



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 **DCC**

15 DEC 2020

Business Information Services

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

Resource Consent Number:

LUC-2020-524

Applicant: A S Munro

Site Address:

61 Wallace Street, Dunedin, being that land legally described as Pt Sec 7 Block I SO 14194 Upper Kaikorai SD (Record of Title OT184/291)

Description of Proposal:

Resource consent is sought for the removal of a significant tree, being a Copper beech (*Fagus sylvatica* 'Riversii') which is listed as Item T1176, in both Schedule 25.3 of the Operative Dunedin City District Plan, and in the Proposed Second Generation District Plan ("the 2GP") Appendix A1.3 - Schedule of Trees.

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

Your Full Name: JAMES MELVILLE CHISHOLM MOFFAT

Postal Address:

Secretary: Protect Private Ownership of Property Society: POTS

Telephone:

Email Address:

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)

We are

~~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) Support

The specific parts of the application that this submission relates to are [give details]:

1) T1176 - copper beech tree is past its use by date for the private property on which it grows,

2) The tree provides hardly any visual value to people in the surrounding area,

3) It is present and if allowed to grow, T1176 is an unfair cost to A.S. Munro.

Please attach other pages as required

4) Remove T1176 and provide mental & financial relief to this ratepayer.

~~My~~ submission is [include the reasons for your views]:

The 4 points above are sufficient for this section

Why should a household ratepayer have to carry all the costs associated with a heritage tree on their property so other citizens can visually consume its beauty for free?

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]:

That the DCC allow the removal of T1176
in the name of community fairness
POTS will expand the above points
in its submission to the hearing

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, ^{POTS} 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: J. B. Moffat
(or person authorised to sign on behalf of submitter)

Date: 10/12/20

Notes to Submitter:

Closing Date: The closing date for serving submissions on the Dunedin City Council is Wednesday, **27 December 2020 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 61 Wallace Street, Maori Hill, Dunedin 9010; munrosteve61@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.