

13 May 2025

Direct Dial: 098902009

To the Submitters

Tēnā koe

PLAN CHANGE – NOTICE OF HEARING

Applicant	Neil Construction Ltd
Private Plan Change	109 - 98-100 & 102 Totara Road, Whenuapai
Application description	to rezone 16.36 hectares of land , to apply a new Precinct (the 'Whenuapai Green' Precinct), and apply the Stormwater Management Area Flow control to the land. The removal of an Historic Heritage Overlay – Extent of Place is also proposed

The above proposed private plan change will be heard by Hearing Commissioners **Mark Farnsworth (Chairperson), Alan Pattle and Lee Beattie** at a hearing to be held as follows:

Date: Tuesday 29 and Wednesday 30 July 2025

Time: 9.30am

**Venue: Council Chamber
Level 2, Henderson Civic
1 Smythe Road, Henderson , Auckland**

NOTE: some venues have restricted access at the main entrance such as stairs. If you require assistance with alternate access, please inform the Hearings Advisor prior to the hearing day.

You are invited to attend the hearing where the Hearing Commissioners will consider submissions in support of/or opposing the application. Attendance via MSTeams is available on request, by contacting the hearings advisor by Tuesday 15 July 2025.

Please note the commissioners will carry out a site visit, individually or together, either before, during or after the hearing which may involve them going on to the application site and, if necessary, submitters' sites. During the site visit, the commissioners will not speak to any of the parties directly about the application's merits.

The chair has directed that evidence is to be pre-circulated for this hearing. See the attached Direction. In accordance with the Direction, evidence is due to be received by the Hearings Advisor as follows.

Key Dates for this hearing	
Council S42a report available	Tuesday 1 July 2025 by 5pm
Applicant's evidence available	Tuesday 8 July 2025 by 5pm
Submitters expert evidence due	Tuesday 15 July 2025 by 12 noon
Appearance forms returned	Tuesday 15 July 2025 by 12 noon
Addendum s42a report	Tuesday 22 July 2025 by 12 noon
Applicant's supplementary evidence requested	Thursday 24 July 2025 at 12 noon
Submitter non-expert evidence and legal submissions requested	Friday 25 July 2025 by 12 noon
Hearing dates	Tuesday 29 and Wednesday 30 July 2025, 9:30am start

The officer's report and evidence will be made available on council's website at:
<https://www.aucklandcouncil.govt.nz/have-your-say/hearings/find-hearing/Pages/find-auckland-unitary-plan-hearing.aspx>

As per the direction the following apply:

- (a) **The council** officer's report (section 42a) and any evidence will be available on the council website no later than **5pm on Tuesday 1 July 2025**.
- (b) **The applicant** is required to provide all its briefs of evidence by 12 noon on **Tuesday 8 July 2025**. You will be advised once the evidence is available.
- (c) **Any submitter** proposing to call expert witnesses is required to provide briefs of their evidence by **12 noon Tuesday 15 July 2025**. An expert is a professional such as a planner, traffic engineer or similar.

Submitter non-expert evidence and legal submissions have been requested to be provided by **12 noon on Friday 25 July by 12 noon**

The submitter is required to provide:

- 1 hard copy of the evidence
- 1 soft copy - briefs of evidence to be provided via email or on a data stick, each file should be less than 10Mb.

Electronic copies of evidence can be sent to the Hearings Advisor at DS-Hearings@aucklandcouncil.govt.nz, Attn: Chayla Walker

Any submitter who is providing a personal statement to read at the hearing, are encouraged to provide these electronically to the Hearings Advisor by midday, two working days prior to the hearing as well as bringing 1 copy to the hearing. This will allow for contactless exchange of evidence and enable parties, whether in attendance or participating virtually to view the material prior to the hearing. If you have not provided the statement in advance of the hearing, please bring 6 hard copies with you.

- (d) A short-written summary for briefs of evidence in excess of 10 pages is helpful. It is likely the commissioners will request that this at least is read at the hearing.
- (e) Email will be the address for service for the submitters unless advised otherwise.

- (f) If the hearing is held virtually, or you plan to attend virtually, please ensure your evidence is provided to the Hearings Advisor electronically before the hearing commences. The panel members will have already read your original submission and they will have that in front of them at the hearing.

If you wish to attend the hearing, please fill in the attached appearance form and return it to me by Tuesday 15 July 2025.

The safety and wellbeing of our customers, team members and communities in Auckland is important to us. If you are sick or have COVID-19 symptoms, please do not attend the hearing in-person.

For those participants who cannot attend in person or who wish to attend virtually, please let the Hearings Advisor know by Tuesday 15 July 2025 (or as soon as possible before the hearing) and they will send you a MTeams link prior to the hearing.

Please do not hesitate to contact me on 098902009 if you have any questions in relation to this hearing.

Ngā mihi

Chayla Walker

Kaitohutohu Whakawātanga / Kaitohutohu Mataamua Whakawā

Senior Hearings Advisor