

**MINUTES** hearing by an Independent Commissioner held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **TUESDAY 10 AUGUST 2016** commencing at **1.04pm**.

**Present:**

Cr R De Luca

**Present:**

Mrs LM Wainwright (Committee Secretary)  
Mr K Cattermole (Planner Waikato District Council)  
Ms B Parham (Solicitor Tompkins Wake)  
Mr A Parkes (Environmental Health Team Leader)  
Mr M Brown (Development Engineer)  
Ms K Thomson (Consents Team Leader)  
Ms K Hall (Baseline Group)  
Mr J Ferguson (Baseline Group)  
Mr L Cole (Applicant)  
Mr C Shanks (Contaminated Land Specialist Tonkin & Taylor)  
Mr S Moore (Contaminated Land Practitioner Tonkin & Taylor)  
Members of staff  
Waikato University students

**HEARING – LD COLE – FILE LUC0049/16**

A Limited Notified Resource Consent application for the operation of a depot and importation of 5,500m<sup>3</sup> of cleanfill and retrospective consent for the importation of 2,500m<sup>3</sup> of potentially contaminated fill (asbestos) where a detailed site investigation has been undertaken but the level of contaminants have not been identified and earthworks which exceed the maximum cut of 1.5m by 2.5m (4m) at 1559A Churchill Road, Tuakau in the rural zone.

**INTRODUCTION**

Commissioner De Luca welcomed all parties and outlined the format of the hearing. He advised that a site visit had taken place today.

**HEARING OF THE APPLICATION**

Ms Hall presented written and verbal evidence (attachment 1) and answered questions of the Commissioner.

Mr Cole gave a verbal update on his business and answered questions of the Commissioner.

Mr & Mrs Russell presented a powerpoint and verbal evidence (attachment 2) and answered questions of the Commissioner.

Mr Cattermole presented written and verbal evidence (attachment 3) and answered questions of the Commissioner.

Mr Parkes presented verbal evidence and answered questions of the Commissioner.

Mr Brown presented verbal evidence and answered questions of the Commissioner.

Ms Parham presented verbal evidence and answered questions of the Commissioner.

### **RIGHT OF REPLY**

The applicant's representative gave her right if reply.

The hearing adjourned at 4.12pm and the decision reserved.

### **DELIBERATIONS**

The Commissioner undertook deliberations on all evidence presented.

The hearing was declared closed at 5.30pm on Thursday 25 August 2016.

### **DECISION**

**THAT the Commissioner confirmed the application by Mr LD Cole be granted consent subject to conditions as outlined in the decision dated 30 August 2016.**

**HE1608/01**