

HAMILTON CITY COUNCIL

HEARING OF PLAN CHANGE 3: TEMPLE VIEW BOUNDARY ALTERATION TO HAMILTON CITY DISTRICT PLAN

DIRECTIONS 2 FROM HEARINGS PANEL

Introduction

We, Shane Solomon and Murray Kivell (Chair) issued Directions 1 at the adjournment of the hearing on Thursday 20 June 2019.

The adjournment was to provide the time requested by the Council as the Plan Change proponent to complete and file its written right-of-reply, a step it is entitled to fulfil as part of the hearing process.

Amongst any other resource management matters considered relevant the Council was asked to:

1. Provide an updated and complete recommended track change version of Plan Change 3 and recording any provisions not supported by the submitter parties. The submitter parties are entitled to file an alternative set of provisions if they so choose, with this documentation to accompany the Council's right-of-reply.
2. As part of 1. above, provide wording and reasons /explanation for the proposed ITA rule (proposed Rule 25.14.4.3e)iii));
3. As part of 1. above, provide wording and reasons /explanation and including the terms adopted for the proposed stormwater rule (proposed Rule 5.4.3.1c));
4. In relation to 3 above, describe the nature of the stormwater management system in the Plan Change area and the drain and swale system along with its ownership and intended future management;
5. In relation to submitter concerns regarding reverse sensitivity:
 - Outline the assessment criteria in the District Plan available to assess resource consent applications for land use and subdivision for urban development in the Plan Change area; and
 - Any buffer treatments proposed to limit noise and dust impacts on established farming activities in the adjacent rural zoned land in the Waipa District.

The Right-of-Reply and any written responses from any of the submitter parties were to be received by the Hearings Administrator no later than **4pm, Friday 12 July 2019**.

Request

On Wednesday 10 July 2019 the Council advised, by way of email, in addressing our Directions above, that HCC has on:

- *2 July 2019 circulated a revised ITA provision, with explanation to the relevant submitters (LDS and NZTA) – all parties are in agreement.*
- *3 July 2019 circulated a revised stormwater provision, with explanation and a proposed planning provision on reverse sensitivity to the relevant submitters (LDS and Bells).*
- *4 July 2019 circulated an updated, track changed version of Plan Change 3 to submitter parties (Bells, Mann, LDS) for their feedback.*
- *10 July 2019 HCC, LDS and Mark Bell met to discuss the proposed stormwater and reverse sensitivity provisions as circulated on the 3rd.*

Accordingly, the parties, HCC, LDS and Mr and Mrs Bell respectfully request the reconvening of the hearing in mid-late August:

- To Discuss stormwater (Directions 3 and 4) and reverse sensitivity (Direction 5); and
- For HCC to table its right of reply

Directions 2

The Panel directs that:

1. the Council provide to the Panel as set out in Directions 1 that documentation that in their opinion is settled by the due date; and
2. the parties attend a re-convened hearing set down for **9am, Thursday 15 August 2019** to present further information/evidence on the outstanding matter(s), and the Council's right-of-reply, and with the hearing venue to be Committee Room 1.



Murray Kivell
Hearing Panel Chairperson

11 July 2019

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