

CANTERBURY REGIONAL COUNCIL
Kaunihera Taiao ki Waitaha

AGENDA|2017

REGULATION HEARING COMMITTEE

Thursday, 2 November 2017

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Time: 8.30.am

Venue: Council Chamber,
200 Tuam Street, Christchurch





Regulation Hearing Committee

Membership

Chair

Councillor Peter Skelton

Members

Councillors Lan Pham, Tom Lambie
Elizabeth Cunningham





Regulation Hearing Committee

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REGULATION HEARING COMMITTEE

Minutes of the meeting held in the Council Chamber,
200 Tuam Street, Christchurch, on
Thursday, 19 October 2017 at 8.30am

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PRESENT

Councillors Peter Skelton (Chairperson), Tom Lambie, Elizabeth Cunningham and Lan Pham

OFFICERS PRESENT

Virginia Loughnan, Acting Consents Manager; Alison Cooper, Consents Hearings Officer

- 1. **APOLOGUES**
- 2. **CONFLICTS OF INTEREST**

No conflicts of interest were declared.
- 3. **MINUTES OF PREVIOUS MEETING – 10 August 2017**

Resolved:

That the Committee confirms as a true and correct record the minutes of the meeting held on 10 August 2017.

Cr Lambie /Cr Pham
CARRIED

4. MATTERS ARISING

There were no other matters arising from the minutes.

5. DEPUTATIONS AND PETITIONS

There were no deputations or petitions.

6. DECISION ITEMS

6.1 Appointment of Hearing Commissioner to decide objection to decision - CRC156747 Omihinu Limited

Resolved:

That the Committee, in regard to an objection to decision of resource consent CR15674 – Omihinu Limited:

(a) Appoints Robert Nixon as a Hearings Commissioner under s34A of the Resource Management Act 1991; and

(b) Delegates to Robert Nixon pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; hear; and decide the objection to decision

Cr Pham / Cr Cunningham
CARRIED

7. EXTRAORDINARY AND URGENT BUSINESS

There was no extraordinary or urgent business.

8. NEXT MEETING

Thursday 2 November 2017 - to be confirmed

9. CLOSURE

Chairman Skelton declared the meeting closed at 8.45am

CONFIRMED

DATE: _____

CHAIRPERSON: _____

Regulation Hearing Committee paper

General Information

Agenda item number	6	Date	2 November 2017
Portfolio	Operations Group - Consents	Commissioner	Regulation Hearing Committee
Author	Alison Cooper	Endorsed by	Virginia Loughnan

Title

Appointment of Decision Makers to consider and decide resource consent applications

Purpose

To appoint Hearing Commissioners to hear and decide resource consent applications CRC175344 and CRC175345 to be held by Canterbury Landscape Supplies Limited.

Recommendations

That the Committee, in regard to resource consent applications CRC175344 and CRC175345 to be held by Canterbury Landscape Supplies Limited:

- (a) *Appoints Sharon McGarry as a Hearings Commissioner, and member and Chair of the Hearing Panel under s34A of the Resource Management Act 1991; and*
- (b) *Appoints John Iseli as a Hearings Commissioner, and member of the Hearing Panel under s34A of the Resource Management Act 1991; and*
- (c) *Delegates to Sharon McGarry and John Iseli pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; hear; and decide the applications; and in the event of an inequality of votes provides Sharon McGarry with a casting vote.*

Proposal

Background

Canterbury Landscape Supplies Limited have applied for retrospective consent to discharge contaminants including odour and dust to air, and contaminants to land that may enter water from a compost operation at 97 Diversion Road, Swannanoa.

Materials to be composted include sawdust and bark, dewatered paunch grass, and scoured wool fragments. Other materials that may be composted include green waste, egg shell, compostable packaging with some residual food waste, grease trap waste, biosolids and leaf litter.

The maximum quantity of composting materials stored or being processed on the site at any time will be 40,000 cubic metres, with approximately 16,000 tonnes of compost produced each year.

A duration of 35 years is sought.

The applications were publicly notified. 41 submissions have been received, with 27 wishing to be heard. The majority are in opposition to the applications, with three in support.

A hearing is to be held early December 2017.

Discussion

The proposed commissioners, Sharon McGarry as Chairman and Hearing Panel member; John Iseli as a Hearing Panel member; have satisfied Council staff they have the necessary criteria, including technical ability, RMA Accreditation certification, availability and timeframe commitments to carry out the duties required.

Legal compliance

S34A of the Resource Management Act 1991 allows Council to delegate functions to Hearing Commissioners appointed by the Canterbury Regional Council.

The Regulation Hearing Committee appoints Hearing Commissioners in relation to consent authority matters under the Resource Management Act 1991.