

**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: Kim 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: Kim 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)

Environmental degradation – odour, noise, leachate  
Effects of climate change – high rain fall events  
Personal well-being – social impact  
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:

My property backs on to Otokia Creek.

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.

We cycle in the area and enjoy the beauty and peace. Having a landfill in the area will destroy this aspect of recreation for us and our community with the smell, noise from machinery and increase in birds attracted by the landfill.

I am very concerned that the noise and smell of a landfill will spoil what makes Brighton special and the reason it is an area people love to come on sunny days for a swim or for a walk or for holidays. Why would a landfill even be considered in such a beautiful place that is appreciated and enjoyed by so many? We spend a great deal of time outside our house in a covered sheltered area with a beautiful view and this has the potential to be ruined due to the landfill smell and noise.

Our house overlooks Otokia Creek, we have a beautiful view and it is peaceful – a haven. We have enjoyed watching the growing numbers of bird life specifically the White Heron, Falcon, Pied Stilt, Keruru, Piwakawaka, Tui, Pukeko and even Parakeet. The birds that are attracted by landfills put the native birds in the area at risk. People canoe and kayak and raft the creek enjoying the beauty.

We watch the creek change depending on the weather and in high rain events we see the increase in run-off from the surrounding hill enter the creek wetlands. A landfill at the head of this catchment area hugely increases the risk of pollution to the water which puts at risk the bird and fish population.

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, considering there will be new hospital being built in Dunedin requiring input from experts and an increase in specialist consultants, could be cause for concern.

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.



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

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