

## HAZ – Hazardous Substances

*Hazardous substances*, which include a range of toxic substances such as chemicals, medical wastes, petroleum products, and gases, are used throughout the Wairarapa for many purposes. The manufacture, use, storage, and disposal of *hazardous substances* is an integral and essential part of many commercial, industrial, and rural activities. However, if not appropriately managed, *hazardous substances* can present potential risks to people and the environment.

The use of *hazardous substances* in New Zealand is primarily managed by the Hazardous Substances and New Organisms Act 1996 (HSNO Act), the Health and Safety at Work Act 2015 (HSW Act) and relevant regulations. Because the District Plan seeks to avoid duplication of requirements and obligations that arise under other legislation and regulations, the provisions of this chapter are designed to manage the effects of use, storage, or disposal of *hazardous substances*, only to the extent that those effects are not within the ambit of existing legislation and regulations. This includes the location of *significant hazardous facilities* using or storing *hazardous substances* and the location of *sensitive activities* in relation to *significant hazardous facilities*.

There may be a number of rules that apply to an activity, building, structure, or site. Resource consent may therefore be required under rules in this chapter as well as other chapters. Unless specifically stated in a rule, resource consent is required under each relevant rule. The steps to determine the status of an activity are set out in the General Approach section in the How the Plan Works chapter.

### Objectives

<b>HAZ-O1</b>	<b><i>Hazardous substance use, storage, and disposal</i></b>
<p><i>Hazardous substance</i> use, storage, and disposal activities are located, designed, constructed, and operated, so that:</p> <ul style="list-style-type: none"> <li>a. risk to people, property, and the environment from any <i>significant hazardous facility</i> is minimised and unacceptable risk to <i>sensitive activities</i> is avoided;</li> <li>b. risk to the natural environment is minimised; and</li> <li>c. risk associated with moderate and high <i>hazard areas</i> is avoided.</li> </ul>	
<b>HAZ-O2</b>	<b><i>Sensitive activities</i></b>
<p>Established <i>significant hazardous facilities</i> are not compromised by <i>sensitive activities</i>.</p>	

## Policies

HAZ-P1	<b><i>Significant hazardous facilities</i></b>
<p>Minimise risk to people, property, and the environment from any new <i>significant hazardous facility</i>, or any addition to a <i>significant hazardous facility</i> by:</p> <ul style="list-style-type: none"> <li>a. identifying risk to human and ecological health and safety, and to property, through a risk assessment of any proposed activity, including its site characteristics and any cumulative risk from the use, storage, and disposal of <i>hazardous substances</i> on other sites;</li> <li>b. avoiding unacceptable risk to existing <i>sensitive activities</i> as identified in a risk assessment for the activity by ensuring the location provides sufficient separation from any existing <i>sensitive activity</i>;</li> <li>c. ensuring the location, design, construction and operation minimise lesser risks to as low as reasonably practicable;</li> <li>d. not locating in proximity to scheduled areas or features, and zones and overlays where <i>sensitive activities</i> predominate;</li> <li>e. locating outside any moderate or high <i>hazard area</i>; and</li> <li>f. locating outside any low <i>hazard area</i> unless risk associated with the hazard can be mitigated to protect human, and environmental, health and safety.</li> </ul>	
HAZ-P2	<b><i>Sensitive activities</i></b>
<p>Avoid locating any new <i>sensitive activity</i> in proximity to <i>significant hazardous facilities</i> to ensure they are:</p> <ul style="list-style-type: none"> <li>a. not exposed to an unacceptable level of risk from the existing <i>significant hazardous facility</i>; and</li> <li>b. <i>reverse sensitivity</i> effects are avoided or mitigated.</li> </ul>	

## Rules

HAZ-R1		Significant hazardous facilities, including additions to significant hazardous facilities
<b>General Industrial Zone</b>  <b>General Rural Zone</b>		1. Activity status: <b>Discretionary</b> Where: <ul style="list-style-type: none"> <li>a. The activity is not located within a <i>Significant Natural Area</i>;</li> <li>b. The activity is not located within any moderate or high <i>hazard area</i>;</li> </ul>
		<ul style="list-style-type: none"> <li>c. The activity is not located within 25m of a <i>significant waterbody</i> or 10m of any other <i>surface waterbody</i>; and</li> <li>d. The activity is not located within 250m of an existing <i>sensitive activity</i>.</li> </ul>
<b>General Industrial Zone</b>  <b>General Rural Zone</b>		2. Activity status: <b>Non-complying</b> Where: <ul style="list-style-type: none"> <li>a. Compliance is not achieved with HAZ-R1(1).</li> </ul>
<b>All other zones</b>		3. Activity status: <b>Non-complying</b>

HAZ-R2		Sensitive activities
<b>All zones</b>		1. Activity status: <b>Non-complying</b> Where: <ul style="list-style-type: none"> <li>a. The sensitive activity is located within 250m of an existing <i>significant hazardous facility</i>.</li> </ul>