

**BEFORE THE HEARING PANEL**

**IN THE MATTER** of the Resource Management Act 1991 (RMA)

**AND**

**IN THE MATTER** of Proposed Plan Change 9 to the Operative Hamilton  
City District Plan

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**STATEMENT OF RACHEL KARALUS ON BEHALF OF K'AUTE PASIFIKA  
TRUST**

**14 November 2023**

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## Introduction

- 1 My name is Rachel Karalus and I am the CEO of K’aute Pasifika Trust (**K’aute**).
- 2 K’aute is the registered owner of the property at 220 Commerce Street, Frankton, Hamilton (**Property**).

## Further Submission

- 3 K’aute made a further submission to Hamilton City Council’s Plan Change 9. In its further submission, K’aute opposed the inclusion of its Property in the Frankton Commercial HHA.<sup>1</sup>

## Frankton Commerce Street HHA

- 4 In her statement of evidence filed on behalf of K’aute, Dr McEwan recommended that the Frankton Commerce Street HHA should be rejected by the Panel as both sides of Commerce Street have been modernised or replaced.<sup>2</sup>
- 5 In his supplementary statement of evidence, Mr Knott has assessed that Frankton Commerce Street HHA should be listed for scheduling on the basis that it demonstrates “Outstanding heritage significance”.<sup>3</sup>
- 6 In the updated s42A report, the s42A author has recommended that Frankton Commerce Street HHA remains listed as an HHA in Appendix 8D.<sup>4</sup>
- 7 In his statement of rebuttal evidence on behalf of Kāinga Ora, Mr Brown states that although Frankton Commerce Street displays strong historical qualities, it does not demonstrate sufficient integrity to be retained as an HHA.<sup>5</sup> I agree with Mr Brown’s assessment in this regard.

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<sup>1</sup> K’aute Pasifika Trust, Further Submission to Hamilton City Council PC9 17 November 2022 Attachment 1.

<sup>2</sup> Statement of Dr Ann McEwan, 28 April 2023, at [17].

<sup>3</sup> Supplementary Statement of Evidence of Richard John Knott, 22 September 2023, Appendix 1.

<sup>4</sup> Section 42A Report Update Statement for Historic Heritage Areas, Va Mauala, 20 October 2023 at [21].

<sup>5</sup> Statement of Rebuttal Evidence of John Edward Brown on Behalf of Kāinga Ora – Homes and Communities, 6 October 2023, at [3.3(j)].

- 8 I have included a photograph of the frontage of the Property below for the Panel to consider. The photograph clearly demonstrates that the building on the Property does not hold any heritage qualities to justify it being included as part of the Frankton Commerce Street HHA. The buildings within the street that do warrant heritage protection have been identified as Built Heritage.



### **Conclusion**

- 9 In my view, this process has been costly, lengthy and disadvantageous to submitters like K'aute who have charitable status and little resource for regulatory processes like this. Plan Change 9 has been difficult for submitters to understand and to engage with effectively.
- 10 K'aute opposes the recommendation by the s42A author that Frankton Commerce Street should remain scheduled as an HHA and asks that the Panel rejects this recommendation.

Dated: 14 November 2023

Rachel Karalus

CEO of K'aute Pasifika Trust