



Form 6

**MERCURY NZ LIMITED'S FURTHER SUBMISSION ON THE PROPOSED  
WAIKATO DISTRICT PLAN**

*Clause 8 of Schedule 1, Resource Management Act 1991*

ECM Project: DPRPh5-04  
ECM # .....  
FS # .....  
Customer # .....  
Property # .....

**To Waikato District Council**

Name of person making further submission: **Mercury NZ Limited**

- 1 This is a further submission on behalf of Mercury NZ Limited (*Mercury*) on the Proposed Waikato District Plan (*PWDP*).
- 2 Mercury is a submitter on the PWDP (submitter 730).
- 3 Mercury opposes the submission by Shand Properties Limited seeking rezoning of its land on Ohinewai North Road at Ohinewai (submission point no. 738.1). Mercury opposes the submission, and the relief sought within that submission because:
  - 3.1 The Waikato District Council has committed to notifying Stage 2 of the PWDP, natural hazard provisions. A key element of that process will be to identify areas of significant flood risk and residual risk. At the time of lodging this further submission, the Stage 2 provisions have not been publicly notified. Shand Properties Limited's land appears to be in a residual risk area.
  - 3.2 Mercury seeks to ensure that strategic decisions relating to change in land uses and intensification are based on an accurate understanding of natural hazard risks, including flooding risk within residual risk areas protected by stop bank infrastructure. In the absence of appropriate natural hazard and flood risk provisions, it is Mercury's view that it is inappropriate to intensify land uses or locate sensitive uses in residual risk areas.
- 4 Mercury seeks that the relief sought by Shand Properties Limited is rejected, unless the PWDP appropriately controls subdivision, use and development on the Shand Properties Limited land, to reduce the risks from natural hazards to an acceptable or tolerable level, including by minimising any increase in vulnerability due to residual risk.
- 5 Mercury wishes to be heard in support of this further submission.

**Signed** for and on behalf of Mercury NZ Limited by its solicitors and authorised agents Chapman Tripp

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Catherine Somerville-Frost / Jo Pereira  
Partner / Special Counsel  
7 November 2019

Address for service of submitter:

Mercury NZ Limited  
c/-Catherine Somerville-Frost / Jo Pereira  
Chapman Tripp  
Level 38  
23 Albert St  
PO Box 2206  
Auckland 1140  
Email address: Catherine.Somerville-Frost@chapmantripp.com /  
Jo.Pereira@chapmantripp.com