



**Far North
District Council**

To - **Consultant Planner**

Far North District Council

From - Gator Holding Limited

Resource Consent RMA/ LUC/SUB/ **2200170-RMASUB**

Regarding your letter dated under Section 92 of the Resource Management Act:

[Note to the Applicant – please mark the option(s) you have taken]

- (1) I have provided the following information requested by the Council:
 - (a) *Scheme Plan + Easement details*
 - (b)
 - (c)

- (2) I advise that I will provide the information requested by the Council before:

Engineering info to follow

[Note to the Applicant – please indicate when you are able to provide this information. Council will then set a date for the provision of the information and advise you of that deadline].

- (3) I refuse to provide the information requested by the Council.

Name of Applicant / Agent ... *Samuel Lee*

Signature of Applicant / Agent ... *Samuel Lee*

Date ... *14/11/2019*



15.11.2019

Our Reference: 9608 s92 response

Planning Department
Far North District Council
Level 2
John Butler Centre
KERIKERI

Attn: Steve Sansom

Dear Steve,

**RE: CLEARY – WAIANGA PLACE, OMAPERE
RC 2200170 – S92 REQUEST**

The additional engineering information that has been requested is to be detailed by LDE engineers and will be provided separately to this response.

We supply the following additional information for the other items:

Item 6.

Please find revised scheme plan attached, as well as an Existing Easement schedule, which details all the existing easements over the property.

Note that LINZ does not allow a "Memorandum of Existing Easements" on a survey plan.

Easements that were originally created under a memorandum show on the existing title as being subject to section 243(a) of the RMA. This means that these easements cannot be removed or altered unless FNDC grants specific certification to do so (i.e. a 243(e) cancellation certificate).

Therefore FNDC has assurance that these easements will remain in place, and be registered on the new titles.

We note that all existing easements are to remain.

Item 7.

It is intended to reticulate power and telecom to the boundary of each Lot.

Easements in Gross for Chorus already exist over A B C F

Easements in Gross for Top Energy already exist over A B C D E F K

We offer easements in Gross to Chorus over areas D E K & I

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Telephone: **09 4077360**
Facsimile: **09 4077322**
After Hours: Director: Denis Thomson 09 4071372
After Hours: Office Manager: Sam Lee 021 1370060

Background picture represents a New Zealand surveying trig station, used to beacon control survey marks

Shared ownership of access Lots 100 and 101 negates the need for specific easements to individual lots over Lots 100 & 101

We expect a standard 224C condition such as "Provide evidence that service providers are satisfied with the provision of supply"

Other

We have adjusted the boundary of Lot 10 slightly to allow for easier access from Access Lot 101.

Yours faithfully



Sam Lee
Survey Manager
Thomson Survey Ltd

Attached:

- Scheme Plan Dated 15.11.2019
- Schedule of Existing Easements and Proposed Easement in Gross

Job 9608 – CLEARY – PROPOSED SUBDIVISION – WAIANGA PLACE – OMAPERE – RC 2200170

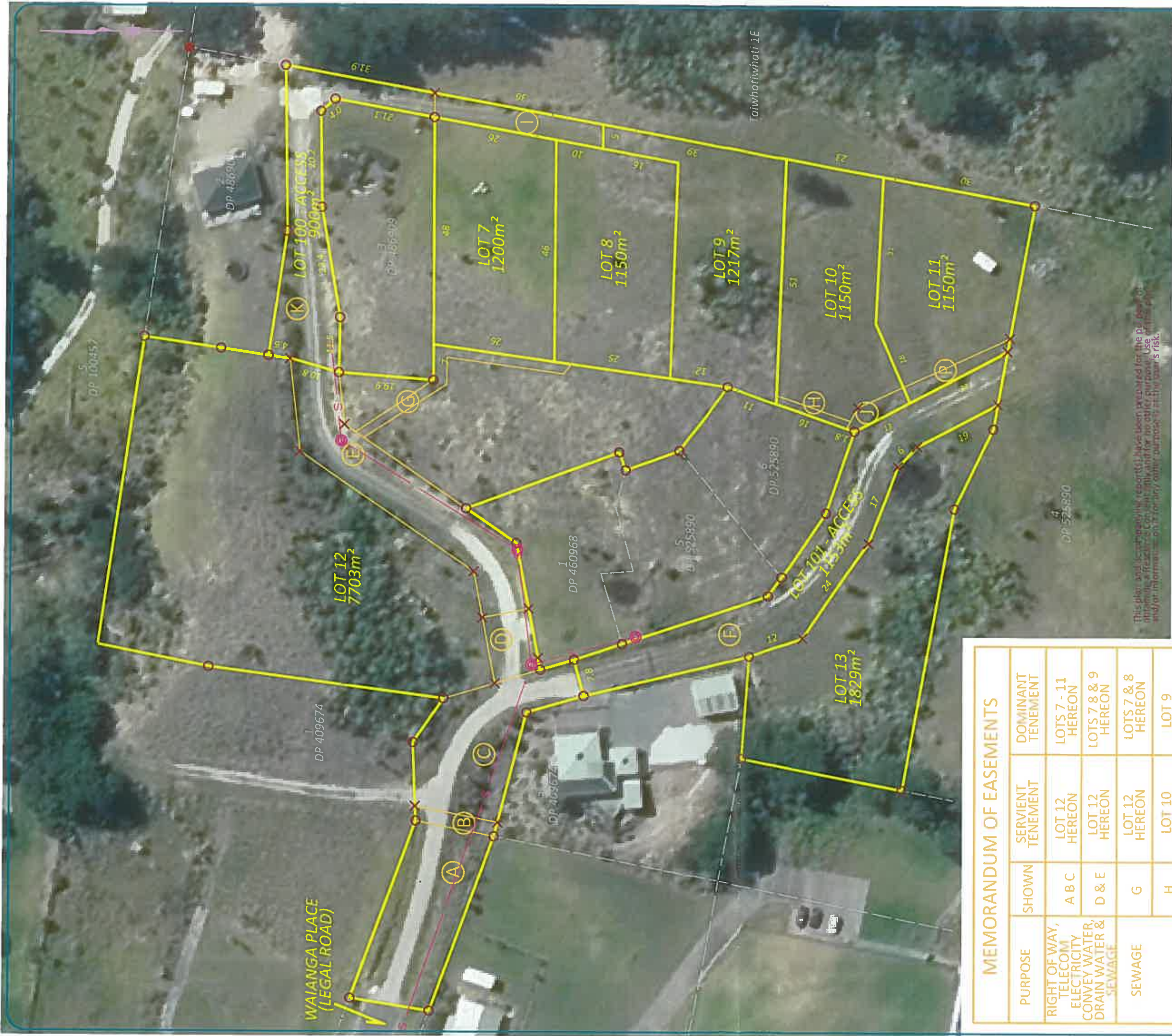
Easement Detail to Support Scheme plan

(All existing easements are to remain)

Schedule of Existing Easements			
Purpose	Shown	Servient Tenement (Burdened Land)	Created by
Right of Way Right to Convey Telecommunications & Comp Media & water Right to drain sewage and water	ABC	Lot 12 Hereon	EI 8063467.2
Right of Way Right to Convey Water, Electricity, Telecommunications and Computer Media	ABCD	Lot 12 Hereon	EI 9360402.3
Right of Way Right to Convey Electricity Telecommunications & Comp Media & Water	ABCDE	Lot 12 Hereon	EI 10103761.3
	K	Lot 100 Hereon	
Right of Way Right to Convey Electricity Telecommunications & Comp Media & Water	ABCDE	Lot 12 Hereon	EI 10103761.3
	K	Lot 100 Hereon	
Right of Way Right to Convey Electricity Telecommunications & Water	ABC	Lot 12 Hereon	EI 11372472.3
	F	Lot 101 Hereon	

Existing Easements in Gross			
Purpose	Shown	Servient Tenement (Burdened Land)	Created by
Water Right	B	Lot 12 Hereon	T 702541.1
Right to Convey Electricity	A B C	Lot 12 Hereon	EI 8063467.3
Right to Convey Telecommunications and Computer Media	A B C	Lot 12 Hereon	EI 8063467.4
Right to Drain Sewage and Convey Water	D	Lot 12 Hereon	EI 9360402.4
Right to Convey Electricity	E D	Lot 12 Hereon	EI 10103761.5
	K	Lot 100 Hereon	
Right to Drain Sewage and Water	E	Lot 12 Hereon	EI 10103761.6
	K	Lot 100 Hereon	
Right to Convey Water	F	Lot 101 Hereon	EI 11372472.4
Right to Drain Sewage	J	Lot 10 Hereon	EI 11372472.4
	P	Lot 11 Hereon	
Right to Convey Electricity	F	Lot 101 Hereon	EI 11372472.5
Right to Convey Telecommunications	F	Lot 101 Hereon	EI 11372472.6

Schedule of Easements in Gross (Proposed)			
Purpose	Shown	Servient Tenement (Burdened Land)	Grantee
Right to Convey Telecommunications	D E	Lot 12 Hereon	Chorus NZ Ltd
Right to Convey Telecommunications	K I	Lot 100 Hereon	Chorus NZ Ltd



Local Authority: Far North District Council
 Comprised in: 842903
 Title Area: 1.7449 Ha
 Zoning: Coastal Residential

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MEMORANDUM OF EASEMENTS			
PURPOSE	SHOWN	SERVIENT TENEMENT	DOMINANT TENEMENT
RIGHT OF WAY, TELECOM, ELECTRICITY, CONVEY WATER, DRAIN WATER & SEWAGE	A B C	LOT 12 HEREON	LOTS 7 - 11 HEREON
	D & E	LOT 12 HEREON	LOTS 7 & 9 HEREON
SEWAGE	G	LOT 12 HEREON	LOTS 7 & 8 HEREON
	H	LOT 10 HEREON	LOT 9 HEREON

ALL EXISTING EASEMENTS TO REMAIN
 See attached Detail page
 ADDITIONAL EASEMENTS MAY BE REQUIRED

AMALGAMATION CONDITION: LOT 100 TO BE HELD IN EQUAL UNDIVIDED SHARES BY LOTS 7, 8 & 9 HEREON
 AMALGAMATION CONDITION: LOT 101 TO BE HELD IN EQUAL UNDIVIDED SHARES BY LOTS 10, 11 & 13 HEREON

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 Registered Land Surveyors, Planners & Land Development Consultants

**PROPOSED SUBDIVISION
 OF LOT 7 DP 525890
 WAIANGA PLACE - OMAPERE**
 PREPARED FOR: CLEARY

Survey	Name	Date	ORIGINAL SCALE	SHEET SIZE
Design				
Drawn	SL	13.08.19	1:750	A3
Approved				
Rev.	SL	15.11.19		

9608 SCHEME C.LCD

Surveyors Ref. No: 9608