

IN THE MATTER of the Resource Management Act 1991 (**RMA**)

AND

IN THE MATTER of the Proposed Waikato District Plan

BETWEEN **NZTE OPERATIONS LIMITED**

Submitter [No. 823]

AND **WAIKATO DISTRICT COUNCIL**

Local Authority

**MEMORANDUM OF COUNSEL
ON SUPPLEMENTARY PLANNING EVIDENCE
HEARING 17 – TE KOWHAI AIRPARK ZONE**

Dated: 29 April 2021

Solicitors on Record

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MAY IT PLEASE THE COMMISSIONERS:

1. Counsel acts for NZTE Operations Limited (**NZTE**) on the Proposed Waikato District Plan (**pWDP**).
2. NZTE seeks the Panel's leave to file Mr Serjeant's brief supplementary planning statement (incl. annexed updated planning provisions), dated 29 April 2021.
3. The grounds for filing the supplementary statement are that it is intended to address the concerns raised by landowners who have trees that may infringe the Obstacle Limitation Surface (**OLS**) through the:
 - (a) Insertion of an advice note that Te Kowhai Aerodrome will meet a onetime cost of either removing or trimming trees with the potential to infringe the approach, take off, or transitional OLS; and
 - (b) Removal of the rule requiring trees to comply with the inner horizontal OLS.
4. It is respectfully submitted that the supplementary statement will assist the Panel with their decision and provides a written record of evidence which might otherwise be produced orally on 7 May 2021.

Dated 29th day of April 2021



Dr R A Makgill / B C Parkinson
Counsel for NZTE Operations Limited