

21 June 2021

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**The District Plan Hearings Administrator
Waikato District Council
Private Bag 544
Ngaruawahia 3742**

Attention: Fletcher Bell

Dear Fletcher,

**RE: Hearing 28: Other Matters - Ports of Auckland Limited (Submitter no. 578/2139
Further Submitter no. 1087)**

I am writing on behalf of Ports of Auckland Limited (“**POAL**”) in relation to “Hearing 28: Other Matters”, which commences on 12th July 2021.

The submission points identified in *Table 1* below have been adequately addressed in evidence in previous hearings or in the section 42A Reports for “Hearing 28: Other Matters”. POAL therefore does not intend to present evidence in respect of these submission points.

Table 1: Submission points allocated to Hearing 28: Other Matters

| Submission Point Number | Decision Sought | Primary Hearing |
|--------------------------------|--|------------------------|
| 578.43 | Add clause (f) to the definition of "building" to exclude cargo and containers associated with industrial activities within the Horotiu Industrial Park. | 5 Definitions |
| 578.49 | Retain the definition of "Hazardous substances" in Chapter 13 Definitions, as notified. | 5 Definitions |
| 578.51 | Amend the definition of 'Height' in Chapter 13 Definitions to exclude structures. | 5 Definitions |
| 578.79 | Add a definition of "Sensitive land use" in Chapter 13 | 5 Definitions |
| 578.80 | Add a definition of "Workers' accommodation" in Chapter 13 Definitions. | 5 Definitions |

| Submission Point Number | Decision Sought | Primary Hearing |
|-------------------------|---|---|
| 578.13 | Add a new restricted discretionary activity rule in Rule 20.3.1 Building height to specifically address activities within the Horotiu Industrial Park that do not comply with the permitted activity rules. OR Add a new section 20.6 within Chapter 20 Industrial Zone, specifically providing for the Horotiu Industrial Park (see Schedule 2 of the submission for specific provisions). | 7 Industrial and Industrial Heavy Zones |
| 578.20 | Amend Rule 20.4.1 RD1 Subdivision – General to provide for subdivision within the Horotiu Industrial Park as a controlled activity. OR Add a new section 20.6 within Chapter 20 Industrial Zone, specifically providing for the Horotiu Industrial Park (see Schedule 2 of the submission for specific provisions). | 7 Industrial and Industrial Heavy Zones |
| 578.9 | Amend Rule 20.3.1P1 Building height to retain the maximum permitted height of the Operative District Plan as it relates to the Horotiu Industrial Park. OR Add a new section 20.6 within Chapter 20 Industrial Zone, specifically providing for the Horotiu Industrial Park (see Schedule 2 of the submission for specific provisions). | 7 Industrial and Industrial Heavy Zones |
| 2139.14 | Retain Section 15.13 Information requirements - as notified. | 28 Other Matters |
| FS1087.23 | Further submission in support of Primary Submission 738.7, which sought to add a definition for "natural hazard area" to Chapter 13: Definitions with reference to standards and/or mapped location. | 28 Other Matters |

POAL does not wish to withdraw these submission points at this stage. This is to ensure POAL has scope should any changes be pursued by other submitters and/or recommended by the Panel which might adversely affect POAL's interests.

Please do not hesitate to contact me on tel. (09) 309 5367 should you require any further clarification in respect of this matter.

Yours faithfully,
BENTLEY & CO. LTD



Mark Arbuthnot
Director

Cc Alistair Kirk (Ports of Auckland Limited)

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