE OF TITLES OF LOTS 90 AND 91 ADVISING FUTURE LAND OWNERS OF THE FOLLOWING REQUIREMENTS:
 - A. ANY BUILDINGS OR STRUCTURES TO BE ESTABLISHED IN THE COMMUNITY AREA SHALL NOT EXCEED A HEIGHT LIMIT OF SIX METRES ABOVE NATURAL GROUND.
- 45. PURSUANT TO SECTION 221 OF THE RESOURCE MANAGEMENT ACT 1991 CONSENT NOTICES SHALL BE PLACED ON THE CERTIFICATES OF TITLE OF LOTS 89, 90 AND 91 ADVISING FUTURE LAND OWNERS OF THE FOLLOWING REQUIREMENTS:
 - A. NO PLANTING AREAS IDENTIFIED IN ACCORDANCE WITH THE APPROVED LANDSCAPE PLAN PREPARED SHALL BE INTENTIONALLY REMOVED, DAMAGED OR DISEASED AND SHALL BE MAINTAINED AND MANAGED IN ACCORDANCE WITH THE PROVISIONS SET OUT IN THE APPROVED LANDSCAPE PLAN. ANY VEGETATION THAT IS REMOVED, DYING, HAS BEEN SEVERELY DAMAGED OR BECOMING SERIOUSLY DAMAGED SHALL BE REPLACED IN ACCORDANCE WITH THE VEGETATION MANAGEMENT PLAN.

Appendix 2

Scheme Plan 1 of 2, 2006-002-105 rev I, dated 24 May 2010;
Scheme Plan 2 of 2, 2006-002-106 rev G, dated 24 May 2010;
Staging Plan Sheet 1 of 1, 2006-002-109 rev C, dated 9 September 2010;
Amended Landscape Concept Plan, ID002, dated 8 September 2010;
Amended Landscape Concept Plan, ID003, dated 8 September 2010;
Farm Ridge Concept Plan, ID004, dated 9 September 2010;
Landscape Concept Plan – Taupo Bush, L-06 Issue B, dated August 2006;
Landscape Concept Plan – Valley, L-05 Issue B, dated August 2006;
Upper Bush Concept Plan, ID007, dated 7 September 2010;
Upper Farm Concept Plan, ID008, dated 9 September 2010;
Lower Saddle Concept Plan, ID009, dated 9 September 2010;
Landscape Concept Plan – Kinloch Bush, L-11 Issue B, dated August 2006;
Landscape Concept Plan – Lower Farm, L-12 Issue B dated August 2006; and The Saddle Concept Plan, ID013, dated 9 September 2010.



SAVANNAH BAY

PROPOSED EASEMENTS

- RIGHT TO CONVEY ELECTRICITY (EASEMENT IN GROSS TO

(EASEMENT IN OROSS TO UNISON).
RIGHT OF WAY OVER LOT 90 IN FAVOUR OF LOT 91.
RIGHT TO CONVEY WATER (EASEMENT IN GROSS TO TDC).

- RIGHT OF WAY OVER LOT 90 IN FAVOUR OF LOT 89. RIGHT TO CONVEY ELECTRICITY (EASEMENT IN GROSS TO

(G) & (H) - RIGHT OF WAY OVER LOT 90 IN FAVOUR OF LOT 89.

- RIGHT OF WAY OVER LOT 90 IN FAVOUR OF LOT 91. RIGHT TO CONVEY WATER (EASEMENT IN GROSS TO TDC).

- RIGHT TO CONVEY WATER (EASEMENT IN GROSS TO TDC).

- RIGHT OF WAY OVER LOT 91 IN FAVOUR OF LOT 90.

PLAN TO BE PRINTED IN COLOUR

| | | | | 1 |
|-----|----------|------------------------------|----|-----|
| 1 | | REVISED FOR RESOURCE CONSENT | | |
| Н | 24/05/10 | REVISED FOR RESOURCE CONSENT | ML | DGF |
| G | 24/06/08 | ISSUED FOR APPROVAL | CT | CE |
| F | 18/06/08 | ADDITION OF CONTOURS | СТ | CE |
| Rev | Date | Amendment | By | App |

| | Initials | Date | Signed |
|----------|----------|----------|--------|
| Surveyed | | | |
| Designed | | | |
| Drawn | RKM | 17/08/06 | RKM |
| Checked | DGF | 21/05/10 | DGF |
| Approved | DGF | 24/05/10 | DGF |

70 Ruapehu Street P.O. Box 165, Taupo New Zealand Phone: (07) 378 6405 Fax: (07) 378 6447

E-Mail: info@cheal.co.nz Website: www.cheal.co.nz

A1

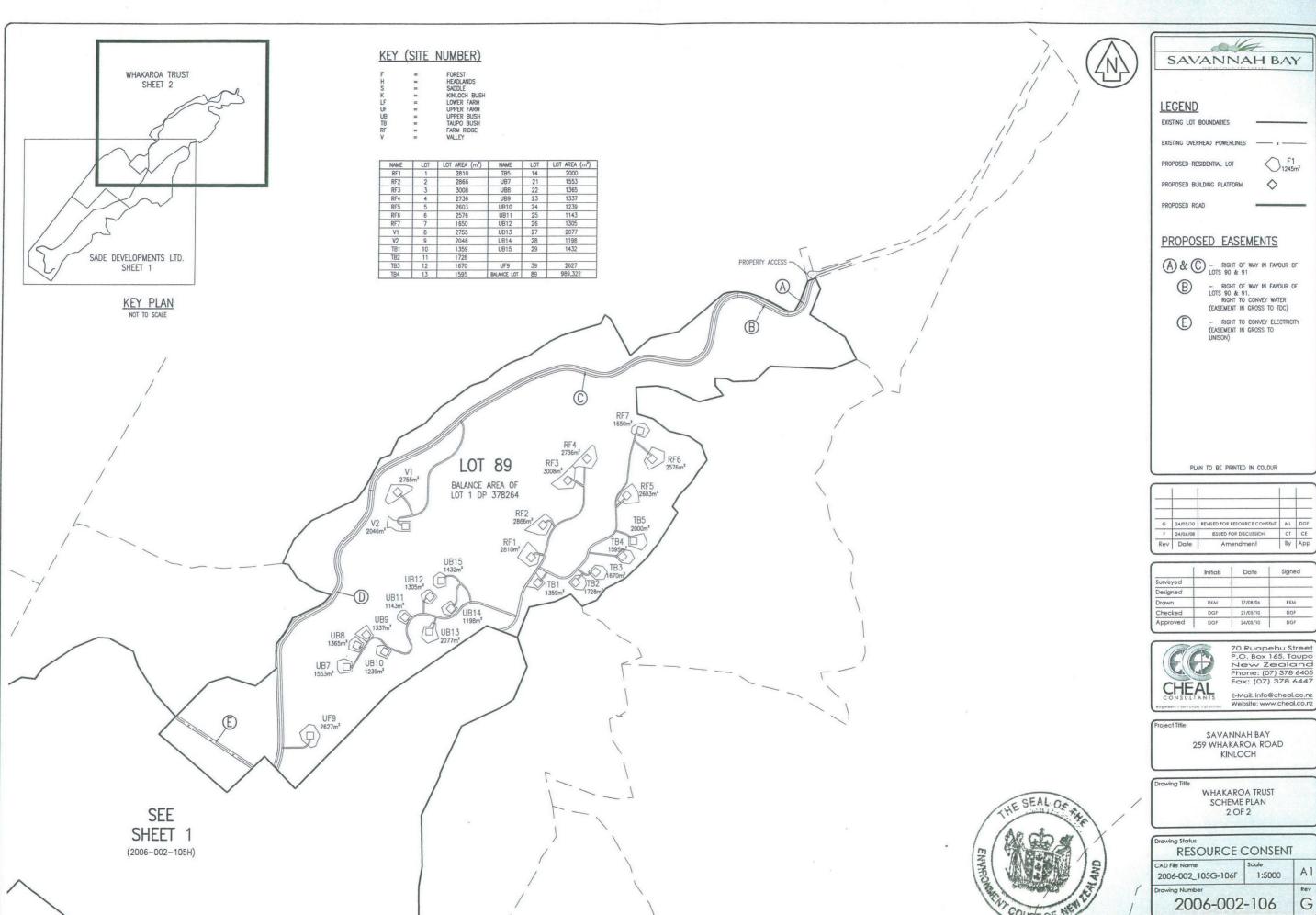
259 WHAKAROA ROAD KINLOCH

SCHEME PLAN 1 OF 2

| Ì | Drawing Status |
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| ١ | RESOURCE CONSEN |

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2006-002-105

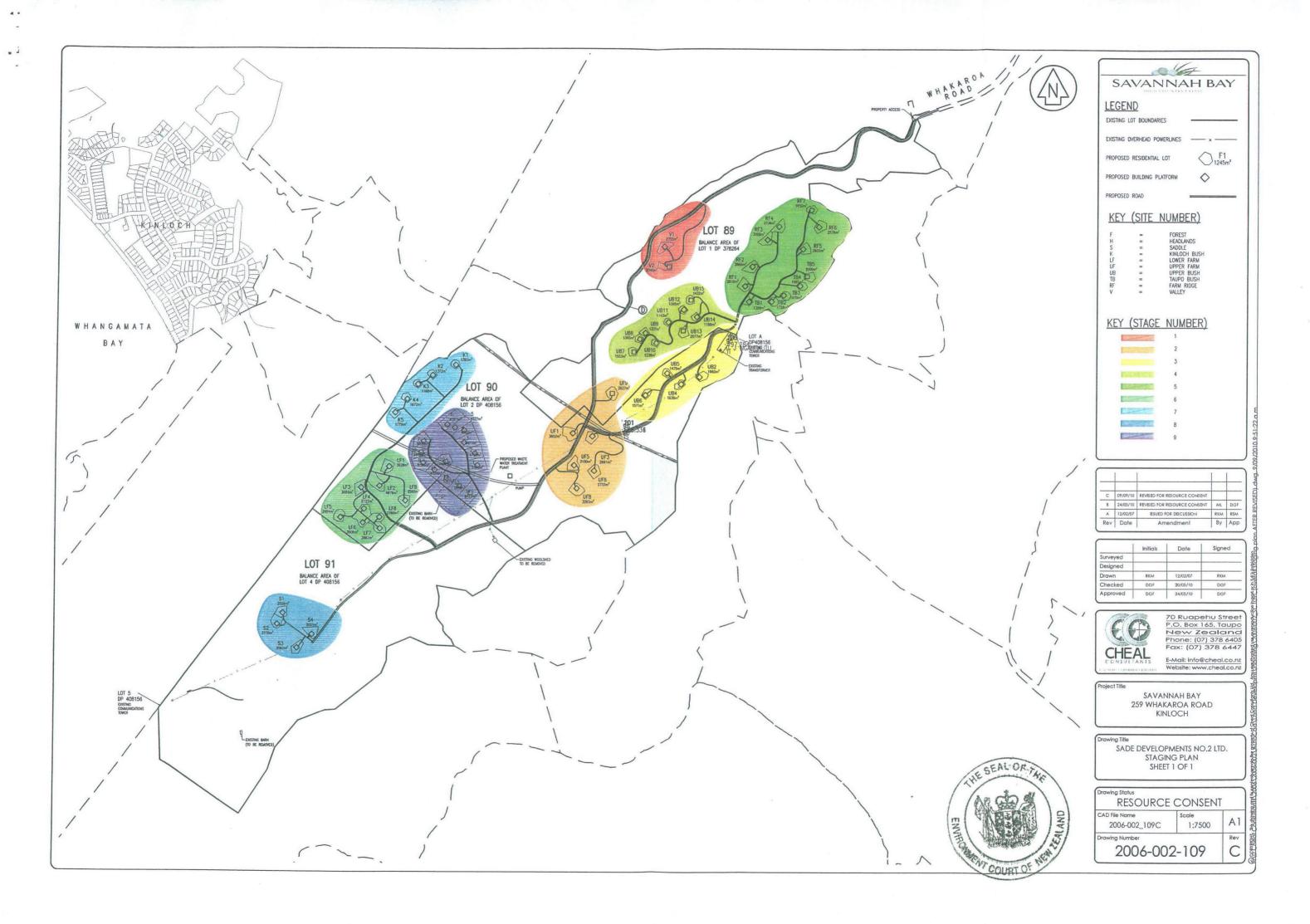


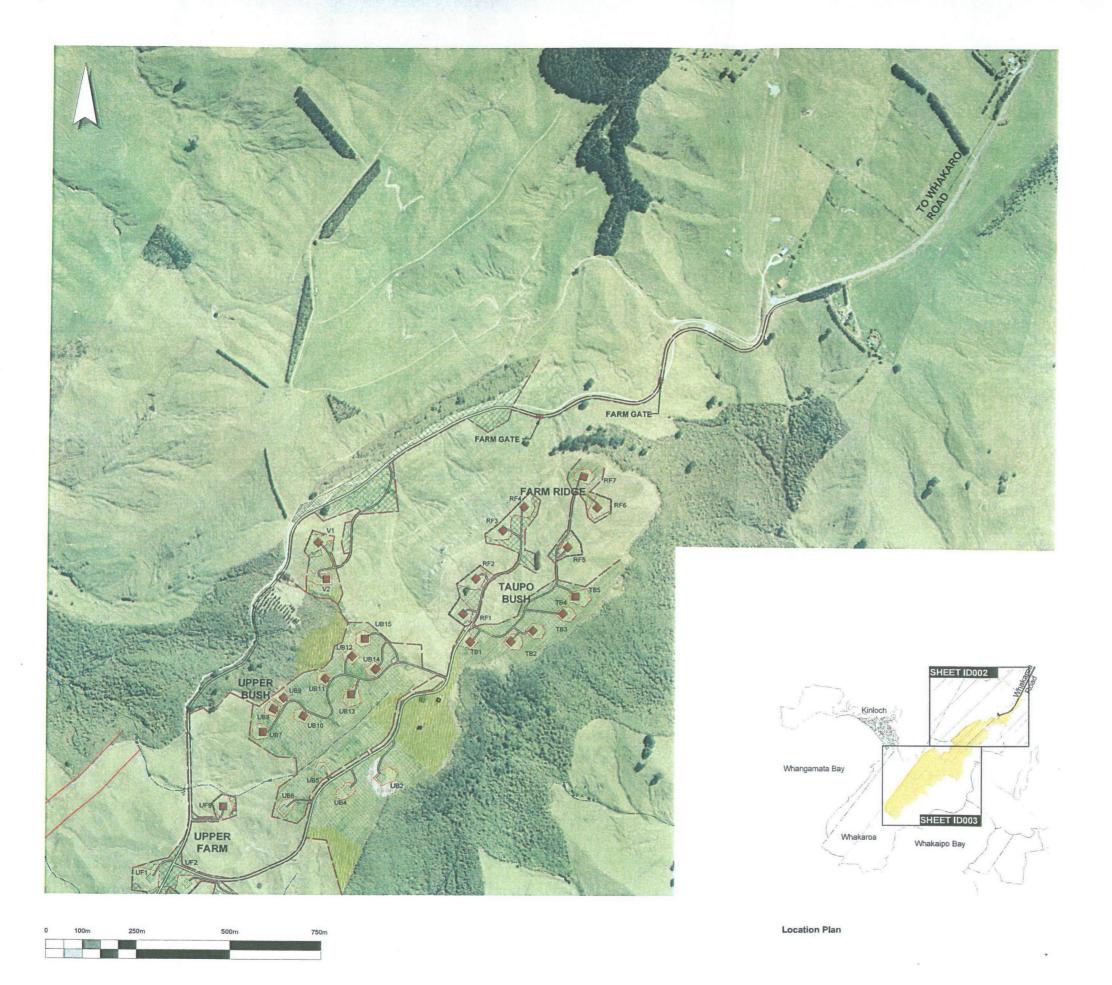
SAVANNAH BAY

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| G | 24/05/10 | REVISED FOR RESOURCE CONSENT | ML | DGF |
| F | 24/06/08 | ISSUED FOR DISCUSSION | CT | CE |
| Rev | Date | Amendment | Ву | App |

| | Initials | Date | Signed |
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| Surveyed | | | |
| Designed | | | |
| Drawn | RKM | 17/08/06 | RKM |
| Checked | DGF | 21/05/10 | DGF |
| Approved | DGF | 24/05/10 | DGF |

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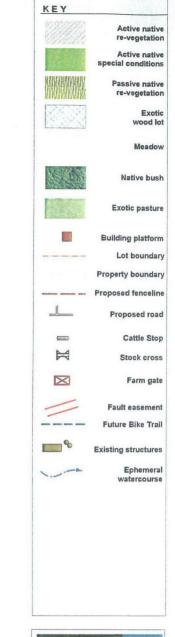


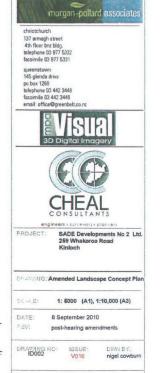




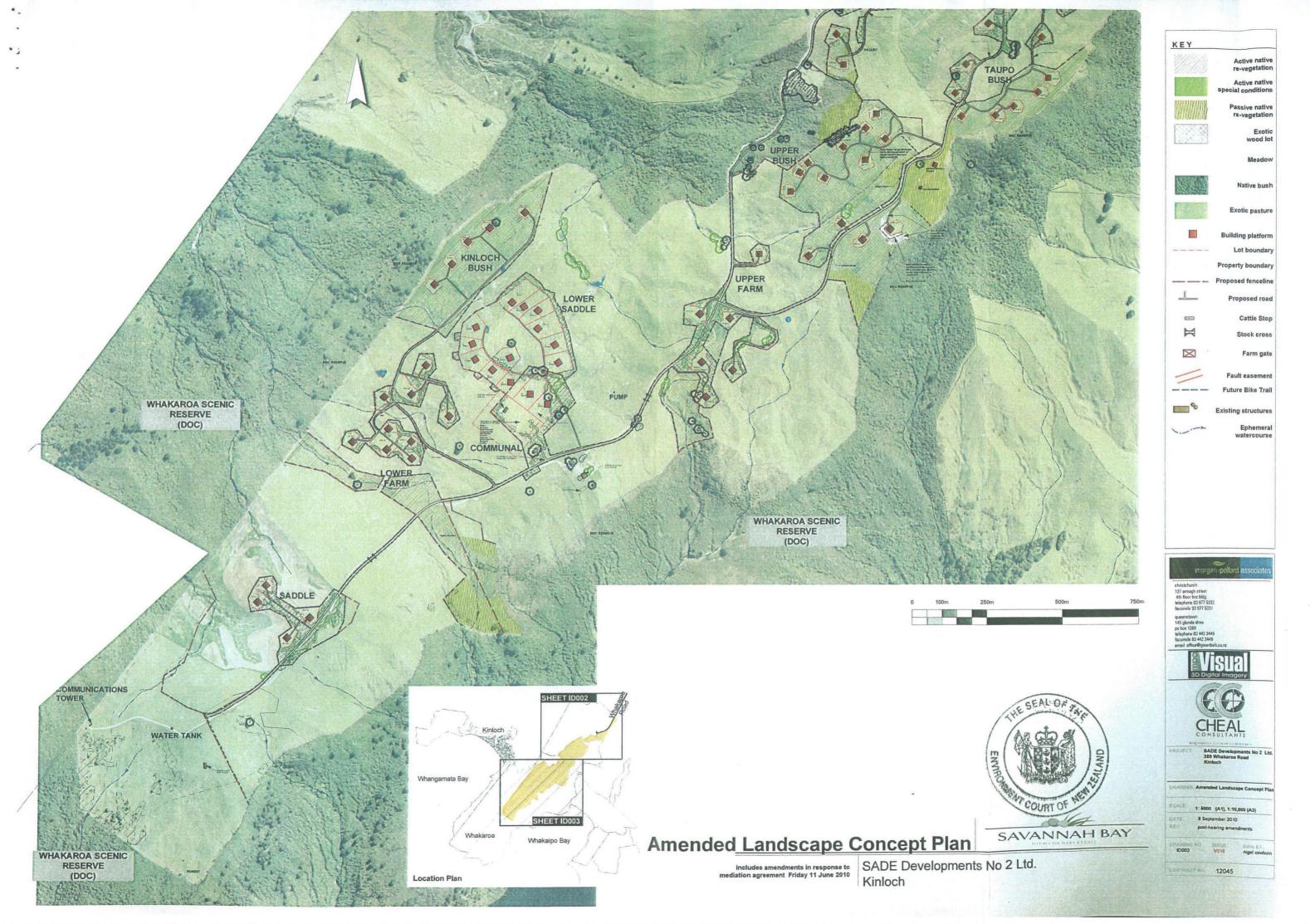
Amended Landscape Concept Plan

includes amendments in response to mediation agreement Friday 11 June 2010 Kinloch

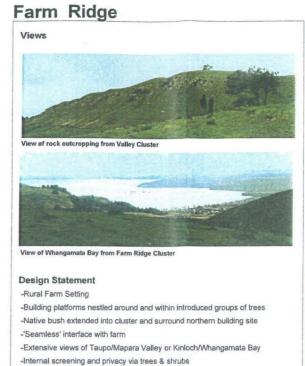




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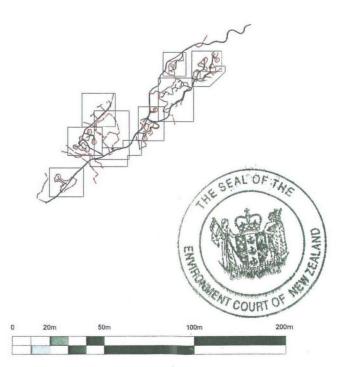






Location Plan

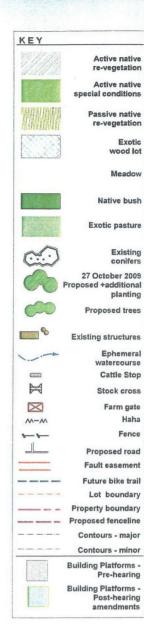
-Good solar access throughout the day



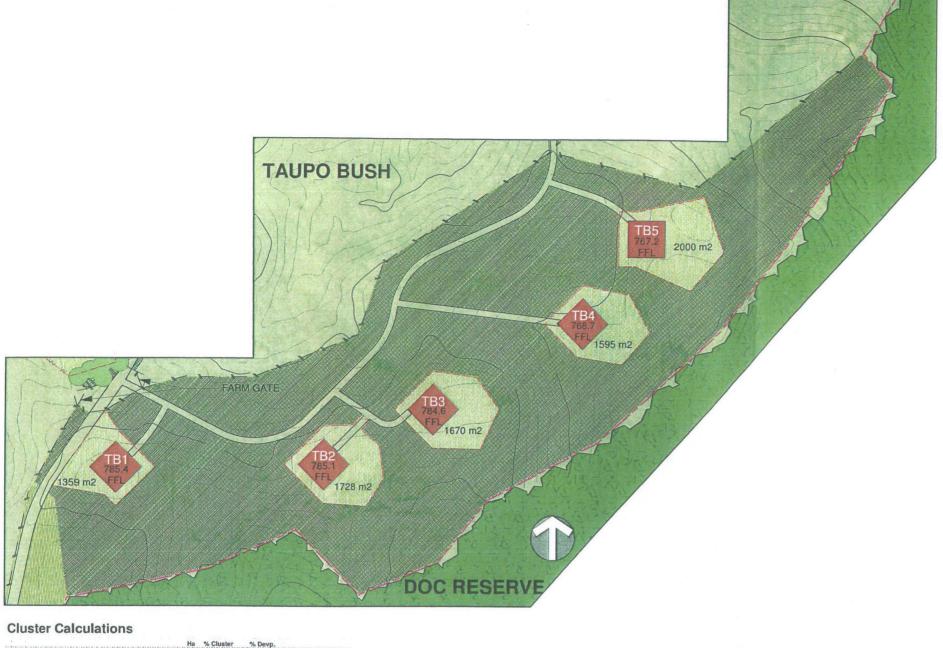
Farm Ridge Concept Plan

SAVANNAH BAY

amended as per 27 October 2009. Includes amendments in response to mediation agreement Friday 11 June 2010 Kinloch







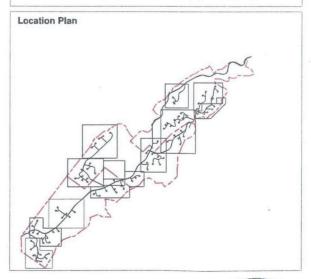
| Taupo Bush | | Ha % | Cluster | % Devp. | |
|----------------------|-------|------|---------|---------|--|
| | | 5.52 | | 1.6% | |
| Landscape Management | | | | | |
| Active Native | | 4.25 | 77.0% | | |
| Passive Native | | 0.17 | 3.1% | | |
| Exotic/Wood lot | | 0.00 | 0.0% | | |
| Meadow | | 0.00 | 0.0% | | |
| | Total | 4.42 | 80.2% | | |
| | | | | | |
| Road | | 0.26 | 4.7% | | |
| Lots | | 0.84 | 15.1% | | |
| | | | | | |

Taupo Bush

Views



- Design Statement
 -Extend native bush into site to relax the perimeter bush line
- -Sites nestled within native bush
- -Retain outward views of Mapara Valley & Taupo
- -Internal screening and privacy via shrubs
- -Screen views of existing transformer & tower via proposed vegetation





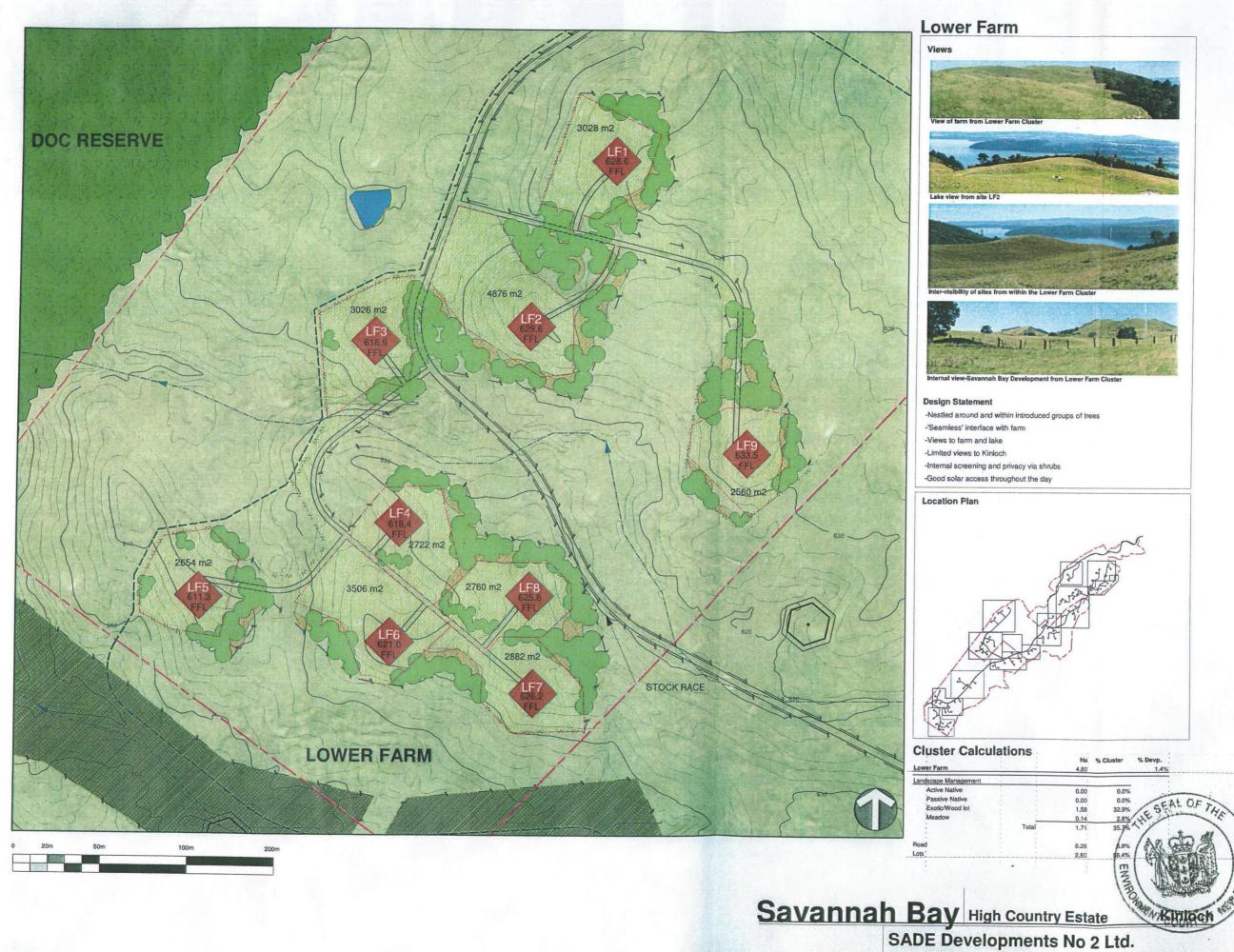
Savannah Bay High Country Estate

Kinloch

SADE Developments No 2 Ltd. Landscape Concept Plan-Taupo Bush

KEY Active native Passive native Site curtilage Pasture Proposed exotic Understorey Lot boundary Bike trail Gate cross Stock cross Stock fencing Haha DOC reserve **Existing native** Existing Existing deciduous trees Existing Existing pond Ephemeral morgan pollard THE TAUPO BUSH CLUSTER LANDSCAPE CONCEPT PLAN 1:1000 (A1)

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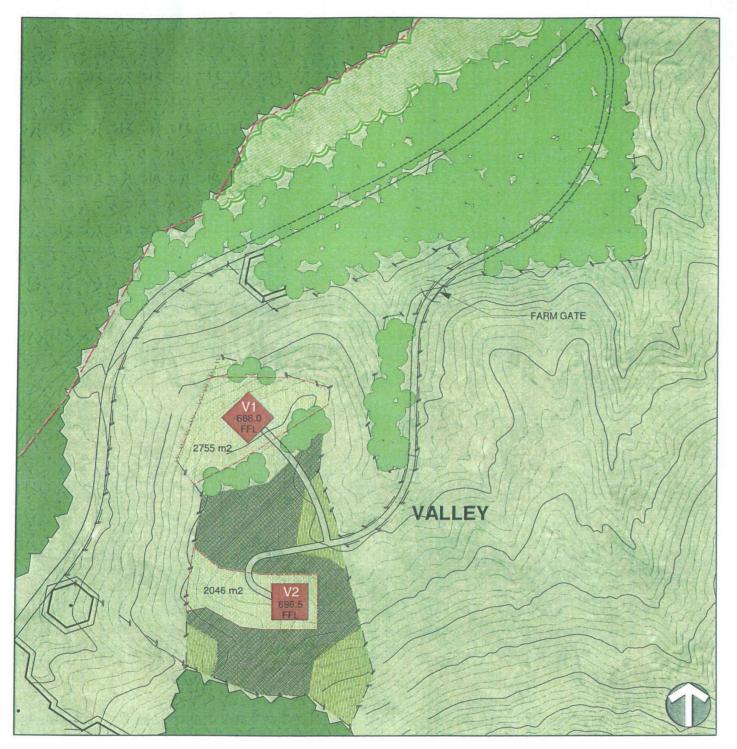


KEY Active native Passive native Site curtilage meadow Pasture Proposed exotic Understorey Lot boundary Bike trail Gate cross Stock cross Stock fencing M---M DOC reserve **Existing native** Existing Existing deciduous trees Existing Existing pond morgan pollard Visual CHEAL

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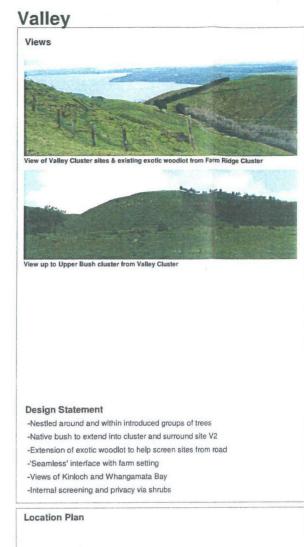
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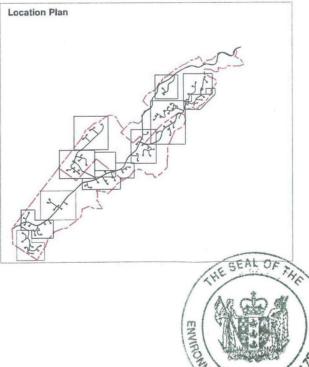
Landscape Concept Plan-Lower Farm



Cluster Calculations

| | | Ha 9 | % Cluster % | Devp. | |
|----------------------|-------|------|-------------|-------|--|
| Valley | | 1.44 | | 0.4% | |
| Landscape Management | | | | | |
| Active Native | | 0.59 | 40.7% | | |
| Passive Native | | 0.21 | 14.5% | | |
| Exotic/Wood lot | | 0.12 | 8.0% | | |
| Meadow | | 0.00 | 0.0% | | |
| | Total | 0.91 | 63.2% | | |
| | | | | | |
| Road | | 0.05 | 3.6% | | |
| Lots | | 0.48 | 33.2% | | |



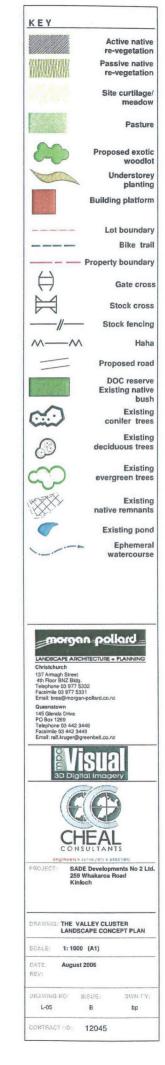


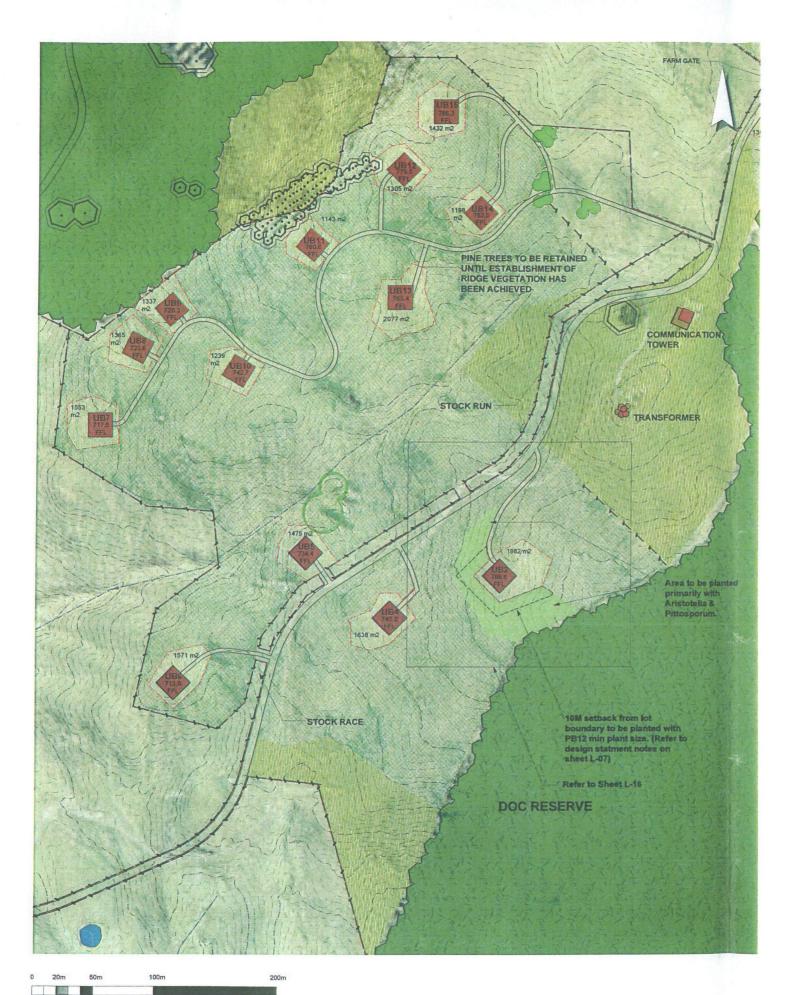


Kinloch

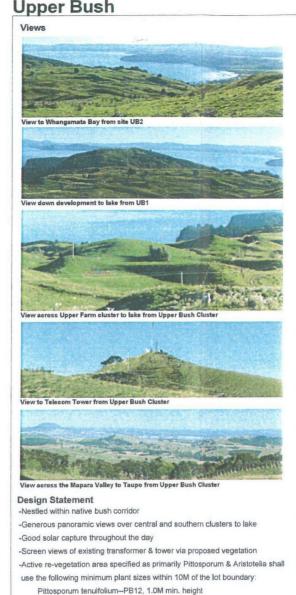
SADE Developments No 2 Ltd.

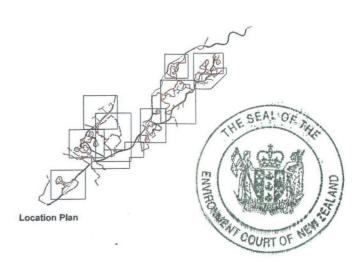
Landscape Concept Plan-Valley





Upper Bush





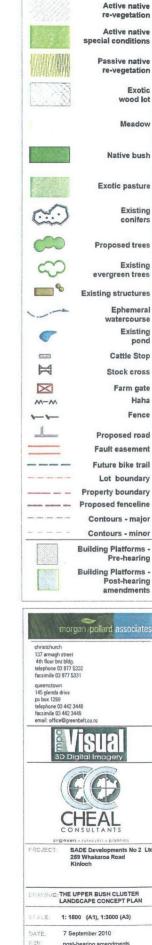
Upper Bush Concept Plan

SAVANNAH BAY

includes amendments in response to mediation agreement Friday 11 June 2010 Kinloch

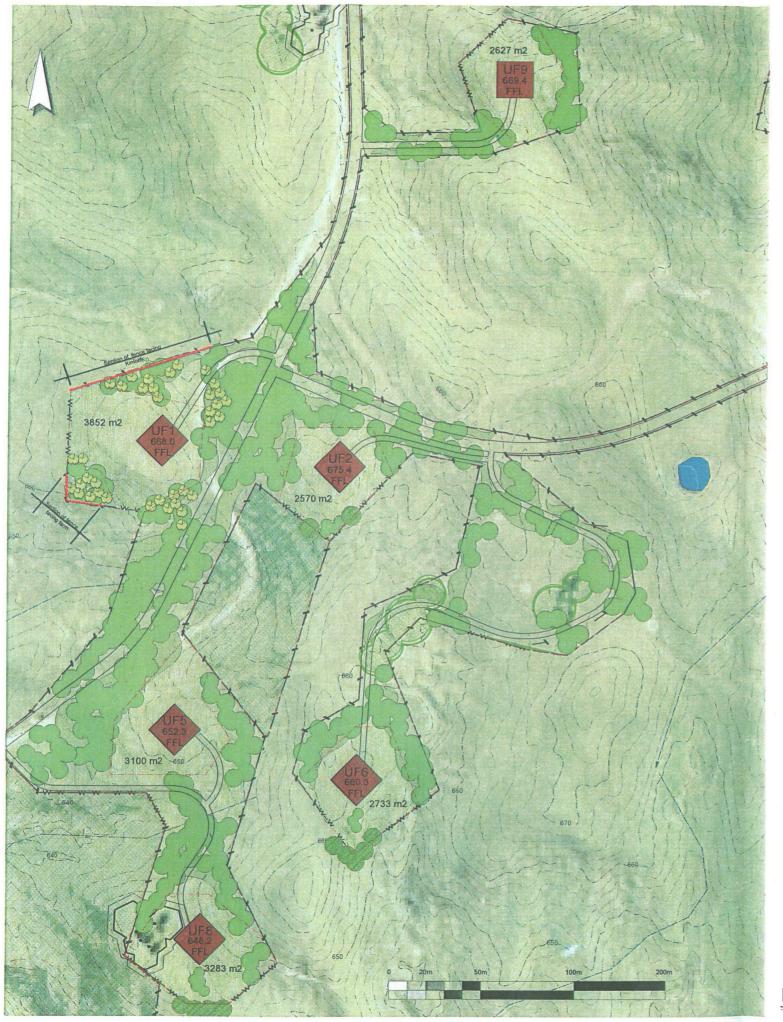
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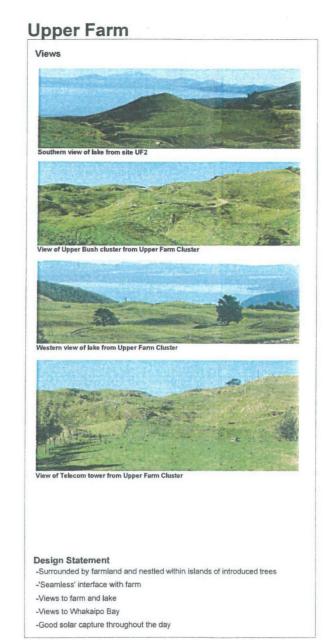
Aristotelia serrata-PB12, 1.5M min. height



CONTRACT NO. 12045

KEY





Location Plan



Upper Farm Concept Plan

SAVANNAH BAY

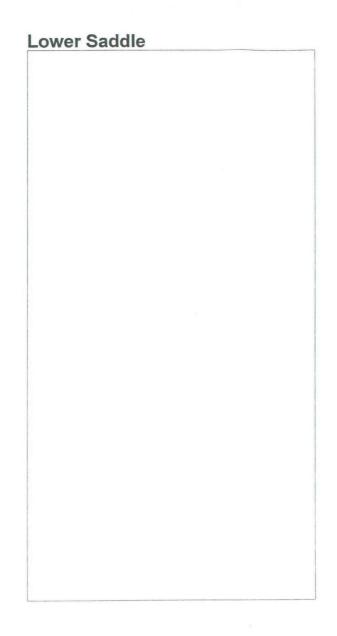
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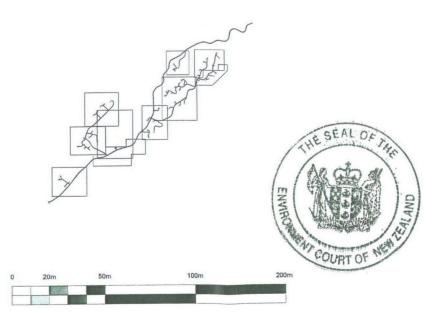
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9 September 2010



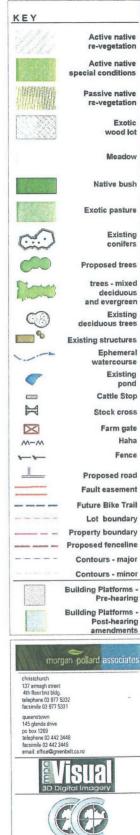


Lower Saddle Concept Plan

SAVANNAH BAY

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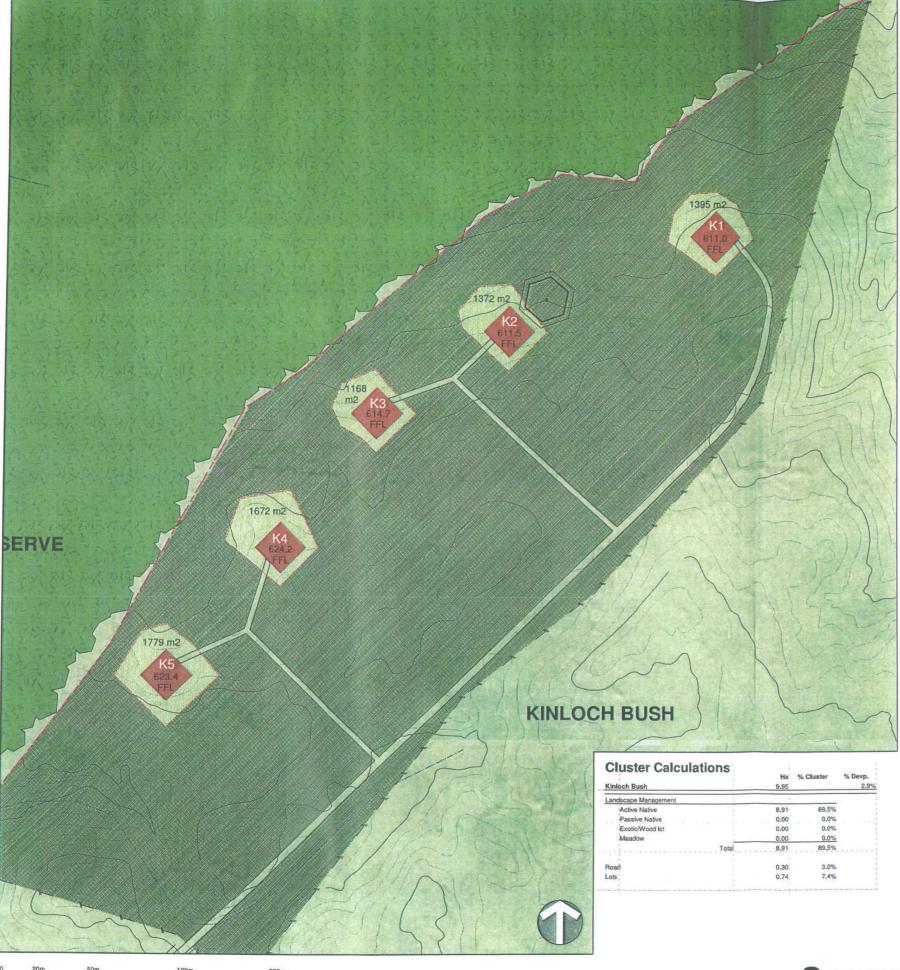
SADE Developments No 2 Ltd. Kinloch

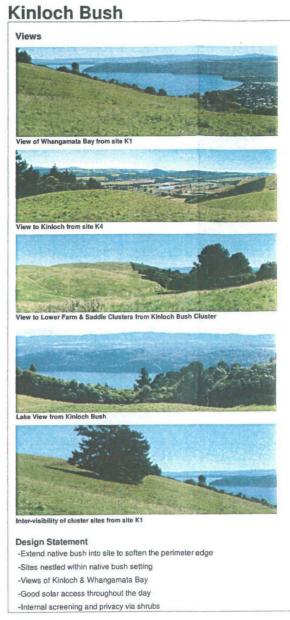


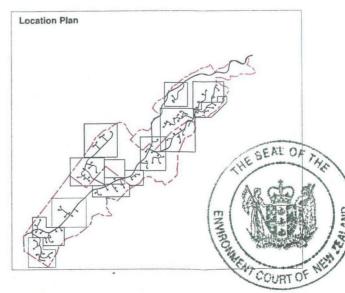


CONTRACT NO: 12045

1: 1250 (A1), 1:2500 (A3)







Savannah Bay High Country Estate

Kinloch

SADE Developments No 2 Ltd. Landscape Concept Plan-Kinloch Bush

re-vegetation Passive native Site curtilage Pasture **Proposed exotic Building platform** Lot boundary Property boundary Gate cross Stock cross Stock fencing M-Proposed road DOC reserve Existing Existing Existing evergreen trees Existing **Existing pond** Ephemeral

12045

ONTRACT NO:









amended as per 27 October 2009. SADE Developments No 2 Ltd.

H X

KEY

Active native

Active native

Passive native re-vegetation

Exotic

Meadow

Native bush

Exotic pasture

Existing deciduous trees

evergreen trees Proposed exotic woodlot Understorey planting

Existing structures Ephemeral Cattle Stop

Stock cross

Farm gate Haha Fence Proposed road

Fault easement

Property boundary

Proposed fenceline

Contours - major

Contours - minor **Building Platforms** -Pre-hearing

Building Platforms -Post-hearing

Existing



queenstown 145 glenda drive po box 1269 telephone 03 442 3448 facsimile 03 442 3449 email: office@greenbelt





SADE Developments No 2 Ltd. 259 Whakaroa Road Kinloch

1: 1000 (A1), 1:2000 (A3)

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includes amendments in response to mediation agreement Friday 11 June 2010 Kinloch