



# Ruapehu District Council

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## Form 8B

# Written Approval For Deemed Permitted Boundary Activity

Section 87BA, Resource Management Act 1991

### To Ruapehu District Council

Full Name(s) of person(s) giving written approval

Property Address of person(s) giving written approval

Daytime Phone

Mobile

Email

In relation to the property, I am (we are) the  Owner(s)  Occupier(s)  Owner(s) and Occupier(s)

I have the authority to sign on behalf of all the other owners/occupiers of the property

Note: If you are signing on behalf of others (e.g. a Trustee on multiple-owned Māori land), please provide evidence to show that you have this authority

This is written approval for the proposed activity that is the subject of a deemed permitted boundary activity application.

### Boundary Activity Details

I have read the description of the activity at the following property *[please write address of the property with the boundary activity below]*

**I have seen and signed the site plans attached. In signing this written approval, I confirm that I understand the proposal and understand that the consent authority will permit the applicant to undertake the activity (provided they have supplied the correct information, including all other written approvals required).**

**I understand that I may not withdraw my written approval.**

**Signatures**\*A signature is not required if you give your written approval by electronic means (note that the plans do need to be signed).

Signed

Signed

Date

Date

## Notes

### Why is your Consent Required?

If an application for a Resource Consent is to be a Deemed Permitted Boundary Activity, the Resource Management Act requires that the proposed activity should be a boundary activity such as a yard encroachment or height to boundary encroachment and have the written approval of the neighbour likely to be affected. If you have been asked to give your consent, it is because you are the neighbour adjoining the relevant boundary.

### What Should You Do?

If you are asked to give your consent to someone's proposal as part of their application for a Deemed Permitted Boundary Activity, you should do the following:

- 1 Request that your neighbour (or their representative) explain the proposal clearly and fully to you.
- 2 Study the application and associated plans of the proposed activity provided by them in order to understand the effects of the proposal. If there are no plans available at this stage, you should wait until they are available.
- 3 If you are satisfied that the proposed activity will not adversely affect you, **complete and sign the Written Approval for Deemed Permitted Boundary Activity consent form** (on reverse) and **sign a copy of the associated plans**.
- 4 Return all documentation to the applicant (or their representative).

### Note to person signing written approval

You should only sign this form if you fully understand the proposal. You should seek expert or legal advice if you need the proposal or deemed permitted boundary activity process explained to you. If signing on behalf of a trust or company, please provide additional written evidence that you have signing authority.

### What if you don't sign?

If you don't provide written approval, then the applicant may lodge an application for resource consent. An application for resource consent will be processed under the Resource Management Act and provisions of the District Plan. Council as Consent Authority will make a decision whether any persons are affected by the proposed activity. If it is decided that you are affected, the application may require notification. If it is decided that you are not affected, then the proposed activity can be granted consent as a non-notified application.

Please note that if you don't sign this form, then the proposed activity must go through the resource consent process. It does not necessarily mean that resource consent won't be granted.