

**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: Gerard Patrick Closs

Postal Address:

██████████

██████

Post Code:

████

Phone number:

Business:

Private:

Mobile:

██████████

Email address:

I wish to **OPPOSE** the application of:

Applicant's Name: Duendin City Council

And/or Organisation:

Application Number: RM20.280

Location:

Smooth Hill

Purpose:

Landfill

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

- i) Discharge of water and contaminants from an attenuation basin and sediment retention ponds for the purpose of construction and operation of a Class 1 Landfill.
- ii) Water permit to divert surface water within Otokia Creek catchment for the purpose of the construction of a Class 1 landfill, and to dam water within an attenuation basin.
- iii) Land use consent to alter, reclaim and place structures on the bed of waterbodies and wetlands for road alignment works.

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 consider the operation of a Class 1 tip in the bed of a tributary stream to be a completely outmoded approach to municipal waste disposal. Such a tip will create a long term inter-generational legacy of pollution that will have to be managed for an unknown length of time into the future. The composition of general municipal waste is challenging to manage, creating the potential for a complex mix of

pollutants to leach from the tip even when capped and closed, with the leachate having to be contained and managed potentially for centuries.

I note that in Victoria, Australia, the tipping of municipal waste into stream gullies was made a prohibited activity in the 1990s (Publication 788.3, August 2015, EPA Victoria)

The proposal also pre-empts current central government planning processes as per the discussion document "Managing our Wetlands' MfE, 2021, and will create significant on-going challenges for meeting the expectations of the National Policy Statement for Freshwaters 2020.

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I/We 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 a tributary of Otokia Creek.

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I:

- 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

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 not** (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** wish to be involved in any pre-hearing meeting that may be held for this application.

I **do not** 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.



9 Nov 2021

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

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(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](mailto:submissions@orc.govt.nz)