

Submission Form 16 to the Otago Regional Council on consent applications

This is a Submission on publicly notified resource consent applications pursuant to the Resource Management Act 1991.

Submitter Details:

(please print clearly)

Full Name/s: Kenneth Fleck

Postal Address:

Post Code:

Phone number:

Business:

Private:

Mobile:

Email address:

I/ we wish to ~~SUPPORT~~ / **OPPOSE** / submit a ~~NEUTRAL~~ submission on (circle one) the application of:

Applicant's Name: Kenneth Fleck

Application Number:

RM20.280

Location:

Smooth Hill

Purpose:

Proposed Landfill

The specific parts of the application/s that my submission relates to are: (Give details)

Community Wellbeing, the fear of water and air pollution and loss of recreational value, impact on future generations, damage to the wetlands, effects of climate change, negative effect on bird and fish life, landfill siting in relation to Dunedin Airport.

My submission is (include: whether you support or oppose the application or specific parts of it, whether you are neutral regarding the application or specific parts of it and the reasons for your views).

I oppose this application due to:

When we purchased our property in 1999 we had researched the area for a safe place to bring up our children. Our property is in a family trust and we have concerns for the long-term impact on our future grandchildren and generations to come. Our property backs onto the Otokia Creek. I grow vegetables on the area of our section which backs onto the Creek. I am worried about leachate contaminating our food supply.

The wind that comes from the direction of the proposed site is often strong and lasts for long periods. When we are home we spend large amounts of time on our covered outside area on the north side of our house (facing Otokia Creek). If the proposed site was to go-ahead we are very worried that our outside area will not be useable in the same way due to the smell.

Over the last 20 plus years we have used the creek for family recreation, we have canoes housed on the banks. We have also used the Creek for programs that we run and host for youth from the surrounding area. I am concerned there is not enough proof provided to show that the landfill is not a risk for the young to come and play and swim in the water below our property whose head waters are at Smooth Hill.

I have a small boat which I regularly use to fish from Brighton beach to provide food for our family and neighbours. I am concerned that leachate will contaminate our food supply.

I work in the New Zealand healthcare sector which includes regular travel by plane. I do not understand why the DCC would willingly and knowingly go against the International Civil Aviation Organisation that states a landfill must be no closer than 13kms from any airport. At 4.5 km from the Dunedin International Airport this landfill adds significant risk to flights and may cause delays which will negatively impact my ability to arrive at hospitals around the country where I provide clinical training.

I am disappointed with the actions of the DCC to submit this 4 days before New Zealand policy prohibits this. 4 days is a very short amount of time for the future of Brighton. This fact alone raises concerns that the proposal itself is morally wrong. Nationally we have high environmental goals which impact the way many individuals use their land. DCC should be leading by example and at this point I believe there needs to be more research invested in location, risks and impact so that our community remains safe and there is a safe and sustainable solution for the waste of the larger Dunedin area.

I seek the following decision from the consent authority (give precise details, including the general nature of any conditions sought)

Decline a consent to operate a Class 1 landfill in the streambed of the tributary at Otokia Creek.

I do:

- Wish to be heard in support of our/my submission
 Not wish to be heard in support of my submission

If others make a similar submission, I will consider presenting a joint case with them at a hearing.

- Yes
 No

I, **am not** (choose one) a trade competitor* of the applicant (for the purposes of Section 308B of the Resource Management Act 1991).

*If trade competitor chosen, please complete the next statement, otherwise leave blank.

I, **am** (choose one) directly affected by an effect as a result of the proposed activity in the application that:

- a) adversely affects the environment; and
- b) does not relate to trade competition or the effects of trade competition.

I, **do** (choose one) wish to be involved in any pre-hearing meeting that may be held for this application.

I **do** request* that the local authority delegates its functions, powers, and duties to hear and decide the application to 1 or more hearings commissioners who are not members of the local authority

I **have not** served a copy of my submission on the applicant.



Signature/s of submitter/s
(or person authorised to sign on behalf of submitter/s)

14/11/2021
(Date)

Notes to the submitter

If you are making a submission to the Environmental Protection Authority, you should use [form 16B](#).

The closing date for serving submissions on the consent authority is the 20th working day after the date on which public or limited notification is given. If the application is subject to limited notification, the consent authority may adopt an earlier closing date for submissions once the consent authority receives responses from all affected persons.

You must serve a copy of your submission on the applicant as soon as is reasonably practicable after you have served your submission on the consent authority.

Privacy: Please note that submissions are public. Your name and submission will be included in papers that are available to the media and the public, including publication on the Council website. Your submission will only be used for the purpose of the notified resource consent process

If you are a trade competitor, your right to make a submission may be limited by the trade competition provisions in [Part 11A](#) of the Resource Management Act 1991.

If you make a request under [section 100A](#) of the Resource Management Act 1991, you must do so in writing no later than 5 working days after the close of submissions and you may be liable to meet or contribute to the costs of the hearings commissioner or commissioners.

You may not make a request under section 100A of the Resource Management Act 1991 in relation to an application for a coastal permit to carry out an activity that a regional coastal plan describes as a restricted coastal activity.

Please note that your submission (or part of your submission) may be struck out if the authority is satisfied that at least 1 of the following applies to the submission (or part of the submission):

- it is frivolous or vexatious:
- it discloses no reasonable or relevant case:
- it would be an abuse of the hearing process to allow the submission (or the part) to be taken further:
- it contains offensive language:
- it is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

The address for service for the Consent Authority is:

Otago Regional Council, Private Bag 1954, Dunedin, 9054
or by email to submissions@orc.govt.nz