

**BEFORE THE HEARING COMMISSIONERS  
FOR THE WAIKATO DISTRICT COUNCIL**

**Under** the Resource Management Act

**In the matter** the Rezoning hearing on 16<sup>th</sup> June 2021

**Submission by** **SYNLAIT MILK LIMITED**

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**MEMORANDUM OF COUNSEL FOR SYNLAIT MILK LIMITED**

**17 June 2021**

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- 1 Counsel for Synlait attended the hearing on rezoning on Wednesday 16 June 2021 in which counsel for Havelock Village Limited verbally made statements referring to the position of Synlait.
- 2 In this Memorandum I wish to correct the record and record Synlait's position with respect to its submission on rezoning.
- 3 In her opening oral presentation, Ms Evitt recorded that:
  - 3.1 Synlait had not opposed the rezoning with any evidence; and
  - 3.2 That the effects on Synlait could be therefore disregarded.
- 4 The position from Synlait's perspective is as follows:
  - 4.1 It filed a further submission to the submission of Hynds relating specifically to the reverse sensitivity effects on its 24/7 operations in the heavy industrial zone; and
  - 4.2 It also tabled at the hearings on the industrial chapter general evidence from Synlait on its operations at Pokeno including its development plans. That evidence was presented as general evidence on Synlait's "global position" on the Waikato District Plan review.
- 5 Synlait has not withdrawn its further submission.
- 6 It is correct that Synlait has not presented further technical evidence on the rezoning hearing. However, others (Hynds in particular) have presented technical information demonstrating the reverse sensitivity effects in the environs of the Synlait plant.
- 7 Accordingly, Synlait does not accept that the effects on Synlait of a rezoning can be disregarded.
- 8 Its written submission remains of full force and effect.
- 9 I am happy to answer any questions should the panel require in relation to this submission.

10 A copy of this Memorandum has been forwarded to Ms Evitt.

Dated 17 June 2021

A handwritten signature in black ink, appearing to read 'E. Chapman', written in a cursive style.

**Ewan Chapman**  
Solicitor for Synlait Milk Limited.