

THE CHRISTCHURCH REPLACEMENT DISTRICT PLAN HEARINGS PANEL

IN THE MATTER of the Resource Management Act 1991 and the Canterbury Earthquake (Christchurch Replacement District Plan) Order

AND the Christchurch Replacement District Plan

SUBMITTER : 3232 Jan Burney

Dated : 23 October 2015

TO THE HEARING PANEL

Please accept this as a formal **OBJECTION** to

THE MEMORANDUM OF COUNCIL FOR THE CROWN REGARDING : Dated 23 October 2015

- **A REQUEST TO HEAR THE SPECIFIC PURPOSE (FLAT LAND) RECOVERY ZONE IN MARCH 2016**

This is (my) objection to the Crowns request for a delay in the hearing date for the Specific Purpose (Flat Land) Recovery Zone

The Crown is refusing our democratic right to have our say in a `fair` way .
An offer by the Crown to purchase properties designate Red Zone by the Crown has a deadline date 16th December 2015
The Crown are delaying the hearing date to March 2016 - to coincide with that of the Greater Christchurch Regeneration Bill enactment date
This is not reasonable or fair

Background : *(nb. for clarity `we` refers to Gary Sharlick and Jan Burney)*

We own two adjoining properties freehold in Brooklands.

An voluntary offer to purchase was given on both properties by CERA - we did not accept

The offers by the Crown were inadequate to purchase another home - we would have gone from being home owners to homelessness... the offer would not in any way replace or allow our recovery in any way from the natural disaster .

We would also lose our small business and income we run from home .

We purchased our property and the adjoining property in a living rural setting as we our own small business ...the extra section allowed access for trucks ,trailer, and equipment and minimise disturbance for neighbours ..which would not be permitted in the inner city suburbs.

At the time of the deadline for the Cera voluntary offer , both our insurance claims were unsettled and we had just gone over the EQC cap.

On the offer deadline day Southern Response - one hour prior to the deadline, lowered the only incomplete offer they had given us for the home we live in.

Cera agreed to extend the deadline of the offer .

At the time of the Cera voluntary offer deadline, Lumley , insurer for our adjoining property ,had given a rebuild offer that they agreed to defer the settlement of ,so that we could continue to negotiate a settlement with Southern Response ,and to help ensure we could have adequate settlement funds to purchase another home and evaluate the acceptance of the Cera offer extension .

No adequate settlement eventuated from Southern Response and Lumley after the deadline extension deadline dropped the rebuild option and lowered the offer and strategy to repair value .

The Cera voluntary offer expired and we were told the offer `was off the table`

The insurance claims for both properties are still not settled - despite spending considerable money on professional reports and Legal fees for both properties. I have had legal fees from 2011.

The insurers do not seem to want to settle , or give a settlement value, and delay in response from them is considerable and inexplicable.

Years and years of insurance delay . This is not enabling recovery for us or helping us move on.

We have had 5 years of stress and have not been a part of our cities recovery

Quite the opposite ..we have been ignored , set apart and have been excluded .

Cera have apparently made another offer with a deadline , as response from the Quake Outcast Judgement.

I find this puzzling ,as we still have not had resolution from the initial voluntary offer or full disclosure and knowledge of all aspects of our claims , and the voluntary offer . They are still outstanding and unresolved. Cera conditions of the sale were

that we should be fully informed prior to accepting any legal offer ...clearly we were not and still are not .

EQC Land claim still has not been notified .

We still have not been given a full picture of our position to enable acceptance of any offer, whether it was the original offer or any apparent new offer.

We stayed in our home of 30 years and watched all of our neighbours and friends left - our community was decimated and we have been isolated from any involvement in recovery .

We are left with no insurance settlements and the looming threat of compulsory acquisition if we do not take an apparent offer, - that is still impossible to evaluate, as we have no resolution .

Our only option is to stay.

**Hon Gerry Brownlee Minister
for Canterbury Earthquake Recovery
22 October 2015**

"The psychosocial effects of a disaster can be as damaging to communities as the loss of buildings. And, like recovery of the built environment, psychosocial recovery is a journey that progresses through phases. "

The Crown can not just keep making statements and not put into practice the principles for the social, emotional impact and aspect of the recovery

We have been in no mans land for five years and the Crown are asking for a delay in the Hearing date to enable their intentions and to correspond with the Greater Christchurch Regeneration Bill enactment

I find this outstandingly appalling

That the Crown will not even let us have our say ..our democratic right to be heard without exercising power ,just because they can ,and for their own benefit

We have been denied much in the past five years and the Crown wish to deny this right also

The red zone decision had no consultation or agreement from the most severely affected property owners

The time frame for the Proposed Christchurch Replacement District Plan has been truncated by Order in Council and now the Crown wish to delay for their purpose ..this is an outstandingly cynical affront and lack of general respect for all parties involved ,and for due process.

I asked the Hearing Panel for a submission deadline initially so I could get what is

left of our community stayers views for submission..this was declined as the Council considered the SP(FL)RZ matter of low importance and not technical .The hearing panel agreed with the Council view.

I fail to understand why the Crown wish to delay and their motivation .
It certainly is not to our benefit despite their assertion in the memorandum.
Just because `you can` does not mean you should and on this occasion I believe the Crown have show little regard for enormous emotional, social impact of their decision

Are we `no bodies ` that do not deserve any rights just because the Crown wish to purchase our land for their own purpose.?

How far down do we have to be trodden ...how much are we expected to take
The toll their decisions are taking upon people is causing extreme stress and anxiety

We are being led down a path of compulsory acquisition ,red zoned twice ,and have no right to be heard in the Local Body planning that proposes to put our property on hold indefinitely and deny any right to reinstate our lives after the earthquakes

How much do we have to take ? This is not justice I know ...we are being treated as `nothings ` deliberately as a bullying tactic to coerce an outcome for the Crown at our life expense .

It has been and is cruel .

I have to believe there is some form of right , justice and democracy

I sincerely ask the Hearings Panel to decline to Crowns memorandum for a delay for the Hearing date set for December 2015 .

23 October 2015

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