

From: [George Enersen](#)
To: Neil.McCann@adc.govt.nz; info@adc.govt.nz; brodie.akacich@cial.co.nz; matt.willoughby@cdhb.health.nz; warren@rangiora.school.nz; martina.armstrong@silverfern farms.co.nz; ctaylor@golder.co.nz; justine@planzconsultants.co.nz
Cc: [Mailroom Mailbox](#)
Subject: MINISTRY OF EDUCATION FURTHER SUBMISSION ON THE PROPOSED CANTERBURY AIR REGIONAL PLAN
Date: Thursday, 9 July 2015 10:04:13 a.m.
Attachments: [image002.png](#)
[image003.png](#)
[image004.png](#)
[Ministry of Education - proposed Canterbury Air Regional Plan - Further Submission.pdf](#)

Dear Sir/Madam

On behalf of the Ministry of Education

Please find attached a set of further submissions on Environment Canterbury's Proposed Canterbury Air Regional Plan lodged by the Ministry of Education on 8 July 2015.

Kind Regards
George Enersen



George Enersen | Resource Management Planner | Opus International Consultants Ltd
Phone +64 3 363 5567 | Mobile +64 27 216 7815 | Fax +64 3 365 7858 | Email George.Enersen@opus.co.nz
20 Moorhouse Avenue, Christchurch 8011, New Zealand
PO Box 1482, Christchurch Mail Centre, Christchurch 8140, New Zealand

Visit us online: www.opus.co.nz





**Opus International
Consultants Ltd**
Christchurch Environmental Office
20 Moorhouse Avenue
PO Box 1482, Christchurch Mail
Centre, Christchurch 8140
New Zealand

t: +64 3 363 5400
f: +64 3 365 7858
w: www.opus.co.nz

8 July 2015

Environment Canterbury
PO Box 345
Christchurch 8140

Dear Sir/ Madam

**MINISTRY OF EDUCATION – FURTHER SUBMISSION – PROPOSED
CANTERBURY AIR REGIONAL PLAN 2015**

The Ministry of Education (the Ministry) is making further submissions on the Proposed Canterbury Air Regional Plan.

The Ministry of Education confirms it is a person that represents a relevant aspect of the public interest. The Ministry has responsibility for all education property owned by the Crown. Ensuring this responsibility is protected is a relevant aspect of the public interest.

The enclosed submission table consists of:

- The Submitter and ID Point of the submission that the Ministry supports or opposes
- The particular parts of the submission that are supported or opposed
- The reasons why the Ministry supports or opposes the submission

The Ministry confirms its submission does not relate to trade competition or the effects of trade competition.

The Ministry wish to be heard in support of its submission.

Regards

George Enersen
Resource Management Planner
For and behalf of the Ministry of Education

Address for Service:
Opus International Consultants Limited
Attn: George Enersen
George.enersen@opus.co.nz



Ministry of Education
 Further Submission – Proposed Canterbury Air Regional Plan

| Submitter / Person ID | Submission Point ID | Original Submission Statement | Support or Oppose | Reasons |
|--|---------------------|--|-------------------|---|
| Christchurch International Airport Limited (61504) | pCARP - 922 | 13 Rule 7.18: CIAL is opposed to this rule as it may limit future growth opportunities for the airport. Any limit to airport growth would have a compounding effect on the Canterbury and South Island economy. | Support. | There are a large number of Schools within clean air zones. Ministry boilers within these zones should not be subject to a more onerous approach, as provided for by this rule. The rule has the potential to limit the ability to renew boilers on School sites for the purpose of classroom heating and thereby hindering education activities. |
| St George's Hospital (63131) | pCARP - 813 | Delete Rule 7.18. This rule prohibits the discharge of contaminants to air from large scale fuel burning devices (as well as industrial or trade premises), inside a clean air zone (and outside a clean air zone after notification of the CARP), that will result in the AAQG being exceeded. This rule is opposed and its deletion requested. As discussed earlier within this submission, Policies 6.2 and 6.3 (subject to the amendments requested), outlines the proposed resource management approach to be adopted should ambient air quality exceed 66% or more of the AAQGs. Large scale fuel burning devices, particularly within clean air zones, should not be subject to a more onerous approach, as provided for by this rule, without consideration of the | Support. | There are a large number of Schools within clean air zones. Ministry boilers within these zones should not be subject to a more onerous approach, as provided for by this rule. The rule has the potential to limit the ability to renew boilers on School sites for the purpose of classroom heating and thereby hindering education activities. |

Ministry of Education
 Further Submission – Proposed Canterbury Air Regional Plan

| Submitter / Person ID | Submission Point ID | Original Submission Statement | Support or Oppose | Reasons |
|---|---------------------|---|-------------------|---|
| | | <p>broader policy framework of the CARP or the relevant provisions of the RMA. This rule has the potential to prohibit St George's, given that it is located within a clean air zone, ability to continue to utilise the boilers and generators it requires to efficiently operate the hospital. Rather than relying upon this rule, the management approach outlined in the amended Policies 6.2 and 6.2 should be relied upon to outline the manner in which the AAQGs will be utilised in resource management decisions within the region.</p> | | |
| <p>Christchurch International Airport Limited (61504)</p> | <p>pCARP - 923</p> | <p>Rule 7.19: CIAL are opposed to rule 7.19 (3) and requests that the condition be removed on the basis that the effects of the activity are less than minor already and the condition does not result in a benefit. There are further restrictions to the height at which fixed structures can be built to before penetrating the Airport Protection Surfaces. These are described in the Christchurch City Council City Plan: Volume 3: Part 9 General City Rules: 6.0 Airport Protection Surfaces. We also request that a condition be added that exempts consented boilers installed prior to the pCARP being notified.</p> | <p>Support.</p> | <p>Agree in general with CIAL's position. This will limit the height of buildings (no higher than 5m) near boiler stacks for newly developed Ministry sites as they have to be a set distance (25m) from the stack. This will also put constraints on land on school sites available for buildings and may compromise open space for playing fields.</p> <p>In addition for any boiler renewal wanting to be in the same location, existing infrastructure may cause non-compliance of this rule.</p> |

Ministry of Education
 Further Submission – Proposed Canterbury Air Regional Plan

| Submitter / Person ID | Submission Point ID | Original Submission Statement | Support or Oppose | Reasons |
|--|---------------------|--|-------------------|--|
| Christchurch International Airport Limited (61504) | pCARP - 926 | Rule 7.20: CIAL are opposed to rule 7.20 (4) and requests that the clause be removed on the basis that the effects of the activity are less than minor already and the condition does not result in a benefit. We also request that a condition be added that exempts consented boilers installed prior to the pCARP being notified. | Support. | <p>Agree in general with CIAL’s position. This will limit the height of buildings (no higher than 5m) near boiler stacks for newly developed Ministry sites as they have to be a set distance (25m) from the stack. This will also put constraints on land on school sites available for buildings and may compromise open space for playing fields.</p> <p>In addition for any boiler renewal wanting to be in the same location, existing infrastructure may cause non-compliance of this rule.</p> <p>Facilities (schools) should be exempt from Rules 7.14 - 7.59 to provide for education without over restrictive and costly compliance matters.</p> |
| Fonterra Co-operative Group Limited (63146) | pCARP - 731 | <p>Delete condition 4 of Rule 7.20.</p> <p><i>Condition (4) – “There are no buildings higher than five metres above natural ground level within a 25m radius of the emission stack, unless the building, land or other structure is on a different property to the stack and was not established or anticipated at the time the stack was established”</i></p> | Support. | <p>This will limit the height of buildings (no higher than 5m) near boiler stacks for newly developed Ministry sites as they have to be a set distance (25m) from the stack. This puts constraints on land on school sites available for buildings and may compromise open space for playing fields.</p> |

Ministry of Education
 Further Submission – Proposed Canterbury Air Regional Plan

| Submitter / Person ID | Submission Point ID | Original Submission Statement | Support or Oppose | Reasons |
|-------------------------------|---------------------|--|-------------------|--|
| | | | | <p>In addition for any boiler renewal wanting to be in the same location, existing infrastructure may cause non-compliance of this rule.</p> <p>Facilities (schools) should be exempt from Rules 7.14 - 7.59 to provide for education without over restrictive and costly compliance matters.</p> |
| Silver Fern Farms Ltd (63233) | pCARP - 2467 | <p>Delete Condition 5 of Rule 7.21</p> <p><i>Condition (5) – “There are no buildings higher than 5m above natural ground level within a 25m radius of the emission stack, unless the building, land or other structure is on a different property to the stack and was not established or anticipated at the time the stack was established”</i></p> | Support. | <p>This will limit the height of buildings (no higher than 5m) near boiler stacks for newly developed Ministry sites as they have to be a set distance (25m) from the stack. This puts constraints on land on school sites available for buildings and may compromise open space for playing fields.</p> <p>In addition for any boiler renewal wanting to be in the same location, existing infrastructure may cause non-compliance of this rule.</p> <p>Facilities (schools) should be exempt from Rules 7.14 - 7.59 to provide for education without over restrictive and costly compliance matters.</p> |

Ministry of Education
 Further Submission – Proposed Canterbury Air Regional Plan

| Submitter / Person ID | Submission Point ID | Original Submission Statement | Support or Oppose | Reasons |
|--|---------------------|--|-------------------|---|
| Rangiora Borough School (63232) | pCARP - 1265 | Clarify Rules 7.14 to 7.27 to ensure that small boilers such as those installed in Rangiora Borough School can continue to operate. | Support. | Exceptions from Rules 7.14 – 7.27 need to be included for Educational Facilities (schools) to enable schools to provide for heating of school facilities without increasing the costs of compliance. All existing Schools that have permitted activities under the NRRP shall remain with that status. Schools provide major benefits to the community and are significant on a national scale. The operation of schools should not be hindered or restrictive by the introduction of the pCARP. |
| Canterbury District Health Board (62935) | pCARP - 540 | Rule 7.56(3) be amended to require an independently auditable odour/dust management plan to be implemented to demonstrate that adverse effects on human health and the environment are being effectively avoided, remedied or mitigated. This plan shall be supplied to CRC at the time of consent application and audited at the discretion of CRC. | Oppose. | The Ministry seeks this submission point be rejected. Requiring independently auditable odour management plans will be costly and over restrictive on such a minor activity. In particular, most of the Ministry’s domestic waste water discharges are located in rural zones where there is no connection available to Council waste water systems. Odour from an onsite domestic waste water system would be negligible in the rural zone where there are other more offensive agricultural activities and given the scale of the discharge. In addition, the Ministry should be excluded from the rule altogether. Most discharge systems are located within 20m of the boundary to locate the systems away from |

Ministry of Education
 Further Submission – Proposed Canterbury Air Regional Plan

| Submitter / Person ID | Submission Point ID | Original Submission Statement | Support or Oppose | Reasons |
|--|---------------------|--|-------------------|---|
| | | | | school playing fields and classrooms. Such a condition would therefore require a resource consent for the odour discharge even if there is no odour present. |
| Canterbury District Health Board (62935) | pCARP - 555 | Rule 7.17 replace the term “non-complying activity” with the term “discretionary activity” | Support. | The intent of this rule appears to make the establishment of new, and the re-consenting of existing educational facilities that use boilers for heating restrictive and difficult. |
| Canterbury District Health Board (62935) | pCARP - 556 | Rule 7.18 replace the term “prohibited activity” with the term “discretionary activity” | Support. | The intent of this rule appears to make the establishment of new, and the re-consenting of existing educational facilities that use boilers for heating restrictive and difficult. |
| St George’s Hospital (63131) | pCARP - 781 | Delete Policy 6.7. <i>Policy 6.7 - Where, as a result of authorised land use change, land use activities within the neighbourhood of a discharge into air are significantly adversely affected by that discharge, it is anticipated that within a defined time frame the activity giving rise to the discharge will reduce effects or relocate.</i> | Support. | This policy requires activities to either reduce the effects of its discharges or relocate altogether if authorised land use change or land use activities within the neighbourhood are significantly adversely affected. This policy comes across as the opposite to the reverse sensitivity approach. This policy would be difficult for the Ministry as relocating Schools due to the effects of their large scale boilers would have a plethora of effects. |

Ministry of Education
 Further Submission – Proposed Canterbury Air Regional Plan

| Submitter / Person ID | Submission Point ID | Original Submission Statement | Support or Oppose | Reasons |
|------------------------------------|---------------------|--|-------------------|--|
| Ashburton District Council (62940) | pCARP - 873 | <p>Delete Policy 6.7 and replace with revised text which is consistent with Canterbury Regional Policy Statement Policy 14.3.5(1).</p> <p><i>Policy 6.7 - Where, as a result of authorised land use change, land use activities within the neighbourhood of a discharge into air are significantly adversely affected by that discharge, it is anticipated that within a defined time frame the activity giving rise to the discharge will reduce effects or relocate.</i></p> | Support. | <p>Policy 14.3.5 (1) reads: "Take account of reverse sensitivity implications associated with existing activities when making decisions with respect to authorising land use changes, to ensure that any changes proposed will allow discharges from the existing activity to continue at the level that prevailed at the time that the changes were approved, or can reasonably be mitigated to reduce the adverse effects." With regard to the Ministry, particularly rural schools this policy (14.3.5) seeks to provide greater protection to existing activities.</p> |