

**CONSENT NOTICE PURSUANT TO  
SECTION 221  
RESOURCE MANAGEMENT ACT 1991**



*Your Community Partner*

**CONO 7420473.2 Consen**

Cpy - 01/01, Pgs - 002, 14/08/07, 15:48



DocID: 511733367

The Registrar General of Land  
South Auckland Land Registry

IN THE MATTER

of a Consent Notice pursuant to Section 221 of  
the Resource Management Act 1991 ("the Act")

and

IN THE MATTER

of a subdivision Consent pursuant to Sections 105,  
108, 220, and 221 of the Act

PURSUANT to section 252(1)(a) of the Local Government Act 1974, I, GAVIN JOHN ION Chief Executive of THE WAIKATO DISTRICT COUNCIL, hereby certify that the Waikato District Council has granted its consent to the subdivision shown on Land Transfer Plan No 378240, (and being the land described in the First Schedule), subject to certain conditions, including the requirement that the Owner (as defined in the Act) comply on a continuing basis with the conditions set out in the Second Schedule and that this Notice be registered against the Certificates of Title for Lots 1, 2, 3 and 4 on Land Transfer Plan No 378240

**First Schedule**

An estate in fee simple in all that parcel of land containing 7.3287 hectares more or less being Lot 1 Deposited Plan S89272 and comprised in Certificate of Title SA70B/637 (South Auckland Registry)

**Second Schedule**

**In respect of Lots 1, 2, 3 and 4**

- I. All future owners be notified of the following:
  - a) The land is located within the Airport Noise Outer Control Boundary (as shown on the Waikato District Plan Maps) associated with Hamilton International Airport and activities on the land will be affected by the noise of aircraft.
  - b) The noise generated by aircraft movements associated with the airport is predicted to reach levels between 55 dBA  $L_{dn}$  and 65 dBA  $L_{dn}$ . Those noise levels, which are identified in the Waikato District Plan, may be higher than the present levels of aircraft noise affecting the land, as allowance has been made for predicted expansion of airport facilities and activities.
  - c) The requirements for acoustic insulation of dwellings set out in the Waikato District Plan and in this Consent Notice are intended to manage the effects that airport noise may have on residential activities and reduce the potential for constraints on airport development and activities.

2. Any dwelling house or building listed below, which is constructed on land within the Airport Noise Outer Control Boundary shown on the Waikato District Plan Maps, shall be designed and constructed to incorporate appropriate acoustic insulation measures to ensure an internal  $L_{dn}$  not exceeding 45 dBA.
3. Any alteration or addition to any existing dwellinghouse or building listed below, which is on land within the Airport Noise Outer Control Boundary shown on the Waikato District Plan Maps, shall be designed and constructed to incorporate appropriate acoustic insulation measures to ensure an internal  $L_{dn}$  not exceeding 45 dBA.
4. Prior to the issue of a building consent for any dwelling house or building listed below, compliance shall be demonstrated with the Waikato District Plan requirements for acoustic design, construction and performance of such buildings located within the Airport Noise Outer Control Boundary.

#### List of Buildings

- Papakainga housing
- Homestays
- Multi-unit developments
- Comprehensive residential development schemes
- Residential Centres
- Travellers Accommodation
- Hospitals
- Schools

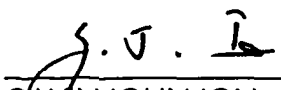
#### In respect of Lot 1

5. Any dwelling, ancillary unit or accessory building on Lot 1 shall be set back at least 12m from the north-eastern side boundary abutting the access leg of Lot 2 on Land Transfer Plan 378240.

#### General Condition

6. The Owner shall pay the Council's costs and disbursements in respect of the preparation, execution, registration and enforcement of this Notice and the Council's conditions set out in this Notice and any variation or cancellation of them.

**DATED** at Ngaruawahia this 11<sup>th</sup> day of October 2006.

  
 \_\_\_\_\_  
 GAVIN JOHN ION  
 Chief Executive  
 PJC\6101007G\FILE SUB 0052 06