

Form 5

Submission on Notified Proposal for Plan, Change or Variation

Clause 6 of Schedule 1, Resource Management Act 1991

To: Timaru District Council

Name of submitter:

Joanne Brownie

(State full name)

This is a submission on the following proposed plan or on a change proposed to the following plan or on the following proposed variation to a proposed plan or on the following proposed variation to a change to an existing plan (the 'proposal'):

District Plan Review - NZTA Requirement NZTA-1

(State the name of proposed or existing plan and (where applicable) change or variation).

I ~~could~~ could not* gain an advantage in trade competition through this submission.

(*Select one.)

~~*I am/am not† 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.~~

~~(*Delete or strike through entire paragraph if you could not gain an advantage in trade competition through this submission.)~~

~~(†Select one.)~~

The specific provisions of the proposal that my submission relates to are: (Give details)

Continuation of the requirement 192 in to a State Highway 1 corridor requirement NZTA-1. The original requirement relating to traffic noise would no longer be in place.

My submission is: (Include whether you support or oppose the specific provisions or wish to have them amended; and reasons for your views)

(If your submission relates to a proposed plan prepared or changed using the collaborative planning process, you must indicate the following:

- Where you consider that the proposed plan or change fails to give effect to a consensus position and therefore how it should be modified; or
- In the case that your submission addresses a point on which the collaborative group did not reach a consensus position, how that provision in the plan should be modified.]

In March 2008 NZTA accepted recommendations made by the Timaru District Council after public meetings, submissions from residents and a hearing by an independent commissioner. Several of the conditions imposed related to construction, noise, dust, landscape and visual effects, traffic noise, water courses. Requirement 192 for realignment of State Highway 1 Normanby. In 2016 after resurfacing of State Highway 1 at Normanby residents again brought to the attention of NZTA the requirements after resurfacing against the conditions of sections (P) & (R). Correspondence relating to this have been attached. This was then rectified with VGPA quite road resurfacing. If this section is to be resurfaced every 10-15yrs then the original conditions must remain in place.

The ongoing issues with storm water runoff between Daniels Road and Talbot Road. Numerous attempts to rectify have failed. Sinkholes and trenches etc continue to appear and enlarge to dangerous sizes rendering parts of adjoining paddocks to State Highway 1 hazardous to stock and humans transverseing the areas affected.

NZTA states to Timaru District Council in May 2021 "there are no designations conditions listed within the operative plan... and therefore there are no conditions to be retained and rolled over into the proposed plan." There is clearly designations in place for this section of State Highway 1 at Normandy, as upheld in 2003 and in 2016.

I seek the following decision from the local authority: [Give precise details as this is the only part of your submission that will be summarised in the summary of decisions requested]

We request the reinstatement of the Requirement 192 condition relating to traffic noise in the new proposed requirement NZTA-1

This requires installation and maintenance of OGPA quite road surfacing on this section of the Normandy realigned section of State Highway 1.

Continued repair to storm water runoff damage in adjoining paddocks needs to be addressed.

I wish (or do not wish) † to be heard in support of my submission.

[*In the case of a submission made on a proposed planning instrument that is subject to a streamlined planning process, you need only indicate whether you wish to be heard if the direction specifies that a hearing will be held.]

[†Select one.]

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

[*Delete if you would not consider presenting a joint case.]

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

[A signature is not required if you make your submission by electronic means]

Date 7 December 2022

Electronic address for service of submitter: jabrowne@xtra.co.nz

Telephone: 027 2525980

Postal address (or alternative method of service under s352 of the Act):

14 Daniels Road, RD 1, TIMARU

Contact person: [name and designation, if applicable] Same Brownie

Note to person making submission

1. If you are making a submission to the Environmental Protection Authority, you should use form 16B. If you are a person who could gain an advantage in trade competition through the submission, your right to make a submission may be limited by clause 6(4) of Part 1 of Schedule 1 of the Resource Management Act 1991.
2. Please note that your submission (or part of your submission) may be struck out if the authority 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 specialist knowledge or skill to give expert advice on the matter.

27 May 2016

Joanne Brownie
14 Daniels Road
Normanby
TIMARU

Dear Joanne,

State Highway 1 Normanby Resurfacing

I refer to your letter dated 18 April 2016 regarding the resurfacing of State Highway 1 at Normanby. Since receiving your letter we have commissioned a noise assessment measurement and report and investigated your concerns about installation of the rumble strip edge markings in the Normanby realignment area.

Just to put you in the picture about the resurfacing work. It was apparent to us that the OGPA seal coat was failing earlier than we expected it to. In order to extend its life we investigated a short term value for money solution that met our obligations under the designation and would be fit for purpose.

The particular conditions in the designation you refer to are:

(p) A 300m length of "Open Graded Porous Asphalt (OGPA)" quiet road surfacing, or an alternative form of quiet road surfacing that will achieve at least the equivalent traffic noise, will be applied within 12 months of completion of the realignment and maintained between meterage points 5900 and 6200 shown on the aerial photos attached to Appendix 3 of the Addendum to ensure traffic noise levels at the McGlinchy, Donaldson and Paul properties meet or remain within the levels recommended by the Transit Guidelines.

(r) A 400m length of OGPA quiet road surfacing, or alternative form of quiet road surfacing that will achieve at least the equivalent traffic noise level, be applied within 12 months of completion of the realignment and maintained between meterage 6400 and 6800 shown on the aerial photos attached in Appendix 3 of the November 2002 Addendum, so as to ensure traffic noise levels at the Monson, Sturgeon and Barrett properties remain within the 1999 Transit Guidelines.

Our design was to choose a small size chip that would fill in the voids so as to not to markedly increase the noise level and stay within the Transit Guidelines.

We carried out noise level measurements before the resealing work, and then recently after the resealing work. The noise measurements have indicated a 3dBA – 5dBA increase in noise. Although the noise levels have increased, we believe it is still just within the limits of the Transit Guidelines.

As the noise measurements are at the limits of the Guideline and could possibly get worse, we intend to resurface the area with OGPA next sealing season. As there is some storm-water improvements to be designed to be carried out at the same time, we expect the work to be done in February/March 2017.

As I understand it, we did install rumble strips at Normanby (in the cutting, but not at the Daniels or Talbot Road intersections areas) as part of the early 2015 safety improvements project on SH1. We have completed a significant amount of rumble strip edge-line marking on SH1 between Rakaia and Glenavy as it gives us very good safety returns especially from fatigued drivers.

We do however have guidelines on how close to houses we do apply it. I have asked the contractors to look into this and remove any that does not meet our guideline standards.

Thank you for your patience and bearing with us while we investigated the situation. I hope the solution we propose is acceptable.

Yours sincerely



Colin Knaggs
Highway Manager

Colin Knaggs
Canterbury/West Coast Highways Manager
NZTA
PO Box 1479
Christchurch 8140

18 April 2016

Dear Sir

State Highway 1 Normanby Resurfacing

The residents of the Normanby state highway realignment area, between Daniels Road and Talbot/Ellis Roads, call on NZTA to comply with the designation conditions and reinstate the OGPA quiet road surfacing recently replaced with chip seal.

Our concerns are based on the following:

1. When the notice of requirement was advertised it drew lots of objection from this area and there was a well-attended public meeting.
2. The application was heard by an independent commissioner who made recommendations to the Council
3. The recommendations were accepted by the Council and referred to Transit.
4. Transit accepted the recommendations in 2003 and the designation was implemented on that basis.
5. To address the 'Traffic Noise Effects' conditions were agreed to - (p), (q) and (r) detailed in the Commissioners Decision - including that OGPA quiet road surfacing be installed and maintained.
6. The recent addition of the rumble lines has caused more noise disturbance with little safety benefit as it has pushed traffic towards the centre line.
7. On the Tuesday after Easter residents observed the laying of chip seal, but several assumed it was "an undercoat".
8. This section of road is elevated and traffic noise carries up and down the valley.
9. There was no notification, consultation or indication that the quiet road surfacing required by the designation was to be replaced with chip seal.
10. Advice from the Timaru District Council, apparently obtained from the Timaru NZTA representative, is that this coating is a preservation seal and is designed to stop the road surface degrading further until the new seal is to be laid in 2 – 3 years. Acoustic tests were undertaken prior to the start of the work and will be re-done once the job is done to see whether there is any increase in road noise.
11. It would appear that NZTA, a Government Agency, is proposing to be non-compliant for 2-3 years, blatantly ignoring the Resource Management Act process..
12. The acoustic tests provide no reassurance at all as residents have observed an increase in sound disturbance. Whether the volume is louder or not, the noise is more intrusive.
13. Although most of the residents have purchased in the area since the highway realignment was completed, the advice from previous owners, Council records and general knowledge meant that all knew the quiet road surfacing had to be maintained.

The residents object to the laying of chip seal and ask NZTA to comply with the designation conditions or the Timaru District Council will be asked to take action to enforce the designation conditions.

Yours sincerely

Please quote our reference: PT/1/60/54P
All enquiries to: H Lowe, CHCH



21577

11 March 2003

Timaru District Council
PO Box 522
Timaru

Attention: Andrew Hammond, District Planner

Dear Andrew

**Transit New Zealand Decision:
Notice Of Requirement for Designation to Realign State Highway 1,
Normanby**

Thank you for the Timaru District Council's recommendation dated 18 February 2003, made under Section 171 of the Resource Management Act 1991 ("RMA"), on Transit New Zealand's notice of requirement for designation to realign State Highway 1 at Normanby.

The recommendation of the Council was that Transit New Zealand confirm the designation but with the modifications necessary to include the information set out in the Addendum to the Notice of Requirement dated November 2002. Further modifications were also recommended in respect of construction noise, dust emissions, landscape and visual effects, traffic noise, water courses and cultural and heritage values. These modifications are set out full on pages 8 to 12 inclusive of the Council's recommendation.

Pursuant to Section 172 of the RMA, Transit New Zealand confirms that it accepts the Council's recommendation in respect of the designation requirement. It is Transit's decision, as the requiring authority, that the designation should be for a period of ten years.

Transit now requests that the Council exercise its responsibility under Section 173 of the RMA and notify all those persons who made submission on the notification of requirement and also to all landowners and occupiers affected by the requirement, within a period of 15 working days from receipt of this decision.

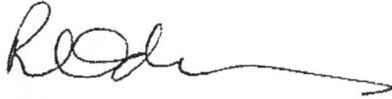
Christchurch Regional Office

Level 7, Education House • 123 Victoria Street • PO Box 1479 • Christchurch • New Zealand

Telephone 03 366 4455 • Facsimile 03 365 6576

Transit thanks you for your assistance with this matter.

Yours sincerely

A handwritten signature in black ink, appearing to read 'RODAMS', with a long horizontal flourish extending to the right.

Robin Odams

Regional Manager

Pursuant to authority delegated by Transit New Zealand

Dated at Christchurch this day of March 2003

Jane Marine

From: jabrownie@xtra.co.nz
Sent: Monday, 9 January 2023 10:32 am
To: Jane Marine
Subject: RE: Proposed District Plan Submission Form Completion
Attachments: Image.jpg

Hi Jane
Rectified and reattached for you.
Kind Regards
Jo

From: Jane Marine [mailto:Jane.Marine@timdc.govt.nz]
Sent: Monday, 9 January 2023 9:29 a.m.
To: jabrownie@xtra.co.nz
Subject: Proposed District Plan Submission Form Completion

Good Morning Joanne Brownie,

Thank you for your submission. Please note that the following questions on the form have not been answered . Please answer them and return the form to pdp@timdc.govt.nz so that your submission can be processed.

I could/could not* gain an advantage in trade competition through this submission.
[*Select one.]

***I am/am not† 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.

[*Delete or strike through entire paragraph if you could not gain an advantage in trade competition through this submission.]
[†Select one.]

Thank you.

Regards

Jane



Jane Marine | Policy Planner

Timaru District Council | PO Box 522 | Timaru 7940
P: 03 687 7200 | W: www.timaru.govt.nz