

BEFORE THE HEARINGS PANEL

UNDER

the Resource Management Act 1991

IN THE MATTER

**of proposed Plan Change 17 to the Waipā District
Plan**

**STATEMENT OF SUPPLEMENTARY EVIDENCE OF MARK BULPITT CHRISP
ON BEHALF OF FONTERRA LIMITED**

PLANNING

26 MAY 2023

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1. INTRODUCTION

- 1.1 My full name is Mark Bulpitt Chrisp.
- 1.2 My qualifications and experience are set out in my evidence in chief dated 13 March 2023. I reaffirm my commitment to adhere to the Code of Conduct for Expert Witnesses contained in the Environment Court Practice Note 2023.
- 1.3 I have been engaged by Fonterra Limited ("**Fonterra**") to present planning evidence in relation to Plan Change 17 ("**PC17**") to the Waipā District Plan ("**WDP**"). This statement of supplementary evidence responds to the Addendum to the s.42A Report prepared by Ms Neda Bolouri dated 14 June 2023.

2. ADDENDUM TO THE S.42A REPORT

- 2.1 Section 3.1.5 of the Addendum to the s.42A Report provides further analysis in relation to the relief sought by Fonterra (responding in part to my evidence in chief) and continues to recommend that the relief sought by Fonterra be rejected.
- 2.2 My opinion remains as outlined in my primary statement of evidence. However, if the Panel were not minded to take that approach, then an improvement that could be made to the planning provisions is a widening of the applicability of Rule 7.4.1.3(f), in much the same way that Rule 7.4.1.5(p) is proposed to be amended as part of PC17, as follows:

7.4.1.3	Restricted Discretionary Activities
(f)	Any activities within the Bardowie Industrial Precinct Structure Plan Area <u>and the Hautapu Structure Plan Area</u> that requires an air discharge permit from the Waikato Regional Council.
	Assessment will be restricted to the following matters: <ul style="list-style-type: none"> Adverse effect on the Hautapu Dairy Manufacturing Site due to the discharge of contaminants to air. These matters will be considered in accordance with the assessment criteria in Section 21.
	Advice Note: This rule addresses the potential effects on the food safety implications of discharges to air associated with the ongoing operation of the Hautapu Dairy Manufacturing Site.

- 2.3 Council has accepted the planning merit of Rule 7.4.1.3(f) applying to the Bardowie Industrial Precinct. Area 6 (and the land owned by the Hautapu Landowners Group to the north) in the Hautapu Structure Plan Area are closer to the Hautapu Dairy Manufacturing Site than the Bardowie Industrial Precinct which means that, if anything, Rule 7.4.1.3(f) is more relevant to those areas. I consider it appropriate and would complement the other controls on activities within the Hautapu Structure Plan Area.
- 2.4 In relation to the latter, I support the changes proposed to Rule 7.4.1.5(p), as set out in Appendix A of the s.42A Report, which classifies a number of more heavy industrial activities as Non-complying Activities. It is appropriate that Rule 7.4.1.5(p) applies to the wider Hautapu Structure Plan Area in addition to the Bardowie Industrial Precinct Structure Plan Area.

3. CONCLUSION

- 3.1 Industrial activities are generally the most appropriate land use activities to locate in proximity to a dairy manufacturing site such as the Hautapu Site. However, should the Panel be minded to approve PC17 without the changes proposed in my primary statement of evidence, I consider that additional amendments are required to PC17, as outlined above, to give effect to the Waikato RPS and to ensure consistency with the existing objectives and policies of the WDP in respect of recognising the importance of the continued operation of the Hautapu Site.

Mark Chrisp
26 May 2023