

12 July 2024

File Ref: OIAPR-1274023063-28349

[REDACTED]

By email: [REDACTED]

Tēnā koe [REDACTED]

### **Request for information 2024-136**

I refer to your request for information dated 20 June 2024, which was received by Greater Wellington Regional Council (Greater Wellington) on 20 June 2024. You have requested the following:

*“Can GWRC please provide updates on:*

*# the status of the current resource consent (RC) - we understand that with the current rate of filling, TNT landfill will be deemed to have reached its height capacity under its current RC. And can GWRC confirm this height limit also?*

*# confirm, that TNT is in the process of applying for a new RC / extension of the current RC to increase the height / volume of the current cell / s in the TNT landfill and if so what duration?*

*# that GWRC has an officer dedicated to monitoring this landfill? We are aware of GWRC officer changes to those overseeing and monitoring the WCC Southern Landfill (Carey's Gully) but that is a separate issue.”*

## **Greater Wellington's response is as follows:**

### ***The status of the current resource consents***

T and T Landfills Limited are currently operating under a suite of consents with varying expiry dates. These consents relate to the discharges of contaminants, diversion of water and works within streams. Here is a summary of the relevant active consents and their expiry dates:

#### Expiry 2026

- WGN120149 [33676] To operate and maintain a wetland to treat contaminants leaching from a construction and demolition landfill in the bed and banks of an unnamed tributary of the Owhiro Stream including any associated disturbance of and deposition of material onto the bed of that stream during the operation and ongoing maintenance of the wetland and associated structures.
- WGN070260 [33677] To discharge contaminants to land from the disposal of construction and demolition fill to landfill and for the temporary storage of recyclable material within the bounds of the landfill.
- WGN070260 [33678] To discharge contaminants to air resulting from the operation of a cleanfill.
- WGN070260 [33679] To discharge contaminants including sediment-laden stormwater, leachate contaminants from historical sanitary landfills, and existing and future construction and demolition landfill material to tributaries of Owhiro Stream.

#### Expiry 2044

- WGN070260 [33680] To divert the full flow of two unnamed tributaries of Owhiro Stream into a reticulated stormwater network and existing "French Drain" system.
- WGN070260 [33681] To dam the full flow of two unnamed tributaries of Owhiro Stream.
- WGN070260 [33682] To place and use pipes and inlet/outlet erosion protection structures within the bed of two unnamed tributaries of Owhiro Stream.

#### No expiry date

- WGN070260 [33683] To reclaim and drain the beds of two unnamed tributaries of Owhiro Stream.

Greater Wellington does not know the current height or volume of T and T landfills. Greater Wellington also has no specific total height or total volume conditions in the issued resource consents. However, Greater Wellington does have a condition requiring all works to be in “general accord” with the consent application documentation. According to our records the most recent consented proposed heights and volumes were as follows:

- The 1998 consents proposed an increase in the overall capacity of the landfills from the existing capacity of 900,000 m<sup>3</sup>, by an additional 1,240,000 m<sup>3</sup>, to a total volume of 2,140,000 m<sup>3</sup> to be placed within the landfills by 2026. The consents also proposed a finished level at the highest end of the eastern arm of the gully to 126 m above sea level.
- The 2018 consents proposed a further 10m raise in the finished levels over much of the landfill site. The retention dams were also to be positioned approximately 170 m further up the two gullies at the top of the site and an additional 1.2 million cubic meters (approx.) of material was proposed to facilitate completion of the landfill to the proposed finished ground levels.

Wellington City Council also has conditions related to T and T landfills. Therefore, Greater Wellington is also transferring the portion of your request relating to “*Can GWRC please provide updates .... on if TNT landfill will be deemed to have reached its height capacity under its current RC. And can GWRC confirm this height limit also*” to Wellington City Council pursuant to section 12 of the Local Government Official Information and Meetings Act 1987. Further correspondence will therefore come to you directly from Wellington City Council. In this regard the 20 working day time limit for providing you with a substantive response to this request will begin from the day after Wellington City Council receives this transfer.

***Confirm, that TNT is in the process of applying for a new RC***

The suite of discharge consents is set to expire on 25 June 2026. It is our understanding that T and T Landfills plan to lodge consent applications prior to the expiry of these consents. To date no such applications have been received. Greater Wellington cannot extend the duration of a resource consent and new consents would be required. If an application in line with Section 124 of the Resource Management Act (RMA) is made to Greater Wellington - within 6 months of this expiry date (25 December 2025) – then the current consents can legally be operated under until a decision on the application has been made.

**GWRC has an officer dedicated to monitoring this landfill**

Yes, Greater Wellington has an officer dedicated to monitoring T and T Landfills. It is one of many compliance sites that they monitor.

If you have any concerns with the decision(s) referred to in this letter, you have the right to request an investigation and review by the Ombudsman under section 27(3) of the Local Government Official Information and Meetings Act 1987.

Please note that it is our policy to proactively release our responses to official information requests where possible. Our response to your request will be published shortly on Greater Wellington's website with your personal information removed.

Nāku iti noa, nā



**Lian Butcher**

Kaiwhakahaere Matua Taiao | Group Manager Environment