



29 July 2020

Resource Consent Department
Bay of Plenty Regional Council
PO Box 364
WHAKATĀNE 3158

Attn: Danielle Petricevich

RM19-0556-AP: ASSESSMENT OF CULTURAL EFFECTS

1.0 Introduction

The following is an assessment of cultural effects in support of air discharge consent application RM19-0556-AP for Addiction Foods NZ Limited (AFNZL). An application to discharge odour was lodged on 12 September 2019, and was requested to be put on hold under s37A of the Resource Management Act 1991 (RMA). This request was to provide:

1. Technical reports relied upon as part of the AEE; and
2. Draft conditions.

This s37 extension was approved via email on 24 September 2019. Further to this information, BOPRC requested via email on 9 June 2020, the additional following information be provided:

3. Iwi/hapū consultation and resulting cultural effects assessment;
4. The updates you have been providing to compliance; and
5. Confirmation of the stages of works (2 vs 3 stages) and where specifically you are at in those stages. I know the application talks about 2 stages however in the phone call we had you were talking about 3 stages. It would be good to just get this all clarified.

On 3 July 2020, the technical report required under point 1 above was submitted to BOPRC, along with an update regarding point 5. AFNZL notes that they will not now propose draft conditions, however request that draft conditions developed by BOPRC be reviewed prior to consent being issued. BOPRC confirmed¹ on 6 July 2020 that sufficient correspondence had been provided to BOPRC in regard to point 4.

Subsequently, this letter responds to point 3 above regarding consultation and cultural effects.

2.0 Consultation

Since the lodgement of the consent, AFNZL has undertaken consultation with iwi/hapū identified through BOPRC as potentially having an interest in the proposed discharge site. Those iwi/ hapū are listed in Table 1 along with the history on consultation with that party and any feedback received.

¹ Pers. comm Danielle Petricevich via email on 6 July 2020.

Table 1: Stakeholders Consulted

Party	Comment
Tapuika iwi	<p>Tapuika was emailed initially on 18 September 2019 inviting feedback. No response was received. A phone call with the Tapuika RMA representative on 4 October 2019 confirmed their interest in the proposed activity. A copy of the AEE was requested to be provided to Tapuika as well as a request for a site visit. A word version they could view was eventually able to be submitted to Tapuika on 22 November 2019. AFNZL was able to meet with the Tapuika RMA representative at their office in February 2020. Tapuika was generally interested in whether there were particulates being discharged. AFNZL noted that they have a filtration system in place that all air that is discharged via our processing stack has to pass through the filter system where:</p> <ul style="list-style-type: none"> - air firstly passes through wool filters that remove any airborne oily particles due to some of the oil/fat which is part of the product formulations; and - air then passes through the secondary Pocket type filters (Type F5) which are designed to filter down to 1 micron (0.001mm) particle size which essentially only allows odour molecules through to be discharged to air. <p>AFNZL subsequently sent Tapuika information on the F5 pocket filter that filters to 1 micron. Tapuika was also invited to visit the site, however they have not responded to this offer from AFNZL or responded to the further information sent to them. Appendix A provides the written communications with Tapuika. Although the email included is not addressed to Tapuika, AFNZL can confirm this was the same text and date that was sent to Tapuika².</p>
Ngāti Pūkenga (Te Runanga o Ngāti Pūkenga Iwi)	<p>Ngāti Pūkenga was emailed initially on 18 September 2019 inviting feedback. No response was received. A phone call was made to the Ngāti Pūkenga RMA representative on 4 October 2019, where it was noted the location in Te Puke is outside the Ngāti Pūkenga area of interest however that they would expect reasonable monitoring conditions to be imposed. As such Ngāti Pūkenga has no cultural concerns with the application. Appendix A provides the written communications with Ngāti Pūkenga.</p>
Ngai Te Rangi	<p>Ngai Te Rangi was emailed initially on 18 September 2019 inviting feedback. No response was received. A phone call was made to Ngai Te Rangi on 4 October 2019 with a message left for their RMA representative to be in touch if they wished to provide comment on the application. A follow up email was sent to Ngai Te Rangi a on 16 October 2019; however no response was received from this email either. Appendix A provides the written communications with Ngai Te Rangi.</p>
Waitaha	<p>Waitaha was emailed initially on 18 September 2019 inviting feedback. No response was received. A phone call on 4 October 2019 with the Tapuika RMA representative to be in touch if they wished to provide comment on the application. A follow up email was sent to Waitaha on 16 October 2019; however no response was received from this email either. Appendix A provides the written communications with Waitaha.</p>

² The original email was sent by a former employee and is no longer accessible.

3.0 Assessment of Cultural Effects

Genuine attempts have been made by AFNZL to engage with iwi and understand effects. As a result of the consultation the following conclusions are drawn regarding cultural effects from the discharge of odour as a result of AFNZL's activities:

Tapuika iwi – Following discussions with Tapuika, it appears their main concern was whether particulates were being discharged to air, rather than odour. Following confirmation from AFNZL that this is indeed the case and lack of response after further information was provided, it is concluded that the effects on Tapuika are less than minor.

Ngāti Pūkenga – The effects on Ngāti Pūkenga are considered nil due to being outside their area of interest.

Ngai Te Rangi – As no feedback has been received from Ngai Te Rangi, potential effects have been considered through a review of the Tauranga Moana Iwi Plan (TM-IMP). The TM-IMP expects involvement or iwi/hapū in resource consent processes for industrial air discharges close to marae, papakainga, kura kaupapa or kohanga reo. AFNZL has provided sufficient opportunity for Ngai Te Rangi to be involved in the process. As a result, the activity is consistent with the TM-IMP and there is no evidence to suggest the effects on Ngai Te Rangi would be minor or greater following the upgrades.

Waitaha – As no feedback has been received from Waitaha, potential effects have been considered through a review of the Waitaha Iwi Management Plan (W-IMP). The W-IMP mentions intensive urban developments, however, focuses management on pesticide use and appropriately notification when pesticides are used. AFNZL has provided sufficient opportunity for Ngai Te Rangi to be involved in the process. It is assessed that the activity is generally consistent with the W-IMP and there is no evidence to suggest the effects on Waitaha would be minor or greater following the upgrades.

4.0 Conclusion

As a result of consultation attempts with iwi/hapū, feedback received from Tapuika, and review of relevant IMPs, it is considered that cultural effects are at most, less than minor.

Yours faithfully

PATTLE DELAMORE PARTNERS LIMITED

Prepared by



Simon Greening
Statutory Planning Service Leader

Reviewed by



Hamish Peacock
Statutory Planning Technical Director

Approved by



Steve Pearce
Environmental Management - Technical Director

Appendix A: Consultation Record

Simon Greening

From: Simon Greening
Sent: Wednesday, 16 October 2019 9:42 AM
To: 'consents@ngaiterangi.org.nz'
Subject: RE: Addiction Foods NZ Ltd - Air Discharge

Kia ora,

Just following up on my email below and phone call on 4 Oct. If you have any comment on the application or wish to discuss, please let me know. I believe the message was being passed to Josh Gear.

Regards,

Simon Greening | Statutory Planning Services Leader

PATTLE DELAMORE PARTNERS LTD

South British House, Level 2, 35 Grey Street, Tauranga, 3110
PO Box 13 274, Tauranga, 3141
NEW ZEALAND

DDI - +64 7 985 6453 | Mobile +21 673 807
Office - +64 7 985 6440
Web - www.pdp.co.nz

From: Simon Greening
Sent: Wednesday, 18 September 2019 9:34 AM
To: consents@ngaiterangi.org.nz
Subject: Addiction Foods NZ Ltd - Air Discharge

Kia ora,

Addiction Foods NZ Ltd is applying for a resource consent from BOPRC to discharge process air from the existing pet food manufacturing operation located at 240 Jellicoe Rd, Te Puke. The site is zoned industrial but residential properties are located nearby. The facility currently operates from 4pm until 8am.

To ensure an acceptable level of air discharge, Addiction Foods is committed to an upgrade to their treatment system (expected before Dec 2019). Once proven to be effective, Addiction Foods proposes to install further odour mitigation which will enable a 24 hr/day operation and will treat the process air to a high standard and meet acceptable odour discharge limits (included as consent conditions).

Could you please let me know whether this application is within your area of interest and if you consider this activity may have any effects on Ngāi Te Rangi cultural values. If you have any questions, please contact me.

Ngā mihi,

Simon Greening | Statutory Planning Services Leader

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Simon Greening

From: Buddy Mikaere <buddy@buddymikaere.com> on behalf of Manataiao <buddy@manataiao.com>
Sent: Friday, 4 October 2019 12:16 PM
To: Simon Greening
Subject: RE: Addiction Foods NZ Ltd - Air Discharge

Kia ora Simon

This email is to confirm that on the assumption that the appropriate consent conditions will be in place to ensure discharges to air are appropriately managed and monitored, and you can give us a written assurance that this is the case – then Ngati Pukenga has no cultural issues with your application.

Nga mihi

Buddy Mikaere
For Ngati Pukenga ki Tauranga Environmental Unit
021 384620

From: Simon Greening <Simon.Greening@pdp.co.nz>
Sent: Friday, 4 October 2019 11:36 AM
To: Manataiao <buddy@manataiao.com>
Subject: RE: Addiction Foods NZ Ltd - Air Discharge

Kia ora Buddy,

Thanks for the quick chat. As discussed, you noted the location in Te Puke is outside the Ngāti Pūkenga area of interest and that you would expect the consent to be imposed with reasonable monitoring conditions. Would be great if you could confirm this understanding. Appreciated.

Regards,

Simon Greening | Statutory Planning Services Leader

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From: Simon Greening
Sent: Wednesday, 18 September 2019 9:34 AM
To: buddy@manataiao.com
Subject: Addiction Foods NZ Ltd - Air Discharge

Kia ora Buddy,

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To ensure an acceptable level of air discharge, Addiction Foods is committed to an upgrade to their treatment system (expected before Dec 2019). Once proven to be effective, Addiction Foods proposes to install further odour mitigation which will enable a 24 hr/day operation and will treat the process air to a high standard and meet acceptable odour discharge limits (included as consent conditions).

Could you please let me know whether this application is within your area of interest and if you consider this activity may have any effects on Ngāti Pūkenga cultural values. If you have any questions, please contact me.

Ngā mihi,

Simon Greening | Statutory Planning Services Leader

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From: Andrew Rout <andrew@Addictionfoods.com>
Sent: Tuesday, 11 February 2020 1:15 PM
To: Matthew Bryant <Matthew.Bryant@Addictionfoods.com>
Subject: Addiction Foods

Hi Hohepa,

Nice to meet you last week and learn about some of the history of Tapuika Iwi.

In relation to your question regarding particulates being discharged to air from our facility as mentioned we have a filtration system in place that all air that is discharged via our processing stack has to pass through the filter system

- The air firstly passes through the wool filters that remove any airborne oily particles due to some of the oil/fat which is part of the product formulations.
- The air then passes through the secondary Pocket type filters (Type F5) which are designed to filter down to 1 micron (0.001mm) particle size

The above filter system essentially only allows odour molecules through to be discharged to air.

I trust the above provides beneficial information on the particle removal from the process air being discharged to air. If you have any further questions please don't hesitate contacting me. Please also advise when you would like to visit our facility so we can confirm a suitable time?

Kind Regards

Andrew Rout
Operations Manager

Addiction Foods (New Zealand)
We go to the #EndsoftheEarth for your pet

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E: andrew@addictionfoods.com

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Asia Pacific HQ | Northstar AMK #02-53 7030 Ang Mo Kio Ave 5, Singapore 569880
Manufacturing Plant | 240 Jellicoe Street, Te Puke 3119, New Zealand



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Simon Greening

From: Simon Greening
Sent: Wednesday, 16 October 2019 9:44 AM
To: 'vivienne@waitaha-iwi.org.nz'
Subject: RE: Addiction Foods NZ Ltd - Air Discharge

Kia ora Vivienne,

Just following up on my email below and phone call on 4 Oct (message hopefully was passed to you). If you have any comment on the application or wish to discuss, please let me know.

Regards,

Simon Greening | Statutory Planning Services Leader

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From: Simon Greening
Sent: Wednesday, 18 September 2019 9:34 AM
To: vivienne@waitaha-iwi.org.nz
Subject: Addiction Foods NZ Ltd - Air Discharge

Kia ora Vivienne,

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To ensure an acceptable level of air discharge, Addiction Foods is committed to an upgrade to their treatment system (expected before Dec 2019). Once proven to be effective, Addiction Foods proposes to install further odour mitigation which will enable a 24 hr/day operation and will treat the process air to a high standard and meet acceptable odour discharge limits (included as consent conditions).

Could you please let me know whether this application is within your area of interest and if you consider this activity may have any effects on Waitaha cultural values. If you have any questions, please contact me.

Ngā mihi,

Simon Greening | Statutory Planning Services Leader

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