

**Before the Independent Hearing Commissioners Appointed by
Canterbury Regional Council and Waimakariri District Council**

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of applications to the Canterbury Regional Council by Woodstock Quarry Limited for various resource consents to establish and operate a hard rock quarry and landfill
(CRC214073-CRC214077)

AND

IN THE MATTER of an application to the Waimakariri District Council by Woodstock Quarry Limited for resource consents to establish a landfill and associated earthworks at 513 Trig Road, View Hill **(RC215276/221101189245)**

Response to Applicants Additional Information Supplied as per 19th Minute to Parties

C.R. Timperley Farming Ltd & Timperley Manor Ltd
C/° 402 Trig Road
R.D.1
OXFORD 7495

8th April 2024

Introduction

1. My name is Andrew FitzPatrick, and our original submission which opposes all consent applications was presented to the hearings panel on Tuesday 29th August 2023, followed by a written response to further material supplied as per the 16th Minute to parties dated 26th October 2023.
2. This response is in relation to additional material supplied by the applicant as per the 19th Minute to parties, specifically changes to the proposed conditions of consent from the applicant should consent ultimately be granted. This response should be read in conjunction with our previous submissions as our position has not changed and the information submitted in this document is supplementary to our previous correspondence.

Surface Water

3. In our written response to further material supplied as per the 16th Minute to parties, we acknowledged the addition of a proposed condition of consent (then numbered 77 in the amalgamated conditions 214073/77 and 214075 document supplied by the applicant) in relation to the surface water take for 402 Trig Road. We note that in the evidence of Garry Blay in reply to Minute 19 dated 15th March 2024, this condition, now currently numbered condition 80, appears to have been struck out in its entirety.
4. Earlier evidence presented in the summary statement of Reporting Officer Shirley Hayward recommended “as a minimum, continuous measurements of pH and conductivity” at the water take for 402 Trig Road and that there is an added advantage of implementing this as the point is downstream of any leachate losses to all surface waterways. Mr Tim Johnston (CRC Principal Consents Planner) further supported that the Eyre River should be continuously monitored for pH and conductivity in his supplementary report to his s42a report (dated 08/11/2023).
5. The reply evidence Dr Michael Greer (dated 23rd November 2023) suggests that these recommendations serve “no purpose other than to impose additional monitoring costs and complexity on the applicant” based his opinion that any leachate in the Eyre River will have either had to have flowed past an already proposed monitoring station or will be so diluted as to be undetectable. Given that the applicant has not discussed with us the reasoning as to the removal of condition 80, we are under the assumption that it is solely based on this opinion.
6. We believe that Dr Greer has failed to consider a scenario where one or more of the currently proposed monitoring stations fails or is “offline” for a given period, or where a scenario exists where a previously unidentified path for leachate to be unintentionally discharged to the Eyre River exists. Both are plausible scenarios, especially where no comprehensive groundwater studies of the area have been undertaken, leaving an opportunity for leachate to escape to groundwater, to later resurface as surface water in the Eyre River via previously unidentified paths.
7. Given the potentially more than minor effects that any unintended and detectable leachate discharge would have to our surface water abstraction point (SWAP) in the Eyre River, and the absence of any back up monitoring systems in the event one of the currently proposed stations fails, we would like to see condition 80 reinstated to the extent outlined in our previous written response to further material supplied as per the 16th Minute to parties (should consent ultimately be granted). Furthermore, in the event any unintended discharge does occur at the landfill site (even if identified by any one or more of the currently proposed monitoring stations), continuous testing in the Eyre River would surely provide additional certainty of the extent of the discharge.

Traffic and Access

8. Our submission presented to the hearings panel in August 2023 raised numerous concerns with traffic accessing the Woodstock Quarries Limited (WQL), including both previously encountered instances of disruption to our farming operation and potential future safety issues. Our concerns are generally specific to Trig Road, given the location of our dwelling relative to the access point to Woodstock Quarries off Trig Road. Through an iterative process, roading improvements have been proposed in the draft conditions of consent to the Waimakariri District Council, and now include proposed improvements including the widening of Trig Road up to the current Woodstock Quarries access point and the 'resurfacing' of this section of Trig Road with argillite (evidence of Emma Frazer in response to Minutes 18 and 19 – dated 15th March 2024).
9. Given road design (including surfacing) is generally subject to engineering codes of practices and standards, all roading alterations and improvements should be subject to meeting the relevant codes or standards. Specifically, the widening and resurfacing of the mentioned portions of Woodstock and Trig Roads should be completed in such a manner as to meet or exceed these standards.
10. Furthermore, the wording of proposed condition 4.19 (evidence of Emma Frazer in response to Minutes 18 and 19 – dated 15th March 2024) is vague and could result in a range of processes meeting the requirements of this condition from 're-sheeting' the roads with argillite (dressing the current road with additional loose metal), through to sealing the roads with 'chipseal' (using argillite as the aggregate).
11. Should consent be ultimately granted, the proposed increase in heavy vehicle movements on Trig Road is significantly more than we would reasonably expect in such a location and will have a major impact on us for reasons outlined in our original submission. For these reasons, we would like to see proposed condition 4.19 amended to include 'chipseal' as the method of resurfacing, and the entire condition to be controlled by adhering to the relevant engineering code of practice for the sealing of roads in the Waimakariri District.

Conclusions

12. The removal of the proposed condition of consent relating to the surface water quality at 402 Trig Road (formerly condition 77, now condition 80) is of concern to us and we wish to see this reinstated to the extent outlined in our previous written response to further material supplied. While we acknowledge that there is a cost and level of complexity added to the applicant by the implementation of this, we believe the benefits to all parties outweigh those factors.
13. The impact on both our business and residential dwelling in relation to the proposed increase of heavy vehicle movements to and from the WQL site will be significant. Should consent ultimately be granted we would like to see proposed condition 4.19 (Waimakariri District Council) amended to include 'chipseal' as the method of resurfacing and for all roading modification works to meet or exceed relevant engineering codes of practices or relevant roading standards.

14. C.R. Timperley Farming Ltd and Timperley Manor Ltd oppose all resource consent applications sought by Woodstock Quarries Ltd in relation to the establishment and operation of a landfill at 513 Trig Road.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Andrew FitzPatrick', written in a cursive style.

Andrew FitzPatrick
on behalf of C.R. Timperley Farming Ltd & Timperley Manor Ltd