

- 1.1 In preparing this evidence, I have read and considered the following documents:
- a. Proposed Plan Change 5 to the Operative Hamilton City District Plan (Peacocke Structure Plan);
 - b. Supporting documentation Appendices B – AA with particular regard to:
 - c. Section 32 Report;
 - d. Assessment of Environmental Effects
 - e. Submissions and further submissions;
 - f. Section 42A Hearing Report and appendices A - D (dated 2 September 2022);
 - g. Statements of evidence and attachments (dated 2 September 2022) prepared for the Hamilton City Council by:
 - i. Mr James (Jaimie) Grant Sirl (Planning);
 - ii. Dr Hannah Mueller (Ecology – Bats, Wetlands, Freshwater Biodiversity);
 - iii. Dr Matthew James Baber (Ecology – Offsetting/Compensation);
 - iv. Mr Gerardus (Gerry) Henricus Anthonius Kessels (Ecology);
 - v. Mr John Kinross Mckensey (Lighting);
 - vi. Mr Samuel Elliott Foster (Planning – Mdrs);
 - h. Joint Witness Statements:
 - i. Planning (1) 18 August 2022;
 - ii. Planning & Transport (1) 19 August 2022;
 - iii. Planning & Transport (2) 23 August 2022;
 - iv. Planning & Bats 24 August 2022;
 - v. Planning (MDRS/density) 25 August 2022;
 - vi. Planning, Retail Economics and Urban Design (Local Centre) 25 August 2022; and
 - vii. Planning (2) 26 August 2022;
 - i. Resource Management Act 1991
 - j. National Policy Statement on Urban Development 2020
 - k. National Policy Statement for Freshwater Management 2020
 - l. National Policy Statement for Indigenous Biodiversity Exposure Draft June 2022

- m. Waikato Regional Policy Statement: Te Tauākī Kaupapahere Te-Rohe O Waikato 2016 (RPS);
- n. Hamilton City Operative District Plan 2017
- o. *Environmental Defence Society v The New Zealand King Salmon Co Ltd* decision
- p. *Bleakley v Environmental Risk Management Authority* decision
- q. *Puke Coal Limited, Par Society Incorporated, Roger Howlett V Waikato Regional Council, Waikato District Council, Ludger Hinse, Peter William Davie, [2014] NZEnvC 223*
- r. The Plan Change 9 “Issues and Options” Final Report, dated May 2022
- s. *2020-NZEnvC-189-Weston-Lea-Limited-v-Hamilton-City-Council* “interim decision”
- t. *Amberfield-F9-Decision-of-Env-Court-Weston-Lea-v-HCC-2021.07.30*
- u. *Amberfield-G1-Final-Decision-of-Env-Court-Weston-Lea-v-HCC-2021.09.27*
- v. Statements of evidence (dated 16 September 2022) prepared for the Director-General by:
 - i. Ms Moira Pryde (Bat Ecology);
 - ii. Dr Kerry Borkin (Bat Ecology and Effects of Development);
 - iii. Ms Susan Mander (Lighting);
 - iv. Dr Ilse Corkery (Biodiversity Offsetting); and
 - v. Mr Jesse Gooding (Planning).
- w. Additional referenced material used in this evidence is attached in a consolidated list as Attachment 1 but is referenced throughout the document as appropriate.