SCHEDULE 1

Conditions of Resource Consent

1.0 GENERAL

1.1 The wind farm development shall be in general accordance with information provided in the WEL Wind Park (Te Hauhiko o Wharauroa) resource consent application (LUC0252/06) received by Waikato District Council on the 14 July 2007, except as amended at the Hearing or by the conditions of this consent, and including, but not limited to, the following plans:

a) Engineering Site Plan, Drawing No 135250/SK0, Rev C, date 29/06/07;

b) Proposed Roading Layout Sheet 1, Drawing No 135250/SK1, Rev D, date 14/02/07;

c) Proposed Roading Layout Sheet 2, Drawing No 135250/SK2, Rev D, date 14/02/07;

d) Proposed Roading Layout Sheet 3, Drawing No 135250/SK3, Rev C, date 14/02/07;

e) Proposed Roading Layout Sheet 4, Drawing No 135250/SK4, Rev D, date 14/02/07;

f) Proposed Roading Layout Sheet 5, Drawing No 135250/SK5, Rev D, date 14/02/07;

g) Proposed Roading Layout Sheet 6, Drawing No 135250/SK6, Rev D, date 14/02/07;

h) Proposed Roading Layout Sheet 7, Drawing No 135250/SK7, Rev E, date 14/02/07;

i) Proposed Roading Layout, Drawing No 135250/SK46, Rev A, date 22/11/07;

j) Proposed Roading Layout, Drawing No 135250/SK47, Rev A date 21/11/07;

k) Proposed Roading Layout, Sheet 4, Drawing No 135250/SK104 Rev C, “Seepage Area Protection Plan A”;

l) Proposed Roading Layout, Sheet 2, Drawing No 135250/SK102 Rev C, “Seepage Area Protection Plan B”;

m) Proposed Roading Layout, Sheet 7, Drawing No 135250/SK107 Rev D, “Seepage Area Protection Plan C”;

n) Te Uku Community Hall Concept Plan, Plan A, Project 26073, date 28/2/2007;

o) Plan in evidence of Warren Gumbley submitted on 23 November 2007, illustrating bold red line “no-go” zones around the Te Tihi-o-Tonganui Pa and original Vanhoutte homestead.

1.2 The wind farm development shall be in relation to land legally described as follows:

Legal Description:	Certificate of Title:
Sec 5 Blk XI Karioi SD	SA324/221
Sec 2 Blk XI Karioi SD	SA34A/993
Pt Sec 1 Blk VII Karioi SD	SA430/284
Sec 6 Blk XI Karioi SD	SA34A/992
Allot 134 Parish of Whaingaroa	SA935/43
Sec 114 Parish of Whaingaroa	SA27/145
Sec 23 Blk X Karioi SD	SA50B/369
Sec 12 Blk XI Karioi SD	SA50B/369
Sec 13 Blk X Karioi SD	SA50B/369
Lot 5 DPS 90684	SA71/348
Lot 4 DPS 90684	SA71/349
Lot 3 DPS 90684	SA71/350
Lot 3 DP 309860	SA38984
Sec 26 Blk X Karioi SD	SA32B/741
Sec 19 Blk X Karioi SD	SA32B/741
Sec 22 Blk X Karioi SD	SA49C/537

1.3 Pursuant to section 125(1) Resource Management Act 1991, this consent will lapse if not given effect to within 7 years of the date of commencement of the consent.

2.0 WIND FARM AND TURBINE CHARACTERISTICS

2.1 The consent holder shall not install more than twenty-eight (28) wind turbine generators ("turbines") on the site and all such turbines shall be subject to the following:

a) The maximum turbine height (to the vertically extended blade tip) shall be 137 metres;

b) The maximum turbine tower height shall be 90 metres;

c) The maximum rotor diameter shall be 100 metres;

d) All turbines used within the wind farm shall be of similar size and type and have three blades;

e) Lattice style pylon towers shall not be used for the wind turbine structures;

f) All turbines and turbine blades used within the wind farm shall be finished with the same industry standard low reflectivity finishes and off-white colour;

g) Each turbine may be located anywhere within an individual turbine contingency zone of no greater than 150 metre radius from the turbine locations specified by the application, including those with modified

turbine contingency zones adjacent to site boundaries, bush areas, and the Te Tihi-o-Tonganui Pa;

h) Notwithstanding the turbine contingency zones specified in clause g), final turbine locations shall not be located:

i) Within 100m of native bush areas on or off site, unless in all cases the written approval of the landowner or Department of Conservation is first obtained for a revised turbine location or locations;

ii) Within the ecologically significant area, a regionally significant seepage wetland (sedge/toetoe wetland remnant), shown on Drawing No 135250/SK104 Rev C, "Seepage Area Protection Plan A", or the "no go" seepage areas shown on Drawing No 135250/SK102 Rev C, "Seepage Area Protection Plan B", and Drawing No 135250/SK107 Rev D, "Seepage Area Protection Plan C", as required by condition 6.1;

iii) Where there would be an adverse effect on fixed linking or wide area coverage radio-communication services;

iv) Within the "no-go" zone identified for the Te Tihi-o-Tonganui Pa site, as required by condition 10.1.

2.2 The consent holder shall not install more than three (3) meteorological masts on the site and the maximum meteorological mast height shall be 80 metres.

Advisory Note:
This consent replaces the land use consent issued by Waikato District Council for the two existing meteorological masts on the site (LUC0271/05).

2.3 The Operation and Maintenance Building shall be located on the site in the location identified on Drawing No 135250/SK2 Rev D, shall be no greater than a maximum height of 10 metres, and clad in colour steel.

Advisory Note:
This consent authorises earthworks at the location of the operation and maintenance building for the construction of the operation and maintenance building and the sealed parking and set down area, but also sufficient for these facilities to be contiguous with an on-site substation (an area illustrated in Appendix L(1) of the application). This consent does not authorise the on-site substation.

2.4 Within 3 months of construction being complete, the consent holder shall provide the Waikato District Council with as-built plan(s) of the final locations of all facilities and infrastructure including:

a) All turbines and their turbine platform and foundation areas;

b) All meteorological masts;

c) All roading, including the primary access road and secondary internal site access roads;

d) All fill disposal sites;

e) The operations and maintenance building and associated on-site water and wastewater systems; and

f) The layout of parking and details of signage at the end of formed Plateau Road.

3.0 ENVIRONMENTAL MANAGEMENT PLAN

3.1 The consent holder shall prepare an Environmental Management Plan (EMP) for the project and submit it to the Waikato District Council Environmental Services Group Manager for review and approval. The EMP shall comprise the following two parts the details of which shall include but not be limited to items listed in conditions 3.2 and 3.3:

a) Part I: Management of Construction Issues. Part I shall be submitted to Waikato District Council 3 months prior to construction commencing; and

b) Part 2: Management of Operational Issues. Part 2 shall be submitted to Waikato District Council 3 months prior to the commissioning of the first turbine.

3.2 Part 1 of the EMP – Management of Construction Issues shall detail the measures to minimise site disturbance and to avoid, remedy or mitigate adverse environmental effects and include, but not be limited to, the following:

a) Roles, responsibilities and contact details for the principal persons responsible for management during the construction period (including the establishment of a Sediment Control Team);

b) Arrangements and conduct of a pre-construction site meeting(s) between all relevant parties and relevant local authorities, prior to any works commencing on the site;

c) The Earthworks Design and Management Plan as required by condition 4.1;

d) The Construction Noise Management Plan as required by condition 5.2;

e) The Ecological Management Plan as required by condition 6.1;

f) The Pakoka River Tributary Management Plan as required by the Waikato Regional Council Resource Consent 116242;

g) A Spill Prevention and Response Plan as required in accordance with Schedule One to the Waikato Regional Council Resource Consents 116241, 116242, 116689 and 116690.

h) The Traffic Management Plans as required by condition 7.1.

i) A description of the manner in which the consent holder will comply with:

   i) Conditions 10.1- 10.3 relating to cultural heritage.

   ii) Condition 10.3 relating to any archaeological discovery.

   iii) Condition 9.2 relating to worker safety.

   iv) Conditions 11.1 – 11.2 relating to complaints.

   v) Condition 12.1 relating to decommissioning and site rehabilitation.

j) A description of the manner in which the consent holder will:

i) Manage effects associated with the concrete batching plant;

ii) Control the storage or mixing of fuels associated with the site construction; and

iii) Avoid or limit the introduction of weeds via construction equipment and materials.

3.3 Part 2 of the EMP – Management of Operational Issues shall detail the measures to avoid, remedy or mitigate adverse environmental effects and include, but not be limited to, the following:

a) Roles, responsibilities and contact details for the principal persons responsible for ongoing management of the wind farm operation;

b) A description of the manner in which the consent holder will comply on an ongoing basis with:

i) Conditions 6.3 – 6.6 relating to NZ falcon and long-tailed bats;

ii) Condition 5.3 – 5.8 relating to noise;

iii) Condition 11.1 – 11.2 relating to complaints;

iv) Condition 9.2 relating to worker safety; and

v) Condition 10.1 relating to protection of cultural heritage.

3.4 The consent holder shall ensure that compliance with the conditions of this consent is a contractual obligation in every contract with any operator or contractor undertaking works authorised by this consent, prior to the works commencing.

3.5 There shall be no disposal of waste construction materials or waste refuse on the site.

4.0 EARTHWORKS AND CONSTRUCTION

4.1 The consent holder shall prepare an **Earthworks Design and Management Plan** and submit this to the Waikato District Council Environmental Services Group Manager for approval no later than 3 months prior to the commencement of earthworks on the site. This plan shall include but not be limited to:

a) The staging of works planned and the description of earthworks in each stage including general site plans;

b) Outline the engineering controls, supervision and certification that will be applied to each stage;

c) Outline the site specific design parameters and performance standards that will be applied to each stage, considering both static and seismic conditions;

d) Outline stability analysis design procedures that will be used for each stage, including the method of determining turbine setback zones and stability of existing natural slopes loaded by the works;

e) Outline engineering and management procedures for material sources, use, disposal and treatment, stockpiling, fill placement and disposal of unsuitable materials;

f) Detail measures for groundwater control, including details of subsoil drainage, within disposal areas.

g) Confirm volumes of cut, fill and unsuitable material (based on available information at the time);

h) Detail measures for dealing with situations that do not conform at the time of construction with the design assumptions;

i) Outline the methods of site assessment by suitably qualified persons that will be used to determine the need for the installation of sub soil drainage systems to all earthworks activities that will be required during construction;

j) Such other procedures that will be employed to ensure land stability is not compromised by construction works, and,

k) Format of Producer Statements to be adopted for Design (PS1), Design Review (PS2), Construction (PS3) and Construction Review (PS4).

4.2 Within 10 working days of the **Earthworks Design and Management Plan** being lodged with Waikato District Council, a process for review leading to approval shall be agreed between the consent holder and Waikato District Council.

Advisory Notes:

a) The Earthworks Design and Management Plan is required to be submitted to the Waikato Regional Council (in accordance with Schedule One to the Waikato Regional Council Resource Consents 116241, 116242, 116689 and 116690) and to the Waikato District Council. In order to avoid duplication of process, it is anticipated that the Councils will engage a common reviewer to the EMP to make recommendations to the Councils.

b) The purpose of establishing a review process is to ensure that WEL and the Waikato District Council expedite the work leading to approval of the proposed Earthworks Design and Management Plan. A target date of approximately 1 month before commencement of site earthworks will be set for approval of the Plan based upon its submission at least 3 months prior to earthworks commencement. This is necessary to allow WEL adequate time to finalise pre-construction management issues arising from approval of the Plan. WEL will use its best endeavours to lodge a Plan earlier than 3 months prior to earthworks commencement. Waikato District Council will use its best endeavours to provide the appropriate staff and internal process to facilitate approval.

4.3 The consent holder shall engage Chartered Professional Engineers with geotechnical and civil engineering experience to direct and supervise appropriate site investigations, and undertake design, peer review, supervision and certify the construction of all works in accordance with the procedures set out in the **Earthworks Design and Management Plan**. The peer review resources

engaged by the consent holder shall be agreed in writing by the Waikato District Council Environmental Services Group Manager.

4.4 Producer Statements for Design and Design Review shall be submitted to the Waikato District Council Environmental Services Group Manager no later than 10 days prior to subject works commencing. Producer Statements are not required for minor works in terms of condition 4.5.

4.5 The consent holder shall notify the Waikato District Council 5 working days prior to undertaking minor works such as are required to carry out site investigations for the purposes of design, including the formation of minor access for tractors and small trucks.

4.6 All earthworks activities on site, including for the formation of the primary access road, shall be undertaken in accordance with the Erosion and Sediment Control Plan required by Schedule One to the Waikato Regional Council Resource Consents 116241, 116242, 116689 and 116690, and shall be incorporated in the Environmental Management Plan required by condition 3.1.

4.7 The consent holder shall employ dust control methodologies that ensure construction activities comply with Schedule One to the Waikato Regional Council Resource Consents 116241, 116242, 116689 and 116690.

4.8 The consent holder shall ensure that all cut and fill batters associated with access roads, borrow areas, and turbine platforms and pads (and associated hard stand) shall be re-contoured to visually reintegrate into the natural landform, and within 3 months of earthworks being completed in each of these areas shall be re-vegetated to visually integrate with surrounding vegetation patterns. This re-contouring and re-vegetation shall occur in a progressive manner on the site as earthworks have been completed.

Advisory Note:
Except where the access road passes through areas of bush, it is expected that the majority of the site will be returned to pasture following any earthworks or disturbance.

4.9 Following construction, the formed width of all 10 metre access roads shall be reduced to no more than 5 metres, with the remainder being planted, sown or hydro-seeded to the satisfaction of the Waikato District Council within 3 months of the access road being reduced in width.

4.10 Within 3 months of completion of earthworks in each stage the consent holder shall provide to the Waikato District Council Environmental Services Group Manager certified as built drawings and related documents that include:

a) Construction Review Producer Statements;

b) Engineering survey plans and sections of major works; and

c) Details of the as built subsoil drainage systems in cut and fill slopes, supported with a summary of how the drainage systems will be monitored and maintained.

5.0 NOISE

Construction Noise

5.1 Noise from all construction and decommissioning work shall be designed and carried out to comply with NZ Standard NZS6803:1999 "Acoustics – Construction Noise", and shall be measured and assessed in accordance with the noise limits set out in this standard.

5.2. A Construction Noise Management Plan shall be prepared and implemented prior to commencement of and implemented throughout construction. This shall be generally in accordance with section 8 and Annex E of NZ Standard NZS6803:1999 "Acoustics – Construction Noise", which details the types of construction and procedures that will be carried out to ensure compliance with the Standard. The Construction Noise Management Plan shall be prepared by an appropriately qualified acoustic consultant, and submitted to the Waikato District Council Environmental Services Group Manager for approval, prior to relevant construction stages commencing, or decommissioning work being undertaken.

Operational Noise (Turbines)

5.3 The wind turbines shall be designed, constructed, operated and maintained so that within the notional boundary of any rural dwelling existing at the date of issue of consent, the sound level from the wind turbine generators shall not exceed the background sound level L_{95} by more than 5 dBA, or a level of 40 dBA L_{95}, whichever is the greater.

5.4 The measurement and assessment of noise effects from the wind turbines is to be conducted in accordance with NZ Standard NZS6808:1998 "Acoustics – The Assessment and Measurement of Sound from Wind Turbine Generators".

Pre Instalment Assessment

5.5 A Pre Instalment Noise Assessment shall be prepared demonstrating that the intended numbers, layout and type of wind turbine generators to be utilised for the wind farm will result in the noise limits specified in condition 5.3 above being met. The Pre Instalment Noise Assessment shall be prepared by an appropriately qualified acoustic consultant, and submitted to the Waikato District Council Environmental Services Group Manager for approval, prior to installation of any wind turbine generator.

Post Installation Testing

5.6 Post installation noise compliance testing of the wind farm operation shall be conducted within 3 months of all wind turbine generators being installed and commissioned, or as soon as practicable. Where practical, noise compliance testing measurements shall be undertaken at the same locations as the background noise measurements undertaken for the Noise Assessment in the Application (Figure 2, Appendix B). The noise compliance testing shall be undertaken by an appropriately qualified acoustic specialist in accordance with NZS6808:1998 "Acoustics – The Assessment and Measurement of Sound from Wind Turbine Generators", and results submitted to the Waikato District

Council Environmental Services Group Manager for approval, within 10 working days after completion of the testing.

5.7 Waikato District Council may reasonably direct additional post installation noise compliance testing to take place at any location and nothing in these conditions shall prevent compliance monitoring of wind farm noise from being undertaken at any wind speed and direction, or time of day. This may be as a result of what Council considers to be substantiated complaints regarding increased levels of noise from the wind farm or any change in the character of the noise emanating from the wind turbine generators. Compliance testing is to be undertaken in accordance with NZS6808:1998 "Acoustics – The Assessment and Measurement of Sound from Wind Turbine Generators", and results submitted to the Waikato District Council Environmental Services Group Manager for approval, within 10 working days after completion of the testing.

Noise Management Plan

5.8 Prior to commencement of operation of the wind farm the consent holder shall prepare and implement a Noise Management Plan to manage the potential effects of noise from the wind turbine generators. The Noise Management Plan shall be prepared by an appropriately qualified acoustic consultant and submitted to the Waikato District Council Environmental Services Group Manager for approval. The Noise Management Plan shall include, but not be limited to:

a) An assessment of the contribution to the overall sound levels from individual wind turbine generators;

b) Procedures for ensuring compliance with the noise conditions of this consent, including noise compliance testing, methods for addressing non-compliance; and

c) Procedures for addressing wind turbine malfunctions that cause noise beyond typical operational noise.

Non Compliance

5.9 In the event of non-compliance with the noise conditions, the consent holder shall manage the operation of the wind farm to achieve compliance within 3 weeks of the non-compliance being identified. The consent holder shall undertake further post installation noise compliance testing after measures have been adopted to achieve compliance, to demonstrate that compliance has been achieved. The consent holder shall advise Council of the non-compliance, the measure(s) undertaken to achieve compliance, and results of the noise compliance testing.

<u>Advisory Note:</u>
Measures to achieve compliance, in the event of non-compliance, may include operating at a reduced rate, de-rating or decommissioning turbines, or any other means of achieving compliant outcomes for affected dwellings.

6.0 ECOLOGY

6.1 Within 6 months of the commencement of the consent, the consent holder shall prepare and submit to the Waikato District Council Environmental Services Group Manager for approval, an Ecological Management Plan. The Ecological Management Plan shall consist of, but not be limited to, the following components, details of which are outlined in subsequent conditions:

a) Population monitoring programmes for Long-Tailed Bats (*Chalinolobus tuberculata – North Island*) and New Zealand Falcon (*Falco novaeseelandiae - Bush*);

b) Strike monitoring programmes for Long-Tailed Bats (*Chalinolobus tuberculata – North Island*), New Zealand Falcon (*Falco novaeseelandiae - Bush*), and other indigenous birds;

c) Management procedures for the prevention and control of weed invasion on the site during construction, and for a minimum of three years post construction, in accordance with Environment Waikato's Regional Pest Management Strategy;

d) Assessment of potential fill sites which contain seepage areas, as required by Schedule One to the Waikato Regional Council Resource Consents 116241, 116242, 116689 and 116690;

e) Measures to protect and enhance the ecologicaly significant area (regionally significant seepage wetland) shown as "Seepage/Wetland Area to be Protected and Enhanced" on Drawing No 135250/SK104 Rev C, "Seepage Area Protection Plan A" and to ensure retention of seepage areas shown as "Seepage Area Not to be Filled" on Drawing No 135250/SK102 Rev C, "Seepage Area Protection Plan B", and "Seepage Area Not to be Filled" on Drawing No 135250/SK107 Rev D, "Seepage Area Protection Plan C", as required by Schedule One to the Waikato Regional Council Resource Consents 116241, 116242, 116689 and 116690;

f) Mitigation of effects on waterways and fish to include, but not be limited to, the following:

   i) Sediment control in accordance with the "Erosion and Sediment Control – Guidelines for Soil Disturbing Activities" as required by Waikato Regional Council Resource Consent 1164241; and

   ii) Installation of fish passage in culverts in the tributaries of the Pokaka River and Pakihi Stream, specifically in culverts 3-7 for climbing fish species, and in culverts 5-7 for swimming fish species.

6.2 The population and strike monitoring programmes shall commence and be undertaken as follows:

a) In respect of long-tailed bats and NZ Falcon shall involve:

   i) Population monitoring prior to and during construction of the wind farm, and for the first three years from the wind farm being operational. This monitoring shall commence no less than twelve months prior to construction commencing, or no less than six months prior to construction commencing if the monitoring undertaken prior

to construction includes at least a three month period between the months of October and March (inclusive);

ii) Any monitoring of bat populations carried out prior to the development of the EMP to a methodology agreed with the Department of Conservation shall be included in meeting the time requirements of condition 6.2.(a)(i), and

iii) Strike monitoring for the first three years from the wind farm being operational.

b) In respect of indigenous birds other than the NZ Falcon shall involve:

i) Strike monitoring for the first three years from the wind farm being operational.

c) Notwithstanding condition 6.2 a) i), above, if the population monitoring results for long tailed bats demonstrate to the satisfaction of Waikato District Council, in consultation with the Department of Conservation, that long-tailed bats are not present in sufficient numbers to warrant mark and recapture monitoring, then ongoing population monitoring for long-tailed bats will be based on presence and absence monitoring.

d) If, after three years, the population and strike monitoring carried out on the effects of the wind farm on Long-Tailed Bats, NZ Falcon or other indigenous birds indicate that the wind farm has had, or is likely to have had, an adverse effect on Long-Tailed Bats, NZ Falcon, or other indigenous birds, the monitoring programmes shall continue for a further three years, or as otherwise agreed with the Waikato District Council, in consultation with the Department of Conservation.

e) If, after three years from the commencement of the wind farm's operations, or earlier as determined by outcomes of population monitoring for Long Tailed Bats, the monitoring programmes demonstrate that the wind farm has had or is likely to have had adverse effects on the Long-Tailed Bats, NZ Falcon, or other indigenous birds, further mitigation measures shall be undertaken as required by the Waikato District Council, in consultation with the consent holder and the Department of Conservation.

6.3 Any trees to be removed shall first be inspected by a suitably qualified person to determine whether they hold active Bat roosts (nests). No trees with active Bat roosts (nests) shall be removed until nests are confirmed vacant by the suitably qualified person.

6.4 The monitoring programmes required under condition 6.2 shall be designed, and implementation supervised by, a suitably qualified ecological expert to include, but not be limited to, the following:

a) In respect of long-tailed bats, the monitoring programmes shall:

i) Determine the use of the site by long-tailed bats in order to assess potential effects of the wind farm on population;

ii) Record and document long-tailed bat fatalities caused by turbine strike as identified under the strike monitoring programme;

iii) Assess the effects on the long-tailed bat population from construction and operation of the wind farm; and

iv) Investigate and recommend mitigation measures should it be found that the construction and operation of the wind farm has had, or is having, an adverse effect on long-tailed bats.

b) In respect of NZ Falcon, the monitoring programme shall:

i) Determine the use of the area of the proposed wind farm by NZ Falcon in order to assess potential effects of the wind farm on population;

ii) Record and document NZ Falcon fatalities caused by turbine strike as identified under the strike monitoring programme;

iii) Assess the changes to NZ Falcon population in the vicinity of the wind farm before, during and after construction of the wind farm, and before and during operation of the wind farm;

iv) Investigate and recommend mitigation measures should it be found that the construction and operation of the wind farm has had, or is having, an adverse effect on NZ Falcon.

c) The population monitoring programmes for long-tailed bats and NZ Falcon shall be approved by Waikato District Council, in consultation with the Department of Conservation, prior to their implementation.

Advisory Note:
Should new population monitoring technology and methodologies arise following the approval of the Ecological Management Plan as required by condition 6.1, the monitoring programmes for Long-Tailed Bats and New Zealand Falcons may be revised with the approval of Waikato District Council, in consultation with the Department of Conservation.

6.5 The strike monitoring programmes shall be designed, and implementation supervised by, a suitably qualified ecological expert to include, but not be limited to, the following:

a) Procedures for determining the frequency and cause of fatalities for:

i) Long-Tailed Bats

ii) NZ Falcon

iii) Other indigenous birds.

b) Investigating and recommending mitigation measures should it be found that the operation of the wind farm has had, or is having, an adverse effect on indigenous birds other than the NZ Falcon.

c) The strike monitoring programmes for long-tailed bats, NZ Falcon and other indigenous birds shall be approved by Waikato District Council, in consultation with the Department of Conservation, prior to their implementation.

6.6 During the first twelve months after the commencement of any monitoring required by condition 6.2(a)(i), the consent holder shall prepare and submit to the Waikato District Council Environmental Services Group Manager a bi-monthly report setting out:

a) The monitoring tasks completed for the previous two months;

b) The specific outcomes of the monitoring completed; and

c) A summary of the monitoring tasks proposed for the following two months.

At the end of the first twelve months of monitoring the reporting frequency may be reduced to no less than six monthly for the remaining period of the required monitoring with the approval of the Waikato District Council, in consultation with the Department of Conservation.

6.7 During the third month after the commencement of any monitoring required by condition 6.2 a) iii) and 6.2 b), and quarterly thereafter for three years from the wind farm being operational, the consent holder shall prepare and submit to the Waikato District Council Environmental Services Group Manager a report setting out:

a) The monitoring records for the previous three months;

b) The specific outcomes of the monitoring completed; and

c) A summary of the monitoring tasks proposed for the following three months.

7.0 TRAFFIC

Traffic Management and Road Conditions

7.1 The consent holder shall prepare Traffic Management Plans in accordance with the Code of Practice for Temporary Traffic Management and best practice, and in consultation with Transit New Zealand and Waikato District Council, and submit them to the Transit New Zealand Network Manager and the Waikato District Council Roading Group Manager for approval, three months prior to construction commencing. The Traffic Management Plans are to include, but not be limited to, the following matters:

a) To set out the nature and timing of any physical improvement works to state highways or district roads~~,~~ required by the respective road controlling authorities as a necessary adjunct to the wind farm project;

b) To define the proposed signs to be erected on State Highway 23 and local improvements proposed in conjunction with a wind farm viewing platform referred to in conditions 7.20 – 7.26;

c) To detail the intended traffic arrangements (including times of traffic movements) and provisions for temporary road closures during the delivery of over-weight and over-dimensioned major components to the site. The arrangements for the delivery of over-weight and over-dimensioned major components to the site should avoid peak periods of

traffic on the network and minimise as far as practicable disruption and disturbance to the residents.

d) To manage construction traffic (other than component delivery) during the construction phase, including amongst other things details for special traffic management arrangements at the following locations:

i) Te Uku;

ii) SH23 / Te Mata Road intersection;

iii) Te Mata urban area and school;

iv) Te Mata Rd / Kawhia Road intersection;

v) In the vicinity of Bridal Veil Falls;

vi) Plateau Road (local access, tie in management and parking/manoeuvring at closure points, pedestrians and cyclists);

vii) Te Mata quarry/site entrance;

viii) ensuring sufficient plant and staff parking on site.

c) To provide affected residents, local authorities, Transit New Zealand, police and emergency services with prior notice of traffic arrangements and possible road closures.

d) To minimise contractor vehicle movements to and from the site, by adopting car or van pooling initiatives, or other vehicle number minimisation techniques.

7.2 At all times during the construction period, the consent holder shall comply with the approved Traffic Management Plans referred to in condition 7.1.

7.3 The consent holder shall prepare and submit to Waikato District Council Roading Group Manager for approval the following matters:

a) Design standards to be used for measures affecting formed public roads and temporary or permanent mitigation, three months prior to commencing construction;

b) Detailed design for any temporary or permanent mitigation measures affecting public roads. Detailed design for any works shall include the proposed permanent arrangements and how these will be achieved, 20 working days prior to commencing construction. No construction work may take place on public roads without the written approval of the Roading Manager, Waikato District Council, of the detailed design, specification and temporary traffic management plans.

7.4 The consent holder shall have a suitably qualified person undertake the following pre-construction inspections four weeks prior to construction commencing and submit the results of the assessments to the Waikato District Council Roading Group Manager:

a) An inspection, including by video, of Te Mata Road, Kawhia Road and Plateau Road (unsealed) to establish and record the condition of the pavement and unsealed sections of these roads;

b) An inspection of any bridges and structures on the Te Mata Road, Kawhia Road and Plateau Road (unsealed) to establish and record their capacity for taking heavy loads.

7.5 The consent holder shall monitor, on a weekly basis:

a) The effectiveness of the temporary traffic management measures on the affected parts of SH23, Te Mata Road, Kawhia Road and Plateau Road; and

b) The road conditions on the affected parts of Te Mata Road, Kawhia Road and Plateau Road.

The consent holder shall report on a monthly basis to the Waikato District Council Roading Group Manager for the duration of the construction period, or as otherwise requested by the Waikato District Council Roading Group Manager, on any deficiencies, concerns, improvements or alterations proposed. Any maintenance works identified as being necessary as a result of the effects of construction traffic shall be carried out by the consent holder or at the consent holders cost, or as otherwise agreed with the Waikato District Council Roading Group Manager.

7.6 Following the completion of construction, the consent holder shall be responsible for returning the pavement surface and unsealed surface conditions of Te Mata Road, Kawhia Road and Plateau Road (unsealed) to at least the established and recorded pre-construction condition, and in respect of the Plateau Road (upgraded) section of road to at least the standard of the road surface following the upgrade prior to construction.

Advisory Note:
The consent holder remains responsible for any sub-surface damage resulting from significant increases in heavy traffic movements as required in Condition 7.11.

7.7 The movement of over-dimension and over-weight loads on State Highways and local roads shall generally be programmed to avoid peak periods of public use and minimise as far as practicable disruption and disturbance to the residents.

7.8 The consent holder shall communicate with the Te Uku School and Te Mata School to ensure that conflict is minimised between programmed normal school events, school bus movements, and traffic movements associated with the wind farm construction. The consent holder shall ensure that the contractor(s) shall programme construction activities to avoid heavy commercial vehicle movements generated by the site travelling along Te Mata Road or Kawhia Road during the normal time periods in which school busses carrying or collecting pupils are present.

7.9 During the construction period, access shall continue to be provided to and from individual properties, and for traffic travelling along the route through the Waikato District to the site, to a temporary standard acceptable to Waikato District Council Roading Group Manager and Transit New Zealand.

Advisory Note:
The purpose of this condition is to ensure that construction traffic does not adversely impact on accessibility of local access provisions. It does not commit any party to upgrading of existing access provisions other than as specifically required by other conditions of this consent.

7.10 There shall be no trucking of supplies on Te Mata Road or Kawhia Road to the site on Sundays or public holidays.

7.11 The consent holder shall maintain records of all project-related heavy vehicle movements along Te Mata Road and Kawhia Road during the construction period and submit records on a monthly basis to the Waikato District Council Roading Group Manager. No materials over 15% in excess of the quantity estimated to be transported by road in the application (section 4, Appendix D – Engineering) is to be transported via local roads, other than Plateau Road, without prior written approval of the Waikato District Council Roading Group Manager.

Advisory Note:
The underlying assumption of the application is that all aggregate for construction use is to be sourced from the Te Mata Quarry. A heavy vehicle impact fee may be required if circumstances change and the impacts on the roading infrastructure are greater than anticipated.

7.11A The consent holder shall ensure as far as practicable that all aggregate used for roading basecourse and concrete works are sourced from within:

a) The Te Mata Quarry, located on the adjacent property legally described as;

   i) Lot 1, 2 & 4 DPS 90684, comprised in Certificate of Title: SA71B/348 and SA71B/349;

   ii) Lot 1 DPS 84283, comprised in Certificate of Title: SA67A/410;

   iii) Crown Land, Survey Office Plan 37272, Reserved under Sec. 58 of the Land Act 1948; or

b) The borrow areas or possible greywacke source, indicated on plan submitted with the application (Appendix D – Engineering plans 135250/SK 2 Rev D sheet 2, 135250/SK4 Rev D sheet 4, 135250/SK6 Rev D sheet 6).

Advisory Note:
The purpose of this condition is to ensure that the effects of construction and traffic associated with the transportation of aggregate are contained within the application site.

Road Works / Improvements

7.12 The following entrances shall be upgraded to accord with diagram TSG-E1, as set out in the Waikato District Plan, but only one shall remain open during the construction phase:

a) The entrance to the Te Mata Quarry from Kawhia Road.

b) The primary road site access from Kawhia Road.

Advisory Note:
The application proposes an entrance to the site and primary access road from Kawhia Road. Only one entrance should be permitted for the construction period. The preferred arrangement is for an entranceway to the site from the primary access road and for the existing Te Mata Quarry access to be closed (with suitable barriers) for the duration of the construction. The primary road site access can be opened once construction is complete and it is only required to serve operational traffic.

7.13 Widening of the unsealed pavement area on the inside curve of the intersection of Te Mata Road and Kawhia Road shall be undertaken to ensure that over dimensioned vehicles can successfully negotiate the intersection.

Advisory Note:
The detailed design and proposed configuration of the intersection should ensure that the intersection can safely operate.

7.14 Vegetation within the legal road reserve near the intersection of State Highway 23 and Te Mata Road shall be monitored for the duration of the construction and promptly managed where necessary to ensure that minimum sight distances are maintained.

7.15 The project's primary access road generally following the alignment of the largely unsealed section of Plateau Road, approximately between Chainage 1700 and 3200 (Drawing 135250/SK5, Rev D) shall be upgraded in accordance with the Waikato District's Code of Practice for unsealed roads to the satisfaction of the Waikato District Council Roading Group Manager. This section of Plateau Road shall be deemed a "Construction Zone" within the provisions of the Code of Practice for Temporary Traffic Management, for the duration of the contract works. During construction, where public vehicular access may be controlled by the Construction Zone at approximately Chainage 1700, the upgrade shall include vehicle turning (sufficient for a 90%ile truck as described in the District Plan), manoeuvring and parking areas, and the consent holder will provide appropriate information and temporary traffic management to manage safe access for authorised vehicles, pedestrians and cyclists beyond Chainage 1700 to Chainage 3200.

7.16 The publicly accessible and upgraded (unsealed) section of Plateau Road, approximately between Chainage 1700 and 3200 (Drawing 135250/SK5, Rev D), shall be maintained by the consent holder during the construction period, and regraded at the completion of the construction period to a condition which is no worse than that which existed immediately following the completed upgrade required under condition 7.15 and to the satisfaction of the Waikato District Council Roading Group Manager.

7.17 At the completion of construction Plateau Road, approximately above Chainage 3200 (Drawing 135250/SK5, Rev D), shall be modified to prevent access for motorised transport, other than by vehicles associated with wind farm operation and maintenance, farm management, or as otherwise authorised by the wind farm landowners or Waikato District Council. The consent holder shall construct a cul-de-sac turning head and a parking area at the termination of the

formed unsealed section of Plateau Road in accordance with Waikato District Council's Code of Practice.

Advisory Note:
Waikato District Council's acceptance of restricted access to normal vehicular traffic is based on the condition and nature of the unformed paper road being unsafe for normal vehicular traffic.

7.17A Following completion of construction, the consent holder shall:

a) Place, grade and compact a metal overlay on the lower section of Plateau Road from Kawhia Road to the tie in to the primary access road at approximately Chainage 1700.

b) Realign and clearly demarcate the through nature of Plateau Road following construction, ensuring that the primary access road up to the tie in at Chainage 1700 is clearly an entranceway, including advanced warning signs, to the satisfaction of the Roading Manager, Waikato District Council.

7.18 The consent holder shall construct a stock-proof gate accessible for pedestrians and cycles adjacent to the cul-de-sac turning head required by condition 7.17, for the purposes of recreational access. The consent holder shall also construct a metalled track from the gate for 50 metres along the legal paper road which shall be 1.5 meters wide and suitable for walking and mountain biking and linked to the access road to the plateau servicing the wind turbines. The consent holder shall provide information and warning signs, subject to the approval of the Roading Manager, Waikato District Council, to inform the public of the restricted access and the standards and nature of the paper road beyond the cul-de-sac turning head.

Advisory Note:
The intent of condition 7.18 is to provide recreational cyclists and pedestrians with access to the former paper road access on the farm. The primary access road crosses and re-crosses the paper road in a number of locations. The condition reflects the consent holder's and landowners' acceptance that the primary access road to Chainage 7000 will be available to cyclists and pedestrians, even though it is only in part over paper road reserve.

7.18A The consent holder shall use is best endeavours to secure public access for cyclists and pedestrians along the formed access road as follows and as shown on the annotated plan 135250/SK7 Rev E, attached to this consent:

a) Along the access road from position "A" on plan 135250/SK7 north-eastwards to position "B" as shown on plan 135250/SK7; and

b) Along the access road from position "B" eastwards to the boundary of the Pirongia Forest Park shown as position "C" on plan 135250/SK7.

In the event that public access to those access roads is not able to be secured, the consent holder shall provide to the satisfaction of Waikato District Council safe physical access for cyclists and pedestrians along the unformed paper road (as it

generally follows the same route as identified above), including clearly identifying the paper road route where it crosses and re-crosses onto the access road.

Advisory Note:
The intent of Condition 7.18A is to require the consent holder to continue to provide public access along the access road to the pa site and land owned by DoC subject to obtaining the consent of the landowner but, in the event the landowner's consent is not forthcoming, alternative physical access shall be made available along the unformed paper road (in recognition of the fact that neither the consent holder nor landowner can deny the public access to public/paper roads, and that the formation of the access road over parts of the paper road has the potential to cause confusion for the public about the location of the paper road).

7.19 Within one year of construction being complete the consent holder shall at its cost survey and have altered the designation of the portion of Plateau Rd upgraded by the works between approximately Chainages 1700 and 3200 to the satisfaction of Waikato District Council's Roading Manager. Altering the designation involves amending the existing road boundaries to accommodate the alignment of the upgraded road.

Mitigation Works – Viewing Platform

7.20 Prior to the erection of the first turbine tower visible from the State Highway network, the consent holder shall construct a public viewing platform facility at the site of the Te Uku Community Hall, or at another site approved by Transit New Zealand.

7.21 In the event that the viewing platform is not located at the site of the Te Uku Community Hall, and at another site approved by Transit New Zealand under condition 7.20, the consent holder shall undertake any necessary traffic mitigation works as required by Transit New Zealand and to the satisfaction of Waikato District Council.

7.22 In the event that the viewing platform is located at the site of the Te Uku Community Hall, the consent holder shall undertake traffic mitigation works generally in accordance with the Te Uku Community Hall Concept Plan A, dated 28 February 2007, Project 26073, unless otherwise agreed with Transit New Zealand, and all to the satisfaction of the Waikato District Council.

7.23 The traffic mitigation works noted above in condition 7.22 affecting the State Highway 23 shall be subject to detailed design approved by Transit New Zealand, and all to the satisfaction of Waikato District Council. The traffic mitigation works shall include:

a) A viewing platform;

b) A carpark for no less than 10 cars with an entrance located as far as practicable from the Matakotea Road, State Highway 23 intersection including perimeter fencing as per the approved plan. The car park shall be formed, sealed and marked out in accordance with the engineering

standards set out in Appendix A and B of the Waikato Proposed District Plan;

c) Sealing of Matakotea Road to a point immediately past the entrance to Lot 2 DPS 79902 comprised in Certificate of Title 64A/525, including provision for a widening berm to facilitate a bus turnaround and parking area;

d) Threshold treatments, flush medians, localised widening and right turn bays for the Okete Road and Matakotea Road intersections.

7.24 An advanced warning sign with supplementary plates shall be erected at a location on State Highway 23 near the summit of the deviation, to be agreed with Transit New Zealand, to inform west-bound road users of the distance to the viewing platform.

7.25 A tourist information sign shall be erected at a location to be agreed with Transit New Zealand near Te Uku, to informing road users of the wind farm viewing platform.

7.26 Six months after the wind farm viewing platform facility is complete, the consent holder shall monitor visitor numbers to the viewing platform facility by undertaking traffic counts for at least one week's duration every three months for a year, to ensure there are sufficient car parks provided at the viewing platform facility. The consent holder shall submit details of the visitor numbers recorded to the Waikato District Council Roading Group Manager on an annual basis until the monitoring is complete.

Site Access

7.27 Six months after the wind farm is fully operational, the consent holder shall monitor visitor numbers at the cul-de-sac end of Plateau Road and the end of Van Houtte Road, by undertaking traffic counts for at least one week's duration every three months for a year. The consent holder shall submit details of the visitor numbers recorded to the Waikato District Council Roading Group Manager on an annual basis until the monitoring is complete.

7.28 Following construction, the consent holder shall provide for or limit visitor access according to the appropriateness of the use or location. Access shall be managed through the use of signage or physical works, to the satisfaction of the Waikato District Council Roading Manager, and in the following locations and ways (as shown in drawing no 135250/SK46 Rev A, date 22/11/07 and drawing no 135250/SK47 Rev A, date 21/11/07):

a) <u>Kawhia Road / Plateau Road</u>

Signage shall be used to warn the public of vehicles associated with the wind farm's operation and maintenance, and of the limits to access from Plateau Road.

b) <u>Plateau Road public vehicle access</u>

The end of the publicly accessible part of Plateau Road (at approximately chainage 3200) shall be developed to:

(i) Warn the public there is no vehicle access beyond that point;

(ii) Warn the public of vehicles associated with the wind farm's operation and maintenance;

(iii) Provide for vehicle turning;

(iv) Provide for parking;

(v) Indicate the existence of pedestrian and cycle access beyond that point.

c) Plateau Road pedestrian / cyclist link

Access limited to and suitable for pedestrians and cyclists, outside the existing legal bounds of Plateau Road, shall be provided between approximately chainage 3200 and chainage 3350.

d) Van Houtte Road

Public access along Van Houtte Road shall be discouraged through the use of signage and turning areas where appropriate.

e) Viewing platform

Public access to the viewing platform shall be indicated through the use of signage.

7.29 During construction, the consent holder shall ensure that the publicly accessible section of Plateau Road (from Kawhia Road to approximately chainage 3200 on Plateau Road) is safe for access.

8.0 AIR TRAFFIC SAFETY

8.1 The consent holder shall comply with the conditions of the Civil Aviation Authority Navigable Airspace Determination issued on 13 June 2007.

8.2 Following construction, the consent holder shall provide as-built survey drawings and details of the turbines to Airways Corporation of New Zealand Ltd to enable Airways Corporation of New Zealand Ltd to update its obstacles database.

8.3 All navigational lights required on the turbines or meteorological masts by the Civil Aviation Authority shall be shielded or otherwise contained to screen downward light spill.

9.0 COMMUNICATION SERVICES

9.1 If, within 6 months of the wind farm becoming fully operational, adverse effects on fixed linking or wide area coverage services are demonstrated to have occurred (and which relate to any network operating within the wind farm project area, at the date consent was granted to the wind farm), the consent holder shall undertake remedial actions to the satisfaction of the Waikato District Council. In exercising its judgement on the remedial actions, the Waikato District Council may consult with the affected network operator.

9.2 To ensure worker safety during construction and ongoing operations and maintenance, minimum safe distances from each radiating antenna at the Te Uku and Wharauroa telecommunications facilities considering each radio antenna shall be established and documented. The safe distances, and all work on the wind farm, shall comply with the maximum permissible general public exposure limits recommended in the New Zealand Standard for Radiofrequency Safety NZS 2772.2.

9.3 The consent holder shall submit/undertake an independent assessment of TV reception at any dwelling which existed at the date of the commencement of this consent located within the intended coverage area, if it receives any complaints from occupants of that dwelling that post-construction TV reception is impaired. If the TV reception quality is found to be impaired as a result of the wind farm operation, the consent holder shall take the best practicable measures to provide TV reception comparable to pre-construction quality.

10.0 ARCHAEOLOGY AND CULTURAL HERITAGE

10.1 Prior to construction works commencing, the consent holder shall ensure that fencing and signage is appropriately placed and maintained on site to avoid the risk of impacts on the following features during construction and operation of the wind farm generally in accordance with the "no-go" zones identified around these features as illustrated by bold red lines on the plan attached to the evidence of Warren Gumbley submitted on 23 November 2007, and such measures shall be included in the Environmental Management Plan for the project:

a) the identified pa site Te Tihi-o-Tonganui;

b) the original Vanhoutte homestead;

c) the currently fenced section of the old Plateau Road formation, in the vicinity of pa site Te Tihi-o-Tonganui.

10.2 The consent holder shall ensure that a representative approved by tangata whenua shall be given 10 working days notice of the opportunity to be present on site during earthworks:

a) for the primary and secondary access roads;

b) in the vicinity of pa site Te Tihi-o-Tonganui;

c) at any borrow pit(s) on site.

10.3 The consent holder shall ensure that in the event of a suspected archaeological discovery, or human remains be exposed while undertaking works to give effect to the conditions of this consent, the works in that area will cease immediately. The New Zealand Historic Places Trust, tangata whenua, and in the case of human remains, the Police, shall be informed of the discovery as soon as possible. Work shall not recommence in the affected area until any necessary statutory authorisations or consents have been obtained. The accidental discovery protocol recommended in Appendix 3 of the Nga Uri a Mahanga Trust report, dated, December 2006, shall be included in the Environmental Management Plan for the project.

11.0 COMMUNITY

Contact and Complaints Procedure

11.1 The consent holder shall establish and publicise a local telephone number so that members of the public have a specified and known point of contact to raise any of the matters that may arise during construction and operation of the wind farm.

11.2 The consent holder shall maintain and keep a complaints register for any complaints about construction activities and operation of the wind farm received by the consent holder in relation to traffic, noise, dust, TV reception, or other environmental effects of the activity. The register shall record, where this information is available, the following:

a) The date, time and duration of the incident that has resulted in a complaint;

b) The location of the complainant when the incident was detected;

c) The possible cause of the incident; and

d) Any corrective action taken by the consent holder in response to the complaint, including timing of that corrective action.

The complaints register shall be available to the consent holder and the community liaison group at all reasonable times upon request. Complaints received by the consent holder that may infer non-compliance with the conditions of this consent shall be forwarded to the Waikato District Council Environmental Services Group Manager within 48 hours of the complaint being received.

Community Liaison

11.3 The consent holder shall consult with representatives of the communities in Te Uku, Raglan and Aotea Harbour which may be affected by activities associated with the Te Uku Wind Park project authorised by this consent and the related consents granted by Waikato Regional Council, including but not limited to representatives of:

a) Nga Uri a Mahanga Trust (for Mahanga);

b) Waikato Regional Council;

c) Waikato District Council;

d) Representatives of environmental groups, including Te Uku Interest Group;

e) Te Mata School Committee;

f) Waitetuna School Committee;

g) Te Uku School Committee;

h) Te Uku Hall Committee;

i) Raglan Residents and Ratepayers Association;

j) Raglan Community Board;

k) Whaingaroa Harbour Care;

to facilitate the establishment and maintenance of a Community Liaison Group.

11.4 The purpose of the Community Liaison Group is to be a body which provides a forum:

a) For the consent holder to provide information on the operation and environmental effects of the activities authorised by this consent and those granted by Waikato Regional Council (including new information and studies relevant to such effects).

b) To facilitate ongoing communication between the consent holder, the local community and interested parties in relation to the construction or operation of the Te Uku Wind Park, including its effects on the environment and any concerns expressed in relation to human health and safety.

c) To identify and discuss appropriate measures to address issues raised, including the provision of further information.

11.5 The consent holder shall provide reasonable administrative and logistical support to facilitate the functions of the Community Liaison Group including provision of an independent facilitator to chair Community Liaison Group meetings. The extent of the support to be provided is to be determined by the consent holder in consultation with the Waikato District Council and Waikato Regional Council.

11.6 The consent holder shall use its best endeavours to ensure that meetings of the Community Liaison Group are held for the duration of the consent from the commencement of the consent:

a) At least once every six months during the construction period; and

b) At least annually pre and post the construction period (unless the Community Liaison Group determines that meetings should be held less frequently or are no longer required and advises the consent holder and Waikato District Council and Waikato Regional Council accordingly).

11.7 The consent holder shall inform the Waikato Regional Council and the Waikato District Council of any meeting of the Community Liaison Group a minimum of ten working days in advance of that meeting.

11.8 The consent holder shall ensure that the minutes of the Community Liaison Group meetings are forwarded to the Waikato Regional Council and the Waikato District Council within two weeks of any meeting being held.

11.9 The consent holder shall assist the Community Liaison Group to fulfil its purpose by, among other things:

a) Arranging an appropriate venue in the local area for the meetings of the Community Liaison Group.

b) Appointing one of the consent holder's senior officers to represent it on the Community Liaison Group and ensuring at least one of its representatives attends all of the formal meetings of the Community Liaison Group (unless the Community Liaison Group determines that the consent holder should not be represented on the Group or does not need to attend a specific

meeting and advises the consent holder and Waikato District Council and Waikato Regional Council accordingly).

c) Providing information to the Community Liaison Group about progress in relation to the project, including the environmental effects of the project and compliance with consent conditions.

d) Being prepared to discuss the environmental effects of the Te Uku Project, any concerns in relation to human health and safety, and any complaints from the local community, including provision of further information and identification of appropriate measures to address issues raised.

Advisory Note:
The Community Liaison Group shall have the objectives of:

a) Facilitating information flow between the consent holder and the community;

b) Operating in good faith;

c) Identifying any issues of concern that arise during the construction period; and

d) Making recommendations to the consent holder in relation to any issues identified in terms of c) above.

12.0 DE-COMMISSIONING

12.1 If the wind farm (including any individual wind turbine generator) ceases operation for a continuous period of 18 months, or for any other reason determined by the consent holder, the wind farm (or the individual wind turbine generator as the case may be) shall be decommissioned. The consent holder shall provide written notice to the Waikato District Council of the intent to decommission the site and shall prepare and submit a Decommissioning Management Plan to Waikato District Council Environmental Services Group Manager for approval three months prior to any decommissioning work. The plan is to include, but not be limited to, details of the following:

a) procedures for dismantlement and removal of turbine structures;

b) methodology for earthwork site rehabilitation and revegetation;

c) traffic management for any overweight and over-dimension vehicles;

d) other matters relating to facilities and signage for public viewing and access.

This condition does not require the removal of sub-surface components, or the removal of roads. The consent holder shall provide written notice to the Waikato District Council within 3 months of completion that all decommissioning works has been completed.

13.0 OTHER

13.1 Pursuant to sections 128 to 131 of the Resource Management Act 1991, the Waikato District Council may one year after the commencement of this consent, and at one yearly intervals thereafter, serve notice on the consent holder of its intention to review any or all of the conditions of this consent for any of the following purposes:

a) To review the effectiveness of the conditions of this resource consent in avoiding, remedying, or mitigating, any adverse effect on the environment that may arise from the exercise of this resource consent (in particular the potential adverse environmental effects in relation to noise, vegetation removal, earthworks, traffic and roading, visual, landscape and amenity effects), and if necessary to avoid, remedy or mitigate such effects by way of further or amended conditions;

Advisory Note:

The results of monitoring visitor numbers may require consideration of the following matters:

a) Signage and access arrangements;

b) Local road and intersection upgrades;

c) Any other matter agreed between Council and the consent holder.

b) To address any adverse effects on the environment which has arisen as a result of the exercise of this consent that were not anticipated at the time of granting this consent, including addressing any issues arising out of complaints;

c) To review the adequacy of, and necessity for, any of the monitoring programmes or management plans that are part of the conditions of this consent; and

d) To require the consent holder, if necessary and appropriate, to adopt the best practicable option(s) to avoid, remedy or mitigate any adverse effects on the surrounding environment.

The Council will undertake the review in consultation with the consent holder and the consent holder shall pay the actual and reasonable costs of the review.

13.2 Unless otherwise specified in the conditions of this consent, compliance with any monitoring requirement imposed by this consent shall be at the consent holder's expense.

13.3 The consent holder shall pay to the Waikato District Council all required administration charges fixed by the Waikato District Council pursuant to section 36 of the Resource Management Act 1991 in relation to:

a) Administration, monitoring and inspection relating to this consent; and

b) Charges authorised by regulations.

13.4 Upon completion of the wind farm, the consent holder shall advise the Waikato District Council Environmental Services Group Manager that all conditions of this consent have been adhered to.