

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of application RM200488, RM200489 (Land Use Consents), and RM220578 (Discharge Permit to Land), CJ Industries, 134 Peach Island Road, Motueka

BEFORE

Tasman District Council

Minute # 11 of the Hearing Commissioner – Hearing Closure

1. I have received the Applicant's Memorandum of Counsel (12 May 2023) responding to my questions on the final hearing day (9 May 2023). I also asked the Applicant (via Mr Jewell) to respond to my question about the size of each stage taking into account refinements through the process, and was referred to Figure 16 of the land use application document, page 10.
2. With respect to the procedural question regarding whether the proposed tranche system was new information which Valley Rage Inc. sought leave to respond to, I have determined that it is not new information. Rather, it is a mitigation measure raised at the Joint Witness conferencing and parties had a chance to comment on it during the March/April circulation of information (and in fact they did comment). I also took into account the fact that the pit size outlined in the final volunteered conditions has not changed since the primary hearing (it remains 80m x 20m) and that the tranche is an additional measure that further restricts the proposed activity rather than expanding it.
3. With respect to the timeframe for me to release a decision, I hereby double the time period from 15 working days to 30 working days according to my powers under s37A(4). I consider that special circumstances apply as the proposal is complex and there is a large volume of information (including a significant number of submissions and conflicting technical evidence) for me to consider. I have also considered the matters listed in s37A(1). Taking public holidays into account the decision will be released on or before Thursday 29 June 2023.
4. I now consider that I have sufficient information to make a decision and hereby direct that the hearing is closed as of Wednesday 17 May 2023.
5. On this basis, I direct that Mr Alastair Jewell circulate this minute to all parties to the proceedings.

Dated: 17 May 2023



Craig Welsh

Chairman