

<b>Meeting:</b>	Board meeting 04
<b>Date &amp; Time:</b>	07 June 2017, 11:00am
<b>Location:</b>	Environment Court, Auckland
<b>Present:</b>	Judge M Harland, C Stewart, N Mark-Brown
<b>In attendance:</b>	A Selvaraj, M Robertson

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### Welcome

### Initial Matters

1. The Board discussed conflicts of interests. There were no amendments required.  
**Action:** A signed version of the declaration was received from N Mark-Brown. The EPA will replace the current version on website with the updated signed version.
2. The draft meeting minutes for Board Meeting 03 were tabled.
3. The Board discussed the minutes and sought amendments.  
**Action:** The EPA to update the minutes and circulate to the Board for approval.  
**Resolution:** The meeting minutes for Board Meeting 03 are approved, subject to amendments.  
**Action:** The EPA to publish the Board Meeting 03 Minutes on the website, subject to being signed.  
**Action:** The EPA to provide a word version of the Applicant Memorandum of Counsel dated 01 May 2017.

### Follow-up from Board Meeting 03

4. Board Paper 04-01 was tabled.
5. The Board noted the information on the use of the Friend of Submitter, in particular that the service had been used and was now no longer required.
6. The Board noted that while Mr Campbell was appointed by the EPA, they wished to thank him for supporting participants in the process.  
**Action:** EPA to write letter to Mr Campbell on behalf of the Board thanking him for his support of participants in the process.

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7. The Board discussed the Public Works Act acquisitions occurring in Wren Place, and requested that these sites be identified during the site visit.

**Action:** Site visit to include Wren Place.

8. The Board discussed the resource consent and lease arrangement processes occurring within Auckland Council regarding the relocation of the Harbour Hockey site.

**Resolution:** The Board will keep the option open for parties to provide late rebuttal evidence as a result of the Harbour Hockey decision (due 21 June 2017). Any rebuttal evidence on this issue will need to be received by 30 June 2017.

**Action:** The Board will contact Auckland Council to request information on the Upper Harbour Local Board and the lease process, including delegations of Committee, information on the potential impact of the decision on the proposal, and a timeframe on the decision for this process. The Board requested that the information should be provided in three working days.

9. The Board discussed if there were any non-operative planning provisions of the Auckland Unitary Plan. The Board discussed the information they had received, and reiterated the importance of executive summaries on documents.

**Action:** The EPA is to request Mr McGarr provide an executive summary to his report, and to include a list of applicable policies and objectives..

**Note:** The Board requests that expert conferencing specifically addresses Colliston Rise, as there appears to be no rules around sound proofing. This is to be addressed in the both noise and planning expert conferencing sessions.

## Support for the Board

10. Board Paper 04-02 was tabled.

11. The Board noted the various contractors that had been appointed to assist the process.

12. The Board discussed their requirements for the transcript produced by the stenographer.

**Note:** The EPA is to contact the Stenographer around format of the transcript.

13. The Board discussed the legal services available. The Board noted that they did not see their legal counsel being required during the hearing.

14. The reports of Mr Styles on Noise and Vibration, and Mr McGarr on Planning were tabled.

15. The Board discussed the Planner's report on Colliston Rise and the impacts of noise. The Board noted the approach taken by Mr McGarr in relation to using sites located nearest the motorway as the basis for his report.

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**Note:** The Board requests that at expert conferencing the question around noise issues travelling further up Colliston Rise properties needs to be addressed.

**Note:** The Board noted that it appeared a good approach had been taken by Mr McGarr with regards to using a sample of properties. However, this topic is to be raised and agreed at, at the expert conferencing session.

**Note:** Due to the issues between planning and noise, the Commissioners are to determine if a session or partial session between the planners and noise experts would be beneficial to the planners to help address any issues.

16. The Board discussed the Noise and Vibration expert's report and the impacts of noise from the proposal on the surrounding area.

**Note:** The Board requests that the question around who is affected including clearly identifying any sensitive users, and for what duration is to be specifically addressed, and answered clearly through conferencing. This is so the mitigation that has been proposed can be assessed.

**Note:** The Board requests that the timeframes proposed during construction, including the impact on sensitive users and affected users groups be addressed through conferencing.

**Action:** The Board confirmed they would like Jon Styles, in conjunction with Craig McGarr, to prepare a second report on Noise and Vibration compliance and conditions. The EPA to draft initial scope for second report, and Board will discuss nature of the draft brief.

## Submitter Evidence

17. Board Paper 04-03 was tabled and submitter evidence was received.

18. The Board discussed the submitter's evidence received. The Board determined that the hearing (where possible) would be undertaken in topics, followed by submitters.

**Note:** The EPA is to inform the parties of Board's approach in relation to the running of the hearing.

**Action:** The EPA to collate any feedback on this proposed approach.

19. The Board discussed if there was any additional information they would like to request from the applicant and/or additional technical services that they may require to support them at this stage. Board considered if a Transport expert would be required.

**Action:** EPA to find information on potential candidates regarding site manoeuvrability.

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**Note:** The Board requests that the questions around site management and manoeuvrability, including alignment to be specifically discussed at the Transport and Traffic - Site Specific expert conferencing session.

**Note:** The Board requests that the location of the shared use path and any potential movement of this to the southern side be specifically discussed at expert conferencing.

## Lunch Break

### Expert Conferencing Preparation

20. Board Paper 04-04 was tabled and the Board noted the contents of this paper.

21. The Board discussed the requests received from parties around expert conferencing, in particular Kiwi Self Storage Limited request that Mr Hall attend all the Transport and Traffic sessions and Auckland Transport request that Mr Maule attend the Transport and Traffic – Construction session.

22. The Board noted that no specific modelling sessions would be required and little comment was received on the draft Joint Witness Statement. The Board also noted the low demand for Submitter sessions on transport and traffic (including the busway and shared use path) and Noise and vibration.

**Resolution:** The requests from parties to attend expert conferencing were accepted, and Mr Willmott for the Centre of Urban and Transport Studies is to be moved to in the Transport and Traffic – general session.

**Resolution:** Commissioners are to jointly facilitate the noise session.

**Resolution:** The Board approved the list of topics and list of attendees for each conferencing session and noted those witness that are not participating in expert conferencing.

**Note:** The Board noted that following conferencing they would determine if their experts would be required to present at the hearing. If the Board experts are to be called then they are required to prepare an executive summary brief. The Board's legal counsel could be used to help support the experts in the development of these.

### Hearing Preparation

23. Board Paper 04-05 was tabled.

24. The Board discussed the arrangements for the hearing, including logistics.

**Resolution:** The Board will have a Board Meeting on 17 July 2017 at the Hearing venue.

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**Resolution:** Exhibits to be recorded as [Party] – [Name] Exhibit # and these are to be noted in the transcript using the same naming convention.

**Action:** EPA to circulate naming convention to legal counsel to ensure consistent naming of exhibits.

25. The Board discussed the Hearing Schedule and when more certainty around this will be known.

**Resolution:** The Hearing Schedule to be ordered by general witnesses, and then topics.

**Resolution:** The Board indicated a preference to assist submitters to have a level of certainty around when they will be required.

## Site Visit Preparations

26. Board Paper 04-06 was tabled.

27. The plan for the site visit and the health and safety of the site visit were discussed, including the guides who would be available on site.

28. The start time was confirmed as 9.00am.

29. The Board indicated if a second site visit is to be held, then the Waste Management Site may be one location they may want to visit.

## Other Matters

30. The Board discussed the next stages of the process, including the decision preparation and decision writing

**Resolution:** The Board to have an interim meeting to discuss their process for decision writing. EPA staff are not required to attend.

**Action:** EPA to supply the decision template to the Board prior to their meeting.

**Action:** EPA to send links of recent Board of Inquiry decisions.

**Action:** EPA to find out if any relevant Resource Legislation Amendment Act 2017 changes effect the Board.

**Action:** EPA to discuss with Applicant versioning of conditions.

31. The Board discussed accessing legal services, and for Mr Berry to be aware of the issues in contention for this proposal. Board to prepare brief to Mr Berry on legal issues.

## Closure and Next Meeting

32. Meeting closed at approximately 2pm.

33. Next meeting – 11 July 2017, starting 11.00 am at Environment Court, Auckland.

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Judge M Harland

Chairperson

**Board of Inquiry for the Northern Corridor Improvements Proposal**