

25 November 2015

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Hearings Committee Proposed Canterbury Air Regional
Plan
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Please refer to: J B Forret
Account No: 561003-1

Attention: Tera Maka
Hearings Officer

Amended Rules for Committee after Submissions

1. In light of the discussion at the hearing yesterday, and in light of the Committee's invitation to Horticulture NZ to provide draft rules that would give effect to Horticulture NZ's submissions, Melrose has reconsidered the wording of proposed rule changes in its original submission.
2. Melrose requests that the Committee considers the amended wording which reflects the intention regarding sensitive activities and the performance standards proposed by Melrose in respect of a new rule for Free Range and low density (breeder) farms. We consider that the amended wording is clearer and provides certainty for those using the pCARP.
3. We hope this will assist the Committee.

Sensitive activity *Means an activity undertaken in:*

- (a) the area within the notional boundary of an occupied dwelling, being an area 20 metres from the exterior wall of any occupied dwelling, or the site's legal boundary where this is closer to the occupied dwelling.
- (b) a residential ~~area~~ zone; or
- (c) a site zoned for public amenity area uses, including those parts of any building and associated outdoor areas normally available for use by the general public, excluding any areas used for services or access areas; or
- (d) a site zoned for use as a place of public assembly for recreation, education, worship, culture or deliberation purposes.

7.62 *The discharge of contaminants into air from any new intensive poultry farming activity established since 1 June 2002, ~~that is not provided for by rule 7.61~~, is a restricted discretionary activity provided the following condition is met:*

1. The discharge is located at least 200m from a sensitive activity existing when the intensive poultry farming activity is consented.

The exercise of discretion is restricted to the following matters:

1. The quantity, quality and type of discharge and any effects arising from that discharge, including cumulative effects; and
2. The methods to control the discharge and avoid, remedy or mitigate any adverse effects, including the odour and/or dust management plan; and
3. The location of the discharge, including proximity to sensitive activities, wahi tapu, wahi taonga or sites of significance to Ngai Tahu; and
4. The matters set out in rule 7.2.

New Rule:

7.60 The discharge of contaminants into air from intensive poultry farming, including free range poultry farming ~~in accordance with Rule 4.4.2.5~~ where the maximum stocking density does not exceed 34kg of live weight per square metre ~~or 15 birds per square metre, whichever is greater~~, is a permitted activity provided the following conditions are met:

- (a) The discharge is located at least:
 - (i) 50m from any internal boundary; **and**
 - (ii) 100m from any boundary with sites zoned for sensitive activities;~~or~~
 - (iii) 200m from a sensitive activity existing when the intensive poultry farming activity is consented;~~whichever is the lesser~~ **and**
- (b) A Management Plan is prepared addressing how adverse effects of air emissions will be managed; **and**
- (c) Documentation is maintained that records the matters of performance listed in (a) to (b) above. These records shall be made available on request by a Council enforcement officer.

Activities which fail to comply with (b) or (c) of this rule and/or the maximum stocking density is greater than 34kg of live weight per square metre ~~or 15 birds per square metre~~, will require a resource consent for a restricted discretionary activity and will be assessed in accordance with Rule 7.6.2. Activities which fail to comply with (a) of this rule will require a resource consent for a discretionary activity.

Yours sincerely



Joan Forret
Partner