

APPENDIX 2: SUBMISSIONS RECEIVED

Lily Burrows

From: Chanti Hillier <chantal.hillier@gmail.com>
Sent: Monday, 23 July 2018 03:54 p.m.
To: Lorna Jackson
Subject: Re: LUC-2018-295 - Submissions to Applicant - 62 Chambers Street
Attachments: 54_56 Chambers St_Tree Letter (1).docx

Follow Up Flag: Follow up
Flag Status: Flagged

Here is the letter I directly received from the Osbournes.
Thanks, Chantal

On Mon, Jul 23, 2018 at 3:49 PM, Lorna Jackson <Lorna.Jackson@dcc.govt.nz> wrote:

Hi Chantal

Thank you for letting me know. Did you receive that one via email from DCC or directly from the Osbornes? I haven't come across one from them.

Are you able to email a copy of it to me to put in with the other ones please?

Kind regards

Lorna

From: Chanti Hillier [<mailto:chantal.hillier@gmail.com>]
Sent: Monday, 23 July 2018 3:45 p.m.
To: Lorna Jackson
Subject: Re: LUC-2018-295 - Submissions to Applicant - 62 Chambers Street

Thanks Lorna, there was also a letter sent in from the Osbornes who own 54 and 56 Chambers.

Regards, Chantal

On Mon, Jul 23, 2018 at 2:33 PM, Lorna Jackson <Lorna.Jackson@dcc.govt.nz> wrote:

Good afternoon Chantal

The submission period for your notified resource consent closed on Friday 20 July 2018. Please find attached our letter advising the submissions received.

Kind regards

Lorna Jackson

**Planning Administrator
City Planning
Dunedin City Council
50 The Octagon, Dunedin; P O Box 5045, Moray Place, Dunedin 9058
Ph: +64-3-477 4000 Fax: +64-3-474 3451
Email: Lorna.Jackson@dcc.govt.nz; www.dunedin.govt.nz**

For Spatial Plan: <http://www.dunedin.govt.nz/spatial-plan>

For current District Plan: <http://www.dunedin.govt.nz/districtplan>

For second generation District Plan: <http://www.dunedin.govt.nz/2GP>

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Lily Burrows

From: r0bins@yahoo.com
Sent: Friday, 20 July 2018 12:36 p.m.
To: Resource Consent Submissions
Subject: Resource consent application submission - 665333

Your details

Name:
 Anthony Robins

Organisation/On behalf of:
 N/A

Postal address:
 61 Glendining Ave Opoho Dunedin 9010

Contact phone number: 034737731

Email address: r0bins@yahoo.com

Address to be used: Email

Withhold contact details: No

Trade Competition

I am a trade competitor for the purposes of section 308B of the Resource Management Act 1991: No

I am directly affected by an effect of the subject matter of the submission that (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition: Yes

Submission details

Your position: I am neutral towards this application

The specific parts of the application that this submission relates to are:
 Removal of the Significant Tree.

My submission is:

It would be a very great pity to see this tree go. It has been a feature of the valley for decades. For us the tree provides privacy and wonderful view. We understand the owners' desire to remove the tree. But we hope that they consider the alternative of thinning and strengthening the tree. Thank you.

I seek the following decision from the Council:
 N/A.

Supporting documentation (file name):
 No file uploaded

Supporting documentation (file name):

No file uploaded

I wish to speak in support of my submission: No

If others make a similar submission, I will consider presenting a joint case with them at a hearing: No

Request for Independent Hearings Commissioner(s): No

I have read and understand the Privacy statement: Yes



**DUNEDIN CITY
COUNCIL**
Kaunihera-a-rohe o Otepoti

SUBMISSION FORM 13

Submission concerning resource consent on publicly notified application under section 95A, Resource Management Act 1991

To: Dunedin City Council, PO Box 5045, Moray Place, Dunedin 9058

Resource Consent Number:

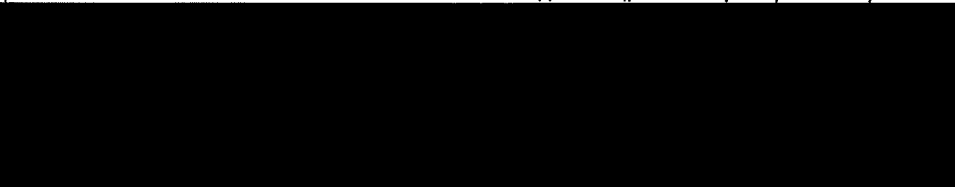
LUC-2018-295

Applicant: C J Hillier

Site Address: 62 Chambers Street, being that land legally described as LOT 56 DP 1590 held in certificate of title OT7D/100

Description of Proposal: Application to remove a Significant Tree (Golden Elm) listed as Tree T303 in the operative and proposed District Plan.

I/We wish to lodge a submission on the above resource consent application (please read privacy statement):



I wish the following to be used as the address for service (choose one): ☒ email ☐ post ☐ other: _____

I would like my contact details to be withheld: ☒ Yes please ☐ No (tick one)

I Am/Am Not (delete one) a trade competitor for the purposes of section 308B of the Resource Management Act 1991.

Trade competitors only:

I Am/Am Not (choose one) directly affected by an effect of the subject matter of the submission that— (a) adversely affects the environment; and

(b) does not relate to trade competition or the effects of trade competition.

Note: If you are a trade competitor, your right to make a submission may be limited by the trade competition provisions in Part 11A of the Resource Management Act 1991.

I: Support/Neutral/Oppose this Application (choose one) Full support for removal

The specific parts of the application that this submission relates to are (give details):

This submission relates to our full support of the Application for the total removal of the Significant Tree (Golden Elm) listed as Tree T303 in the operative and proposed District Plan.

Please attach other pages as required

My submission is (include the reasons for your views):

The reasons for our full support for total removal are:

1. The tree significantly overhangs our property and already it is only held secure by old steel cables within the branch network
2. The high potential risk of damage to our property from falling branches from a large tree in very close proximity to our dwelling
3. Falling leaves and branches already create significant issues and dangers around our property – blocking of our gutters, slippery paths
4. Significant heavy shading of our dwelling from a tree that has outgrown its location

PLEASE TURN OVER

5. Weight of the oversized tree on retaining walls between ours and the applicants property
6. Total removal is the arborists recommendation
Please attach other pages as required

I seek the following decision from the Council [give precise details, including the parts of the application you wish to have amended and the general nature of any conditions sought]:

Granting of the resource consent to allow total removal Significant Tree (Golden Elm) listed as Tree T303 in the operative and proposed District Plan
Indemnifying neighbouring properties from damage during removal
Please attach other pages as required

Note: If you have a right of appeal under section 120 of the Resource Management Act 1991, you may appeal only respect of a matter raised in your submission (excluding any part of the submission that is struck out).

I: ~~Do~~ Do Not (delete one) wish to be heard in support of this submission at a hearing.

If others make a similar submission, I will consider presenting a joint case with them at a hearing: Yes ☐ No ☒ (tick one)

I request, pursuant to section 100A of the Resource Management Act 1991, that you delegate your functions, powers, and duties required to hear and decide the application to 1 or more hearings commissioners who are not members of the Council

Yes ☒ No ☐ (tick one)

Note: If you make a request under section 100A of the Resource Management Act 1991, you must do so in writing no later than 5 working days after the close of submissions and you may be liable to meet or contribute to the costs of the hearings commissioner or commissioners.

Signature of submitter: Trevor Pringle

(or person authorised to sign on behalf of submitter)

Date: 17 July 2018

Notes to Submitter:

Closing Date: The closing date for serving submissions on the Dunedin City Council is Friday, 20 July 2018 at midnight. A copy of your submission must be served on the applicant as soon as reasonably practicable after the service of your submission on the Dunedin City Council. The applicant's address for service is chantal.hillier@gmail.com.

Electronic Submissions: A signature is not required if you make your submission by electronic means. Submissions can be made online at <http://www.dunedin.govt.nz/rma> or sent by email to resconsent.submission@dcc.govt.nz

Privacy: Please note that submissions are public. Your name, contact details and submission will be included in papers that are available to the media and the public, including publication on the Council website. You may request your contact details be withheld. Your submission will only be used for the purpose of the notified resource consent process.

Strike Out: Please note that your submission (or part of your submission) may be struck out if the Council is satisfied that at least 1 of the following applies to the submission (or part of the submission):

- It is frivolous or vexatious.
- It discloses no reasonable or relevant case.
- It would be an abuse of the hearing process to allow the submission (or the part) to be taken further.
- It contains offensive language.
- It is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.



SUBMISSION FORM 13

Submission concerning resource consent on publicly notified application under section 95A, Resource Management Act 1991

DCC

06 JUL 2018

Business Information Services

To: Dunedin City Council, PO Box 5045, Moray Place, Dunedin 9058

Resource Consent Number: LUC-2018-295

Applicant: C J Hillier

Site Address:

62 Chambers Street, being that land legally described as LOT 56 DP 1590 held in certificate of title OT7D/100

Description of Proposal:

Application to remove a Significant Tree (Golden Elm) listed as Tree T303 in the operative and proposed District Plan.

I/We wish to lodge a submission on the above resource consent application (please read privacy statement):

Your Full Name: Protect Private Ownership of Trees Society (POTS)Postal Address: 63 Fitzroy Street, Dunedin 9012Secretary-advocate: Jim MoffatPost Code: 9012Telephone: 456 2567Email Address: jbmoff63@gmail.comI wish the following to be used as the address for service (choose one): email ☐ post ☐ other: _____I would like my contact details to be withheld: Yes ☐ No ☒ (tick one)

We
I ~~Am~~/Am Not (delete one) a trade competitor for the purposes of section 308B of the Resource Management Act 1991.

Trade competitors only:I ~~Am~~/Am Not (choose one) directly affected by an effect of the subject matter of the submission that—

(a) adversely affects the environment; and

(b) does not relate to trade competition or the effects of trade competition.

Note: If you are a trade competitor, your right to make a submission may be limited by the trade competition provisions in Part 11A of the Resource Management Act 1991.

We
~~I~~ Support/~~Neutral~~/~~Oppose~~ this Application (choose one).

The specific parts of the application that this submission relates to are (give details):

POTS has the greatest sympathy for the applicants in having to jump "DCC hurdles" in order to have a 'super sized' Golden Elm T303 removed from their property

(1) The removal of T303

(2) The maximum financial assistance as

provided for from the Council tree fund.

My submission is (include the reasons for your views):

(1) T303 is too large for its site and poses human safety issues

(2) In order to have this tree steel cables were used to support the super sized canopy. It would be socially unjust that the applicant should have the financial burden of the cables replacement

3) The shading by T303 has health aspects such as mold in the house

4) T303 is no longer fit to have a heritage schedule status.

PLEASE TURN OVER

Please attach other pages as required

We

I seek the following decision from the Council [give precise details, including the parts of the application you wish to have amended and the general nature of any conditions sought]:

1) The complete removal of T303 as is sought by the applicant C.J. Hillier
2) That the applicant is made aware of the council fund to assist with its removal costs

Please attach other pages as required

Note: If you have a right of appeal under section 120 of the Resource Management Act 1991, you may appeal only respect of a matter raised in your submission (excluding any part of the submission that is struck out).

We

I ~~Do~~/Do Not (delete one) wish to be heard in support of this submission at a hearing.

If others make a similar submission, I will consider presenting a joint case with them at a hearing:

Yes ☒ No ☐ (tick one)

I request, pursuant to section 100A of the Resource Management Act 1991, that you delegate your functions, powers, and duties required to hear and decide the application to 1 or more hearings commissioners who are not members of the Council; provided the commissioners (one or more) fully

Yes ☒ No ☐ (tick one)

inform the hearing as to their background and professional status, if any of B. Moffat

Note: If you make a request under section 100A of the Resource Management Act 1991, you must do so in writing no later than 5 working days after the close of submissions and you may be liable to meet or contribute to the costs of the hearings commissioner or commissioners.

Signature of submitter:

B. Moffat POTS advocate
(or person authorised to sign on behalf of submitter)

Date:

2/7/18

Notes to Submitter:

Closing Date: The closing date for serving submissions on the Dunedin City Council is Friday, 20 July 2018 at midnight. A copy of your submission must be served on the applicant as soon as reasonably practicable after the service of your submission on the Dunedin City Council. The applicant's address for service is chantal.hillier@gmail.com.

Electronic Submissions: A signature is not required if you make your submission by electronic means. Submissions can be made online at <http://www.dunedin.govt.nz/rma> or sent by email to resconsent.submission@dcc.govt.nz

Privacy: Please note that submissions are public. Your name, contact details and submission will be included in papers that are available to the media and the public, including publication on the Council website. You may request your contact details be withheld. Your submission will only be used for the purpose of the notified resource consent process.

Strike Out: Please note that your submission (or part of your submission) may be struck out if the Council is satisfied that at least 1 of the following applies to the submission (or part of the submission):

- It is frivolous or vexatious.
- It discloses no reasonable or relevant case.
- It would be an abuse of the hearing process to allow the submission (or the part) to be taken further.
- It contains offensive language.
- It is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

Lily Burrows

From: caroline.orchiston@otago.ac.nz
Sent: Monday, 2 July 2018 01:44 p.m.
To: Resource Consent Submissions
Subject: Resource consent application submission - 662022

Your details

Name:
 Caroline Orchiston

Organisation/On behalf of:
 Myself

Postal address:
 29 Evans St Opoho Dunedin 9010

Contact phone number: 0210778888

Email address: caroline.orchiston@otago.ac.nz

Address to be used: Email

Withhold contact details: No

Trade Competition

I am a trade competitor for the purposes of section 308B of the Resource Management Act 1991: No

I am directly affected by an effect of the subject matter of the submission that (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition: No

Submission details

Your position: I support this application

The specific parts of the application that this submission relates to are:
 Removal of a large tree on Chantal Hillier's property.

My submission is:

I support the removal of the tree from Chantal Hillier's property, for the reason that it has grown incredible large and reduces the sun on the property significantly. It also drops massive amounts of leaves, which clog guttering and collect on the roof and driveway. In high winds, the tree poses a safety threat due to limbs being damaged and falling. From a wider street perspective the tree has begun to give a shady feeling to the street, and I would think the neighbours on either side of the property will be greatly relieved when the tree has gone.

I seek the following decision from the Council:
 Support the application to remove the tree.

Supporting documentation (file name):

No file uploaded

Supporting documentation (file name):

No file uploaded

I wish to speak in support of my submission: No

If others make a similar submission, I will consider presenting a joint case with them at a hearing:

Yes

Request for Independent Hearings Commissioner(s): No

I have read and understand the Privacy statement: Yes

Lorna Jackson

From: Jane Hinkley <jane.hinkley@otago.ac.nz>
Sent: Friday, 29 June 2018 09:30 a.m.
To: Resource Consent Submissions
Cc: chantal.hillier@gmail.com; Jane Hinkley and Ian Kalmakoff (ianandjane@outlook.com)
Subject: Submission in support of application LUC 2018 295 to remove Significant Tree (T303)
Attachments: 3962_001.pdf

Dear Planning and cc Chantal Hillier

Please find attached a copy of my written submission on Form 13 to support Chantal Hillier's application to remove T303 from her property at 62 Chambers Street. You may not be able to read my handwriting so the key points are below.

We at 64 Chambers Street support Chantal's application. We also endorse the expert advice given by Peter Waymouth (Arborist). The tree is too large for its current site and too close to both 62 and 58 Chambers Street. This causes a significant health and safety issue for both properties. The tree is so large that if it fell, or even if a limb fell, it would cause significant damage to property and could kill someone. These are family homes where children and pets reside.

The tree blocks all the light to 62 Chambers. They are in perpetual twilight, with damp, moss and mould a problem visible from our property. It also blocks our light/sunlight and our property is damp also. Leaf-fall is a problem causing continuously blocked gutters at certain times of the year. This is another important health issue for families.

The tree cannot be allowed to grow any taller or wider. The time has come for the tree to be removed, given that the current cabling is at the end of its life. It is a beautiful tree but has physical instability, and should never have been planted in a residential setting in the first place.

The Council is welcome to take photos or view the tree from our property if that is helpful.

I do not wish to submit in person, however if I am willing to support Chantal at a hearing if required.

Kind regards

Jane Hinkley of 64 Chambers Street.



Jane Hinkley
Committees Administrator

Academic Committees and Services
Te Tari Kā Komiti Mātauraka
Academic Services
University of Otago
PO Box 56, Dunedin 9054

Tel 64 3 479 6531
Email jane.hinkley@otago.ac.nz



DUNEDIN CITY
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Kaunhera-a-raki o Otepoti

SUBMISSION FORM 13

Submission concerning resource consent on publicly notified application under section 95A, Resource Management Act 1991

To: Dunedin City Council, PO Box 5045, Moray Place, Dunedin 9058

Resource Consent Number:

LUC-2018-295

Applicant: C J Hillier

Site Address:

62 Chambers Street, being that land legally described as LOT 56 DP 1590 held in certificate of title OT7D/100

Description of Proposal:

Application to remove a Significant Tree (Golden Elm) listed as Tree T303 in the operative and proposed District Plan.

I/We wish to lodge a submission on the above resource consent application (please read privacy statement):

Your Full Name: Jane Reed Hinkley

Postal Address: 64 Chambers Street, NEV, Dunedin

Post Code: 9010

Telephone: 027 6756025

Email Address: ianandjane2outlook.com

I wish the following to be used as the address for service (choose one): email post other: _____

I would like my contact details to be withheld: Yes ☐ No ☒ (tick one)

I ~~Am~~ **Am Not** (delete one) a trade competitor for the purposes of section 308B of the Resource Management Act 1991.

Trade competitors only:

I Am ~~Am Not~~ (choose one) directly affected by an effect of the subject matter of the submission that—

(a) adversely affects the environment; and

(b) does not relate to trade competition or the effects of trade competition.

Note: If you are a trade competitor, your right to make a submission may be limited by the trade competition provisions in Part 11A of the Resource Management Act 1991.

I: Support / ~~Neutral~~ / ~~Oppose~~ this Application (choose one)

The specific parts of the application that this submission relates to are (give details):

Removal of a very large Golden Elm (exotic) tree that is dangerously close to two houses (my direct neighbor at 62) and causing nuisance.

Please attach other pages as required

My submission is (Include the reasons for your views):

I agree with the applicant's views, which are backed up by expert evidence from Peter Waymouth.

The tree is too large for its current site, immediately adjacent to two houses and overhanging them.

They block all light to those properties—and also obscure. The leaves cause considerable nuisance blocking gutters continuously.

PLEASE TURN OVER

I share Chantal's health + safety concerns.
If any time you it would cause considerable
damage.

The time has come for the tree to be removed
it should not be allowed to grow any higher/wider.

Please attach other pages as required

I seek the following decision from the Council [give precise details, including the parts of the application you wish to have amended and the general nature of any conditions sought]:

To remove the Tree from the Protected tree
Schedule & allow it to be removed.

Council welcome to take photos from our garden if
helpful.

Please attach other pages as required

Note: If you have a right of appeal under section 120 of the Resource Management Act 1991, you may appeal only respect of a matter raised in your submission (excluding any part of the submission that is struck out).

I: ~~Do~~/Do Not (delete one) wish to be heard in support of this submission at a hearing.

If others make a similar submission, I will consider presenting a joint case with them at a hearing:

Yes ☒ No ☐ (tick one)

I request, pursuant to section 100A of the Resource Management Act 1991, that you delegate your functions, powers, and duties required to hear and decide the application to 1 or more hearings commissioners who are not members of the Council

Yes ☐ No ☐ (tick one)

Note: If you make a request under section 100A of the Resource Management Act 1991, you must do so in writing no later than 5 working days after the close of submissions and you may be liable to meet or contribute to the costs of the hearings commissioner or commissioners.

Signature of submitter: Chantal Hillier (or person authorised to sign on behalf of submitter)

Date: 27/6/2018

Notes to Submitter:

Closing Date: The closing date for serving submissions on the Dunedin City Council is **Friday, 20 July 2018 at midnight**. A copy of your submission must be served on the applicant as soon as reasonably practicable after the service of your submission on the Dunedin City Council. The applicant's address for service is chantal.hillier@gmail.com.

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- It contains offensive language.
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