

Submission Form 16 to the Otago Regional Council on consent applications

This is a Submission on (a) limited notified/publicly notified resource consent application/s pursuant to the Resource Management Act 1991.

Submitter Details:
(please print clearly)

Full Name/s: Matthew Anthony York

Postal Address: [REDACTED]
[REDACTED] Post Code:Phone number: Business: [REDACTED] Private:
Mobile: [REDACTED]

Email address: _____

I/ we wish to **OPPOSE** submission on (circle one) the application of:

Applicant's Name: Dunedin City Council

And/or Organisation: _____

Application Number: Luc-2020- 405

Location: Smooth Hill

Purpose: Landfill

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

The Hydrology of the site and the fact that there is not enough evidence to convince me that the Otokia creek will not be affected by having a landfill in the head waters. Also the fact that no or very little notice has been given to the fact that Brighton has grown a lot closer to the site than it was in 1992. There is also a concern that the report is misleading as it states that the Otokia Creek flows to the sea near Brighton when in reality it flows through the middle of Brighton and across the main swimming beach.

My/Our 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 have lived in Brighton for all my life (45 Years) and have spent a lot of that time playing swimming and floating on or in the Otokia creek. In the last 20 years I have spent time studying the water quality bird life and aquatic habitat in and around the creek. For the last 8 years I have been taking weekly water quality and flow readings at various locations in and around the entire catchment.

I have walked or kayaked the entire length of the creek and most of the tributaries. Over the last 20 years the water quality in the creek has improved due to the septic tanks in Brighton being

replaced with a sewer system. I have also noticed an increase in both bird and aquatic life in the creek and marsh area. The lower Marsh is a regionally important wetland and the home to many birds with several regular visitors (white heron royal spoonbill black stilt to name 3) it is also home to the Red Bullie which is on the endangered list. I feel that this alone is enough to stop the landfill going at Smoothhill. I feel that the normal flow in the creek (it dries up in the upper reaches at times during summer) is not sufficient to dilute any amount of leachate that enters the creek. This means that a very small quantity of leachate could affect the whole creek from the headwaters to the estuary in the lower reaches. Because of the low flow any contaminants that enter the estuary will stay for a very long period of time.

I have noted that the unlined stormwater attenuation basin is also the emergency leachate catch basin which will then allow the leachate to soak in to the groundwater. This ground water will surface further down the catchment and enter the creek causing it to be contaminated. In the DCC application there is no mention of how any leachate that does escape the site will be cleaned up or how any environmental damage will be addressed. I also read that on site water will be tested for Ammonia PH and Electrical conductivity but the Otokia Creek below the landfill will be checked daily only for clarity and water colour so I'm wondering how and change in PH , Ammonia or any other water quality parameters will be noticed.

So I feel that a landfill at the headwaters of a reasonably healthy creek that flows out to a highly popular and very well used swimming beach at a site that was decided nearly 30 years ago needs a lot more study to allow for downstream effects and effects on the local community.

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

I strongly oppose the landfill being built at the Smoothhill site and feel that it should be ruled out till other more modern options have been explored.

I/we:

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

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

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

MAYork

11/10/21

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

(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