

Organics Processing Plant Community Liaison Group Meeting Minutes 17 May 2022, 6-30pm

Venue - Living Earth, 40 Metro Place, Bromley, Christchurch 8062

Attendees

Facilitator - Carl Pascoe

Christchurch City Council (CCC) staff - Jane Davis, Lynette Ellis, Ross Trotter, David McArdle

Christchurch City Council Councillors - Yani Johanson (Linwood), Phil Mauger (Burwood)

Environment Canterbury (ECan) staff - Catherine Harbrow, Ruth Sarson, Marty Mortiaux

Environment Canterbury Councillors - Lam Pham (ECan Councillor)

Living Earth - Jaco Kleinhans

Community Members - Alexandra Davids, Andrew Walker & Vickie Walker, Bruce King, Carol Anderson, Clinton Poole, Don Gould, Geoffrey King, Margaret Macpherson, Michael Williams,

Minute Taker – Mary O’Leary

Introductions and Welcome

The facilitator welcomed everyone and reminded the group to remain respectful, ensuring that everyone had a fair opportunity to have their say and asked that only one person spoke at a time.

Purpose and Structure of Meeting

The facilitator outlined the purpose of the meeting highlighting the importance of the community to have a voice with respect to what needs to change and the requirement from ECan with regards to the consenting process.

Discussion Around Previous Meeting Minutes

The facilitator requested confirmation that the minutes were correct and **Geoffrey King** asked whether they were the corrected minutes, as he had emailed asking for two corrections to be made and had not had a response.

The facilitator responded that he did not know if they had been corrected and denied receiving emails or texts. At the end of the meeting, the facilitator and Geoffrey met to ensure that contact details were in order.

David McArdle - CCC - Suggested that any feedback regarding minutes should be sent to CCC’s Bromley office email address, bromley@ccc.govt.nz and said he would personally respond to them.

Resolutions

The facilitator acknowledged that the minutes were challenged and that not everyone in the room had had a chance to see the proposed corrections. The suggested changes would be brought forward to the next meeting as part of this minutes record and any further changes should be communicated to the Bromley email address, bromley@ccc.govt.nz

Discussion around Environment Canterbury & Living Earth Reports

The facilitator referred to the reports that had been distributed from ECan and Living Earth and asked the floor for questions.

David McArdle - CCC - Responded to comments that not everyone had seen the reports and advised it was distributed via the CCC Bromley newsletter a week in advance of this meeting. He suggested those that are not currently receiving the newsletter to place an asterisk next to their name on the meeting's register and he will add their email address to the mailing list.

Ruth Sarson - ECan - Noted that ECan had been hampered during the reporting period due to staff availability because of Covid and suggested that she should go over the report since not everyone had seen it.

The report focused on complaints regarding compost odour coming from the Living Earth site and covered the three month period from February to April 2022 and was specific to the Bromley area, as defined in the map within the report.

The 72 incidents reported related to the number of inquiries lodged through phone calls, Snap/Send/Solve and the Smelt-It app and it was important to note that multiple Smelt-It reports may have been assigned to one incident. During the period there were;

- 21 Smelt-It submissions
- 11 Phone calls
- 6 Snap/Send/Solve complaints.

24 assessments were made by ECan officers conducting 10 minute odour assessments following the Ministry of Environment guidelines and low levels were observed beyond the property boundary on fifteen occasions. Officers had ruled out other sources when carrying out their assessments and Living Earth had been confirmed as the source. It was noted that odour would only be considered offensive if it was regular.

After the November 2021 Wastewater Treatment Plant fire, a large number of submissions had been received on the Smelt-It app and efforts were being made to make changes to the app to help focus on complaints from Bromley that weren't related to the Wastewater Treatment Plant.

A Notice of Non-Compliance (NONC) was issued on 1 February and since then, weekly reports detailing assessments and observations of odours have been sent to CCC/Living Earth. The report contained a table detailing NONCs issued to Living Earth compared against the wider Bromley area; a total of one NONC was issued, which was to Living Earth.

The report spoke to the issue of dust and an incident that was reported by a resident. Samples were taken from the resident's home and the Living Earth site and detailed information on this was contained within the Institute of Environmental Science and Research (ESR) report as part of the ECan report.

The report showed there were common compounds from both sites but these materials are abundant as they are produced by a variety of plants. In addition, but there were also compounds present at the resident's site that weren't present at Living Earth. As such, the report summarised it was not possible to conclude the material in the samples from the two sites was the same.

The report spoke to the issue of dust and two incidents that were reported within the period; one relating to Living Earth, the other to a resident. Samples were taken from the both sites and detailed information on this was contained within the ESR report, as well as within the minutes.

The report showed there were common compounds from both sites which were acceptable within the realms of nature, but there were also compounds present at the resident's site that weren't present at Living Earth. As such, it was not possible to determine whether Living Earth was culpable for the dust found at the resident's property.

It was important to note that dust was not observed beyond the boundary during any of the 24 assessments. Information supplied by CCC in February talked to the dust issues and would be included in the Living Earth report as well, Marty Mortiaux (ECan) could provide more information on this.

Bruce King - Community - Commented that incidents used to be counted separately a year or so ago but now they were combined, giving a false economy. He asked to return to this form of measurement.

Ruth Sarson - ECan - Advised the reporting was carried out in this manner for administrative ease and confirmed ECan could supply a detailed breakdown in the next report.

Resolution

The facilitator sought clarification regarding Bruce King's request and confirmed that he wanted to see both the number of people reporting issues as well as the number of incidents in the reporting.

Ruth Sarson - ECan - raised the issue of the Smelt-It app's ability to provide an accurate tally, as it only provided location data, suggesting an alternative could be to measure unique users which could be measured through unique devices.

Bruce King - Community - Maintained it had already been agreed not to report the numbers in this manner due to the issue of giving a false reading and reiterated that he wanted to see the number of complaints as well as the number of incidents.

(Q) Carol Anderson - Community - Why can't it be done since an address is required when using the app, surely this is sufficient in terms of unique location.

(A) Lynette Ellis - CCC - The numbers are all broken down for the purpose of the graph. I think the Smelt-It app is probably the most useful measure.

Geoffrey King - Community - Commented that the app no longer provided the opportunity to report incidents in detail - weaker/strong/origin seemed to be the only options; he was advised that the app provided opportunities to elaborate but all fields must be completed for the app to keep loading.

(Q) Geoffrey King - Community - I have made 63 complaints in the last 3 months, why don't these equate with the numbers in the report?

(A) Ruth Sarson - ECan - It is difficult to assess which complaints relate to Living Earth due to the increased volume of complaints relating to the wastewater plant, but as this meeting is about Living Earth and compost odours, that was the focus of the report. More extensive data is available upon request and if relevant, I am happy to modify the report.

Yani Johanson - CCC Councillor - Gave apologies for arriving late and sought clarification on the methodology and number of incidents relating to compost and whether or not odour had to be specifically mentioned. He queried the methodology as the graph did not match up with the total number of incidents (72) and suggested there must be more incidents given the way the Smelt-It app worked.

Ruth Sarson - ECan - Concurred that this was a very good point and apologised for the fact that she had only included compost incidents on the graph and might not have indicated that clearly. She confirmed that the number in the table related exclusively to compost odour.

(Q) Yani Johanson - CCC Councillor- Are the number of complaints reflected in the graph related to odour.

(A) Ruth Sarson - ECan - They are specifically related to compost odour.

Resolution

ECan agreed to modify the existing report if relevant to and to provide more detailed information to indicate unique numbers of complaints and incidents.

(Q) Yani Johanson - CCC Councillor - Can the reporting include details on the time that it took to respond to a complaint and include the time the assessment took place? This is important to the community, as assessors often arrive hours after the smell has gone and it would allow for useful information such as changes in wind direction to be factored in.

(A) Ruth Sarson - ECan - The information can be added back in. We have been proactive for the past three months after the Abatement Notice, carrying out assessments at various times of day under different wind conditions to get the bigger picture.

(Q) Yani Johanson - CCC Councillor - What parameters are used to define 'regular' or 'frequent' if 15 occasions at a low level is not considered 'regular'?

Carl Pascoe - Facilitator - Suggested a time period needed to be incorporated into the graph.

Michael White - Community - Commented that given the complexities of identifying two smells and the tenacity required to fill in complaint forms, 15 occasions seemed like a lot.

(Q) Michael White - Community - Is wind direction a consideration when the Council is being proactive?

(A) Ruth Sarson - ECan - This is generally the case. Although it is difficult to separate or isolate the origin of the two smells, investigations are being carried out under specific wind conditions in Bromley. Other areas, such as New Brighton, can be affected by the shifts in the wind as well.

Resolution

ECan to add the response time to the report.

Dust

Yani Johanson - CCC Councillor - Asked whether his questions about dust levels around the PDP report had been covered.

Marty Mortiaux - ECan - Replied that he recalled the question was relative to the disparity in what Living Earth and themselves were reporting relative to Condition 33 and the number of exceedances.

Yani Johanson - CCC Councillor - Requested clarity around the disparity between the annual report and the quarterly reports, noting that dust limits had been exceeded in 11 out of 12 months but these breaches didn't seem clear in the quarterly reports.

(Q) Yani Johanson - CCC Councillor - How many times has Living Earth breached the consented dust levels in this quarter?

(A) Marty Mortiaux - ECan - Condition 33 is a self monitoring condition whereby CCC/Living Earth puts monitoring devices in various positions on the boundary (not beyond) and advises ECan of any exceedances and what they think the cause might be. Living Earth has been compliant in this respect and reports were sent explaining there was increased dust activity around the removal of the windrows. This is expected to drop below recommended levels on the boundary since removal of windrows has ceased.

Yani Johanson - CCC Councillor - Referred to page 9 33B, "Dust control measures shall be implemented to show the rate of dust in position at the consent holder's boundary measured in accordance with 33A at less than 4Gm2 30 days above background concentration measured at the control site", and asked for clarification regarding compliance.

(Q) Yani Johanson - CCC Councillor - Is compliance based on a consented limit or can limits be exceeded so long as they are reported to ECan?

(A) Marty Mortiaux - ECan - There are no dust limits within the Living Earth property and up to its boundary, yet condition 20 would apply beyond the boundary and would be assessed in terms of being offensive or objectionable in the same manner as odours are assessed.

(Q) Yani Johanson - CCC Councillor - Should ECan have clearer dust level control targets and make the levels of acceptability clearer to the community?

(A) Marty Mortiaux - ECan - It would be unusual to do so.

(Q) Yani Johanson - CCC Councillor - Why is the condition there in the first place?

(A) Marty Mortiaux - ECan - Both Living Earth and ECan are responsible for the monitoring to see if there are any issues for the general public.

(Q) Yani Johanson - CCC Councillor - How many incidents of noncompliance have occurred at the boundary?

(A) Marty Mortiaux - ECan - None, we have never found them to be non-compliant.

Carol Anderson - Community - Commented that many residents weren't aware that they could complain specifically about dust and that this was possibly the reason for the low number of incidences reported (2).

Ruth Sarson - ECan - Responded that this had been mentioned several times, and reiterated the need for residents to let ECan know if they were experiencing dust beyond the boundary in order to send an assessor to investigate, noting that in general, 99% complaints about Living Earth were around odour, with dust complaints only once or twice a year.

Carol Anderson - Community - Commented she had taken a sample of thick, black, sticky dust from the roof of her car to ECan and never had a response.

Marty Mortiaux - ECan - Advised that it was important to call them to come and take samples from the site in order to observe their strict and rigorous testing protocols, otherwise there was no way to verify the origin of the sample.

Yani Johanson - CCC Councillor - Asked about being proactive and giving the people in the area that seemed to be experiencing high levels of dust a questionnaire.

Marty Mortiaux - ECan - Said the assessors looked for odour and dust when making assessments

Ruth Sarson - ECan - Reiterated that the report mentioned there was no observation of dust and that ECan had been proactive with regard to other dust emitters in the Bromley area and had taken samples from a number of properties.

(Q) Yani Johanson - CCC Councillor - The red limit line on portable storage in the PdP report's graph shows the limit was exceeded nine times during the year, how can this be considered compliant?

(A) Ross Trotter - CCC - There was a large increase in dust during the removal of 31,000 tonnes of windrows, but the operation has since changed and no longer has windrows. The material coming out of the screens is being moved every day so the dust issue isn't expected to continue. The last report didn't show any exceedances and this should continue to be the case, however, we will continue to monitor it.

Yani Johanson - CCC Councillor - Expressed concerns that the way the information was presented in the graph made it look as though Living Earth was being compliant, yet that the community would not be able to understand how all the excesses on the graph could equate to compliance. The issue had been raised two meetings prior to the finalised PDP report and was supposed to have been presented to the Community Liaison Group at the last meeting. Given the concerns from the residents about the dust as well as Dogwatch, it was filthy and there needed to be a clear explanation.

Bruce King - Community - Said he had a photo from two weeks ago showing tailings and rows like windrows that were still exposed to the wind. Pictures in the latest newsletter showed the tailings and other debris had been put in windrows, so it was false to claim the windrows had gone. He said he could hear the plant turning over every night at 3am. Dust from this was covering the back of his house; the strong stench at night was vile.

Jaco Kleinhans - Living Earth - Said there were still piles of materials as these are tailings, clarifying the definition of a windrow as finished compost that had been turned. The tailings were being fed back through as part of the composting process and this would reduce over time. The peak season for incoming compost had passed and the amount being collected had dropped off, so there was more opportunity to feed the tailings into the tunnels and keep them in there for longer, meaning when they were screened there were less tailings coming out and this would continue to diminish.

(Q) Bruce King - Community - If compost is stored outside, it's classed as windrows, whether they're tailings or not. So how can you say they've been moved when a quarter of them are still there?

(A) Jaco Kleinhans - Living Earth - I should have said "finished compost windrows", there are still tailings present and dust is created when they are moved.

The facilitator summarised-

1. Yani asked for the community to be given a clear understanding around dust emissions
2. There was a need for residents to report dust occurrences so that ECan could investigate under their rigorous testing protocols
3. There was a potential reduction in the amount of dust generated from the windrows because of the change in operation/no more turning of the windrows

(Q) Michael Williams - Community - Is it worth bringing in an external company such as Air Matters to examine the air quality and give the residents some confidence by providing some oversight?

(A) Carl Pascoe - Facilitator - There could be confusion due to the Wastewater Treatment plant odours in the air at present.

Bruce King - Community requested that extra copies of reports and minutes be made available at the meetings due to the volume of information and the difficulties in printing/bringing laptops to the meetings. He expressed disappointment that he hadn't received a copy of the reports he had requested and David replied that four copies were provided for the meeting and asked how many copies Bruce thought would be necessary.

(Q) Michael Williams - Community - Is the information and the back story posted on a website anywhere?

(A) David McArdle - CCC - Everything is on the CCC website within a dedicated Bromley section containing all relevant information, minutes, reports etc. The information is also available through the CCC Bromley newsletter and anyone not on the mailing list put an asterisk next to their name on the meeting register.

(A) Ruth Sarson - ECan - ECan provides the information on their Bromley Odour page and it is important to go to both websites, as there are things unique to CCC and ECan.

(Q - directed to facilitator) Michael Williams - Community - How is it known that everything that needs to be is being fed through to these websites? Does the CCC manage the mailing list?

(A) Carl Pascoe - Facilitator - Yes

David McArdle - CCC - Reiterated the importance of providing details on the meeting register in order to be added to the mailing list.

Bruce King - Community referred back to the issue of the black dust and said that he had to clean his guttering out four times a year due to the excess and expressed frustration that nothing had been done about it in 14 years. He expressed concerns over the efficacy of the sampling process and cited the example of samples being taken from his property after rain had washed the black dust away. He was also concerned that residents were breathing the dust into their lungs and reiterated his frustrations that nothing had been done in 14 years.

Ruth Sarson - ECan - Replied that she had already spoken to what was found from the samples as per the detailed ESR report.

Yani Johanson - CCC Councillor - Felt that since Living Earth were running a business, they had a responsibility to the community to try and reduce exposure to residents and suggested that a higher limit could be set.

Marty Mortieux - ECan - Responded that it was difficult to get the correct equipment for a mobile situation.

Yani Johanson - CCC Councillor - Clarified that he was referring to the perimeter issue and setting a higher limit at the boundary. ECan said it was possible to apply for consent but that could take a few years and would be a futile exercise if the site was going to be moved.

(Q) Who was charged for the assessments?

(A) A percentage was charged to the CCC.

(Q) How much have you spent over the last 14 years, so we as a Council are copping expenses for your costs, as well as our own people who will be charging it to the job, so when it isn't here your charges should cease. Could you get me that figure by any chance over the last five years ?

Carl Pascoe - Facilitator - Advised that this request could be directed to the CCC.

Ruth Sarson - ECan - Advised that she could provide an answer regarding ECan's expenditure.

Bruce King - Community - Said he had applied via the CCC under the Official Information Act approximately three weeks ago, and received a response that \$210K had been spent on reports on the Living Earth site over the last 18 months. He expressed concerns that this was on the light side, as the figure was based on external suppliers/contractors and didn't include salaried Council staff.

Carl Pascoe - Facilitator - Advised there were two Councillors present that Bruce could discuss this with.

Jaco Kleinhans - Living Earth - Referred to their report and the dust mentioned in points number 7 and 4 that might come from the Living Earth site, and noted a significant drop off, as per the changes Ross had spoken to. Massive amounts of material had been moved presenting challenges due to volume. Good results were due to onsite changes such as use of dust controlled management procedures, water trucks etc. An on-site boundary and internal fence had been created, the boundary planting had been maintained, and there was a graph showing the difference between old and new processes for anyone unfamiliar with them.

Bruce King - Community - Referred to the Canterbury Regional Council's operation manual and the requirement to comply with Consent number 5 before operating the Organic Processing Plant. He had raised the issue of the plant's non-compliance with ECan on a number of occasions but had never received a reply. Referring to boundary planting, he had a copy of the original landscaping plan which was designed to try to help block out odours. Five or six years prior, he queried their absence from the site with the Operations Manager and was told the trees had died; although they were now being replanted, CCC had never enforced this.

(Q) Alexandra Davids - Community - I'm new, so could someone please explain why the resource consent has never been followed?

(A) Ruth Sarson - ECan - We have been open and honest about the fact that we hadn't been doing things well three or four years ago. At that point, we changed to the Bromley Odour pilot and confirmed the site was in breach of resource consent, leading to the

current situation where the plant will be moved. The time it would take to resolve it was a question for the Council.

Yani Johansson - CCC Councillor - Commented that he could not understand how a large-scale industrial compost business could be allowed to continue when it never complied with resource consent and **Bruce King** asked why it hadn't been pulled down in the same manner a house would be given that it didn't have a roof.

Vicky Walker - Community - Said many residents had already retired or were close to it and were having to spend their retirement years dealing with the Living Earth problem, wondering if it would be solved within their lifetimes. She had developed breathing issues impeding her sport and fitness routines that her Doctor was investigating. She would advise any outcome if tests indicated the issues could be related to Living Earth. Her husband Andy - who has a lung disease - not only deals with the dust and odour issues due to working across the road from Living Earth, but now comes home to the smell from the Wastewater Treatment Plant as well. She felt the plant should be closed immediately.

Geoffrey King - Community - Added that relationships were also affected in a negative way.

The facilitator asked to move to the summary of Council resolutions regarding the closure of the plant that were made six weeks ago, acknowledging the Bromley community as one of the more accurate examples of the impotency communities have regarding regulatory issues in the system, adding these kind of issues affected other communities as well and that it was a challenge for all of those systems.

Council Resolutions

David McArdle - CCC - Spoke to the report summarising the Council resolution following the Finance and Performance Committee meeting on 28th April, 2022.

It had been agreed to - in principle - to relocate the organic processing plant to an alternative site. Council would approach the market for options on locations, partnerships, joint ventures and commercial opportunities with a view to reporting these options to Council by the end of February 2023.

The next resolution agreed to continue to support the operation during the redevelopment of the current site whilst it remained operational, agreeing to meet interim capex needs of the existing facility. Any capital expenditure would be confined to meeting compliance requirements and any decision to use the capex would be made by the General Manager of Infrastructure Planning and Regulatory Services in consultation with the Chair and Deputy Chair of the Finance & Performance Committee.

The last resolution was to provide a full cost to Council regarding closure of the plant. The Council were currently drafting the procurement plan and an expression of interest to approach the market with.

(Q) Can someone summarise what David just said, as the reality was that the next step is to find somewhere to take this and find a partner to do it with.

(A) Lynette Ellis - CCC - The procurement process is starting.

Yani Johansson - CCC Councillor - Suggested the use of the term 'in principle' needed to be updated in the report as it gave rise to the possibility of finding themselves in front of councils pleading for deputations, as they had done 18 months ago.

(Q) Has the search for a new site begun? As this has gone beyond 'in principle' - the time has come for the plant to be relocated.

(A) Lynette Ellis - CCC -The Council is going to the market to find an option to relocate the facility as quickly as possible and that the use of 'in principle' relates to working with the market and not tripping ourselves up when spending public funds. The best hope is that something comes through on the first round of applications of interest that can be activated quickly.

(Q) When will this be?

(A) Lynette Ellis - CCC - I understand the frustrations and the Council is working as fast as possible to resolve things. Information on costs is expected on Thursday 26th of May and will be shared with the public, excluding certain confidential elements.

(Q) Bruce King - Community - What has been done to find a suitable location over the last 18 months since the shift was proposed?

(A) Lynette Ellis - CCC - This was discussed at the meeting where possible options and risks were delivered to Council for consideration, however, as yet there is no solution. The report notes multiple possibilities and the need to find the right contractors and partners to work with. The Council themselves aren't responsible for delivering the outcome, we rely on outsourcing. It is possible that multiple sites with different technologies and ways of working could be proposed, and the Council needs to consider all options whilst ensuring that decisions made won't negatively impact another community. Impetus is being given to resolving the issue as quickly as possible.

The facilitator summarised that David had reported the resolution from elected council members and that any concerns about these resolutions should be raised with the two Councillors present, as Council staff could only follow what had been agreed to.

Bruce King - Community - Pointed out that the Councillors relied on the Council staff to provide the information.

Ross Trotter - CCC - Replied they had to work together as elected members and staff to find legal and practical solutions. Significant progress had been made in terms of addressing the future relative to harm that the plant caused to the local community. He thought the Council would get the F&P report and hoped that most of the content could be made public in the interests of transparency. The benefits of separating the different reports was highlighted as was the importance of making sure that everything was included in the printed agenda prior to the meetings in order to reduce the need for revisions.

Lynette Ellis - CCC - Referred to Bruce King's earlier comment that nothing had been done in the 18 months since the issue had been raised, as the Council's resolution was made six months ago. A report detailing costs of closing the plant was being put together in response to issues raised at the last meeting, and was expected to be ready on Thursday 26th of May.

Ross Trotter - CCC - Commented that if and when the plant was shifted, it would take time to action and noted that there would need to be an appetite to absorb the costs that would be in the report that Lynette and Jane were finalising, along with an agreement to absorb these costs for the next two years. It would come down to numbers that Councillors needed to digest to keep everyone happy.

Resolutions

CCC would circulate a public report due to be published on Tuesday 24th of May, sharing all but commercially sensitive details. The report would be circulated through the Bromley Newsletter; anyone wishing to make deputations would need to seek permission from the Chair and the Committee Advisor. The report detailing costs to close the report was expected to be ready on Thursday 26th of May.

Geoffrey King - Community - Commented that it was unreasonable to allow just two days to make deputations.

Bruce King - Community - Referred to expenditure, whereby it had cost \$15-\$20million to build the plant along with a further \$20million due to a failure by Council staff to insure it. Councillors had agreed to another \$21.2million to shift it, then a contractor was brought in for \$42million resulting in nearly \$80 million to try and fix the problem. He thought that there should be some indications of what it would cost to close and shift the plant based on what had happened ten years earlier with the earthquakes given that the plant had been closed and the waste had to be dumped.

Resolutions

The facilitator summarised that the community would find out how much it would cost to close the plant in the following week and that recognition of the historical costs and impact to the community should be factored into the costings along with considerations for ongoing social, emotional and physical costs to the community should the plant not be moved.

Vicki Walker - Community - Raised the issue of devaluations to property prices and the difficulty to sell homes in the. Ten months prior, she was given a valuation of approximately \$670K and was told the same house would potentially fetch \$750K in another area. Two weeks ago, the agent advised the property would struggle to fetch \$590K - if they could find an agent to list it.

Bruce King - Community - Wanted newcomers to the meeting to know that there were three people present who were trying to buy some of the more vocal residents out in order to silence them. The dust and the odour were only part of the issue, as the stress from lies, deception, lack of response and bullying was threatening the health of the ageing residents. He felt the Council was the main perpetrator but that ECan was also culpable.

Yani Johansson - CCC Councillor - Commented that not shutting the plant should be unacceptable at a National and Central Government level aside from being an incredibly disrespectful and horrendous mistake. It was vital for the community members to get their self-respect and lives back and to not have to continue battling the problem throughout their retirement years.

Ruth Sarson - ECan - Responded to a query regarding the Green Waste Minimisation Levy, advising that it was unlikely to continue based on advice from the Ministry of Environment. Further information was detailed in the report.

Geoffrey King - Community - Remarked that this was at odds with the fact that no ruling had been made on the issue according to information provided by his local MP on Saturday 14th of May.

Consent Compliance

Carl Pascoe - Facilitator - Sought clarification on an agenda item asking for a discussion about consent compliance for the plant.

Yani Johansen - CCC Councillor - Referenced ECan having the ability to change the resource consent conditions and asked whether ECan were considering making any changes with respect to the issues raised by members of the community - such as Michael's suggestion to raise the acceptable level of dust to a higher level at the boundary.

Bruce King - Community - Had raised the issue of changing consent conditions about six years ago at an ECan/CCC meeting yet nothing had been done about it. He asked the following questions :

- Why have the ongoing opportunities to make changes been ignored?
- What have the Council had done about having a contractor that didn't comply?
- Why has nothing eventuated from the abatement notice CRCFOAO.PO1.1 invoked by Paul Hulse in Jan2021? (this question was directed to ECan)
- Why weren't they called to task by the Environment Court after failing to stop the odour within the 12 months they were given to do so when the maximum 6 out of 6 for odour had been recorded on 21 occasions?

Ruth Sarsons - ECan - Replied that six infringements were issued over this period and confirmed that fines were \$1000 as set by the Government under the Resources Act.

(Q) Community - Are all such failures taken into account and what weight do they carry within the report?

(A) Jaco Kleinhans - Living Earth - We are now complying with resource consent conditions having spent a lot of money to make changes to the operation and we are currently working on this with ECan.

(Q) Community - Are you saying this plant is compliant?.The plant was constructed in a way that didn't comply, so how have you magically made it comply?

(A) Jaco Kleinhans - Living Earth - I'm talking about the boundary.

(Q) Community - How could anyone stop a northeast wind when it is the dominant wind in Christchurch? It's impossible to stop an odour from going over a boundary.

Yani Johansson - CCC Councillor - Requested the report come out as early as possible, as getting it on Tuesday for a Thursday meeting was unreasonable.

Lynette Ellis - CCC - Agreed to try and get the report completed by Monday afternoon.

The Facilitator asked CCC to clarify that everyone who filled out the register would automatically be sent a copy of the report.

Lynette Ellis - CCC - Advised that comms would go out, effectively a newsletter update linked to the minutes.

(Q) Geoffrey King - Community - How many pages will there be?

(A) Lynette Ellis - CCC - Approximately four pages, attachments as well, but not as many as last time.

(Q) Geoffrey King - Community - Can we get some hard copies delivered to the Bromley Community Centre?

(A) Lynette Ellis - CCC - Yes, if this would be useful.

Resolution

The facilitator agreed that it would be useful as electronic methods were sometimes unreliable and the CCC confirmed that they would forward copies to the Bromley Community Centre.

Facilitator Vote

The facilitator advised that he would leave the room in order for the group to decide whether or not he should continue in the Chair role if/when the plant closed. The terms of reference would require an independent Chair who was supported by the community to continue chairing ongoing meetings.

It was agreed that Carl Pascoe should continue in the role of Facilitator.