

**BEFORE HEARING COMMISSIONERS
IN HURUNUI**

UNDER THE Resource Management Act 1991 (“**Act**”)

IN THE MATTER OF Notified resource consent applications **RC220060** and **RC220072** for subdivision and land use consent for Stages 3-6 of a multi-staged residential development known as “The Clearing”, located at 64 Amberley Beach Road and 187 Carters Road, Amberley

BETWEEN **UWC LIMITED**
Applicant

AND **HURUNUI DISTRICT COUNCIL**
Consent authority

**MEMORANDUM ON BEHALF OF THE APPLICANT
RESPONDING TO MINUTE 3**

Commissioner: Dean Chrystal (Chairperson)

Commissioner: Dave Smith

1. In its minute 3, dated 31 May 2023, the Panel recorded a number of questions for the Applicant’s acoustic expert, who was, unfortunately, unable to attend the hearing. The minute also recorded the Panel’s understanding as to the potential for Waka Kotahi to provide an update as to its position, as well as other matters that the Panel sought further information on.
2. The ball was left in the Applicant’s court to come back to the Panel with a proposed timetable/ steps to take matters forward. It regrets the delay in coming back to the Panel, but it needed to hear from its Acoustic expert as to what was possible timing-wise in light of the Panel’s questions. It also wished to undertake an additional traffic survey, as well as to take time to consider whether it was willing to amend its proposal, and, if so, to what extent (and what additional information may be required to support or explain any changes).

3. The Applicant had its additional traffic survey undertaken Thursday last week. The results still need to be analysed. It is expecting its Acoustic Expert's response by Wednesday this week; and it is anticipated that any changes that it wishes to make to the proposal in light of that information will be determined by Friday this week.
4. To allow all information to be provided in an appropriate package, as well as final engagement with the Council's reporting planner on conditions, it is respectfully sought that directions be given for it to file all further information by 5pm 21 June 2023. It will endeavour to do so earlier next week if at all possible.
5. It is anticipated that the response will fall within legitimate "follow-up" and "reply" information (including the Acoustic Expert's answers to written questions), such that no matters of natural justice should arise, assuming that the Council officers and experts have the opportunity to provide final comment on whether the information and any amendments change their position.
6. However, the Applicant accepts that the way forward may require consideration by the Panel. It may be that if the hearing needs to be reconvened then it can be done by remote means.



Project Manager for the Appellant

12 June 2023