



Application for Deemed Permitted Boundary Activity

Under Section 87BA of the Resource Management Act 1991

Send your application to:

Email: resourceconsents@uhcc.govt.nz

Resource Consents and Compliance
 Upper Hutt City Council
 Private Bag 907, Upper Hutt 5140

For enquiries:

Telephone: (04) 527 2169
 Email: resourceconsents@uhcc.govt.nz

Applicant details

Full name:		Preferred contact point <input type="checkbox"/>
Postal address:		
Telephone (daytime)/Mobile:	Email:	

Agent details (if applicable)

Full name:		Preferred contact point <input type="checkbox"/>
Postal address:		
Telephone (daytime)/Mobile:	Email:	

Application details

Property address:
Legal description:
Description of proposed activity: <i>[detail proposed building/alterations and the boundary infringements (yard setback or height control plane)]</i>

I attach a site plan and elevations (drawn to scale) of the site at which the activity is to occur, showing the height, shape and location of the proposed activity, including infringement/s.

The full name(s) and addresses of any owner of an allotment with an infringed boundary to which the proposed activity relates are as follows:

Name:	Address:
Name:	Address:
Name:	Address:

I attach the written approval form and a signed set of plans from each owner of an allotment with an infringed boundary.

Fee

In accordance with section 36 of the Resource Management Act and the Council's current schedule of fees, the fee outlined in the schedule of fees must be paid to Council for the deemed permitted boundary activity. This can be paid with a cheque or an invoice can be generated for payment at the time the application is lodged with Council.

Signature of applicant or person authorized to sign on behalf of the applicant

Name:	Signed:	Date:
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Note to applicant

In order to be eligible for a deemed boundary activity, the activity must meet the definition of boundary activity under section 87AAB(1) of the Act.

You must provide written approval from all owners of allotments with infringed boundaries under section 87BA(1) of the Act.

You must include all information required by this form. If all information is not included, Upper Hutt City Council will return this form to you and the correct information must be supplied before a written notice permitting your activity can be provided.

If all of the information required under section 87BA(1) of the Act is provided to Upper Hutt City Council, we must notify you of your permitted boundary activity within 10 working days after the date of which the application was received.

If signing on behalf of a trust or company, please provide additional written evidence that you have the signing authority.

Privacy Information

The information you have provided on this form is required so that your application can be processed under the Resource Management Act 1991, and so that statistics can be collected by Upper Hutt City Council. The information will be stored on a public register and held by Upper Hutt City Council. Under the Privacy Act 2020, you have the right to see and correct personal information Upper Hutt Council holds about you.



Written Approval Form

Under Section 95E of the Resource Management Act 1991

Send your application to:

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Upper Hutt City Council
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For enquiries:

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Applicant details (applicant to complete)

Full name:	
Address of proposed activity:	
Brief description of proposed activity:	

Affected persons details (affected persons to complete)

Full name(s):	
Address of affected property:	
Electronic address for Service:	
Postal address:	

I am/we are the OWNER(S)/OCCUPIER(S) (delete one) of the property.

I have authority to sign on behalf of all the other OWNERS/OCCUPIERS (delete one) of the property.

In most cases the Council will require the approval of the legal owners and the occupiers of the affected property.

You should only sign below if you support or have no opposition to approval of the application for resource consent you have been asked to consider.

- I/We have been given details of the full and final proposal, including a copy of the application form, assessment of the environmental effects and plans, and plans to which I/we are giving approval.
- I/We agree that we have signed the resource consent application and each page of the plans shown to us relating to this application.
- I/We understand that by giving my/our written approval, the Council cannot take account of any actual or potential effects of the activity on my/our property when considering the application. The fact that any such effects may occur shall not be relevant grounds on which the Council may refuse to grant its consent to the application.
- Further, I/we understand that at any time before the application is finalised, I/we may give notice in writing to the Council that this approval is withdrawn, under S104(4) of the Resource Management Act 1991.
- If the consent authority determines that the activity is a deemed permitted boundary activity under section 87BA of the Act, your written approval cannot be withdrawn if this process is followed instead.

Signature of property owner(s) (or those authorized to sign on behalf)

Name:	Signed:	Date:
Name:	Signed:	Date:

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