

NOTES FOR HEARING

CONTAMINATED LAND, HAZARDOUS SUBSTANCES, NOTABLE TREES

Frida Inta S553 Buller Conservation Group S552

06 December 2023

Representing myself and Buller Conservation Group, I have read the s42A report of Lois Easton.

Hazardous substances

New objective

S42A@60 s552,553.047 (F Inta p20)

I asked for an objective from the extant Buller district plan be transferred to the pTTPP, being -

To encourage and promote the safe and efficient handling and disposal of hazardous substances throughout the District.

but that request has been rejected -

S42A says - "I do not consider that handling and disposal of hazardous substances are matters that fall much within the ambit of the district plan. They are managed via the HSNO regulations, and also through discharge provisions administered by the West Coast Regional Council."

This reasoning I consider to be flawed. the overview to this chapter says -

"Hazardous substances are used for many agricultural, industrial and some domestic activities. Hazardous substances of various kinds are in widespread use on the West Coast/Te Tai o Poutini and for some activities are an **essential part of everyday life**. By their nature, hazardous substances carry an inherent risk of adverse effects on people and the environment"

The definition of 'territorial authority' in the RMA refers the reader to the LGA.LGA, s10
purpose of local government

- (1) The purpose of local government is
- (b) to promote the social, economic, environmental, and cultural well-being of communities in the present and for the future.

s10(1)(b) reflects s5 of the RMA.

Although hazardous substances come under other legislation it also relates to peoples' wellbeing. As the introductory paragraph to Hazardous Substances says, hazardous substances are widespread through the West Coast and used by a range of people including residential, in which case a district plan should address, as an objective to aim for, the safe and efficient handling and disposal of hazardous substances in the district including domestic.

I want to see either this new objective included, or else my amendment to objective 1, being to include, 'or any other activities' where the s42A@58 reasoning for this is similar to that at S42A@60.

New policy

s42A@64 s552, 533.048 (F Inta, p20)

I asked that the following policy be transferred from the extant Buller District Plan
Compliance with approved codes of practice and national guidelines and standards shall be required for all activities involving the use, storage and transport of hazardous substances.

s42A says this is not a district plan matter. I disagree. I consider that my request for transfer of this Buller plan clause reflects strongly the wording in the 1 objective to the HS chapter. Compliance with codes of practice etc will ensure "that risks to the environment and human health arising from subdivision use and development activities involving hazardous substances are minimised"

My request to transfer this policy from the Buller District Plan is therefore certainly appropriate.

HS P2

S42A@70

Ensure that new or expanded major hazard facilities are located away from natural, historic and cultural overlay surface waterbodies and wetlands and, that where practicable, all hazard facilities are located outside of natural hazard overlays ~~away from locations that are subject to significant natural hazards, where practicable,~~, taking into account the operational and functional needs of activities to locate in these areas

Firstly there is bad grammar - needs a comma after 'overlay'.

Then, I am concerned about the deletion and subsequent insertion in this policy. Significant natural hazards will include the overlay but the overlay will not necessarily include all natural hazards, as natural hazards can be dynamic. I would like the following amendment:

Ensure that new or expanded major hazard facilities are located away from natural, historic and cultural overlay, surface waterbodies and wetlands and, that, where practicable, all hazard facilities are located ~~outside of natural hazard overlays~~ away from locations that are subject to significant natural hazards, ~~where practicable,~~, taking into account the operational and functional needs of activities to locate in these areas

Notable Trees

I object to including 'energy activities' in P4(c), R2(b), R3(b), where it is in addition to 'infrastructure'. An energy activity in the sense that it is being used here **is** infrastructure, it **is** essential infrastructure, it **is** network utility infrastructure. "Energy activities" is a superfluous phrase just taking up bulk within the proposed plan. I would like to see this applied throughout the proposed plan.