

(Submitters letter)

18 February 2025

Direct Dial: 098902009

To the Submitters

Tēnā koe

**RESOURCE CONSENT APPLICATION – NOTICE OF HEARING**

Application number	LUC60431090
Applicant	McDonald's Restaurants (New Zealand) Limited
Address	152 Kepa Road, Orakei
Proposed activity	To construct and operate a 24/7 drive-thru restaurant

The above application will be heard by Hearing Commissioners **Karyn Sinclair (Chairperson), TBA and Andrew Wilkinson** at a hearing to be held as follows:

**Date: Monday 5th, Tuesday 6<sup>th</sup> and Wednesday 7th**

**(Thursday 8th Overflow) May 2025**

**Time: 9.30am**

**Venue: Tamaki Ex-Services Association Hall  
19/17-19 Turua Street, St Heliers, 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.

Key Dates for this hearing (for more information, see below)	
Council S42a report available	Tuesday, 8 April 2025
Applicant's evidence due	Tuesday, 15 April 2025
Submitters expert evidence due	Thursday, 24 April 2025
Appearance forms returned	Thursday, 24 April 2025
Applicant's supplementary evidence and legal submissions requested	Wednesday, 30 April 2025
Submitter's non-expert evidence requested	Wednesday, 30 April 2025

You are invited to attend the hearing where the Hearing Commissioners will consider submissions in support of/or opposing the application. Attendance via MS Teams is available.

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.

Pursuant to section 103B of the Resource Management Act 1991, the pre-provision of evidence is mandatory. The council and the applicant are required to provide all evidence prior to the hearing. The submitters are required to provide any expert evidence before the hearing but can provide non-expert evidence (i.e. personal submissions) at the hearing.

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

The following apply:

- (a) **The council** is required to provide its officer's reports and any evidence at least 15 working days prior to the date of the hearing. This report will be available on the council website no later than 5pm on **Tuesday, 8 April 2025**
- (b) **The applicant** is required to provide all its briefs of evidence at least 10 working days prior to the date of the hearing. You will be advised once the evidence is available.
- (c) **Any submitter** proposing to call expert witnesses is required to provide briefs of evidence from those experts at least five working days before the hearing. An expert is a professional such as a planner, traffic engineer or similar.

To ensure this evidence is available on council's website at least five working days prior to the hearing, it is required by midday, **Thursday, 24 April 2025**. It must be sent to the applicant at the same time. The applicant's contact email address is [HannahH@barker.co.nz](mailto:HannahH@barker.co.nz)

The expert witness is required to provide:

- 1 hard copy of the evidence at the hearing
- all briefs of evidence to be provided via email or on a data stick by the date stated above.

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) The council will make available all reports and evidence on its website within 24 hours of receipt or as soon as is practicable. The link to the website is:

<https://www.aucklandcouncil.govt.nz/have-your-say/hearings/find-hearing/Pages/find-resource-consent-hearing.aspx>

- (f) Email will be the address for service for the applicant and submitters, unless advised otherwise.
- (g) 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 would like to appear at the hearing, please fill in the attached appearance form and return it to me by Thursday, 24 April 2025, so that we can schedule your appearance and inform you of your approximate speaking time.

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 Thursday, 24 April 2025 (or as soon as possible before the hearing) and they will send you a MSTeams 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**  
Hearings Advisor

