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IN THE MATTER of an application under section 88 of the Act to the **Kaipara District Council** (ref RM190094) by **Patrick Cullinan** (Applicant) for resource consent to operate a gymnasium and other activities at 106 Moir Street Mangawhai (“Application”)

BEFORE Independent Commissioner: Mark Farnsworth for Kaipara District Council.

Fourth Direction of the Hearing Panel

1. The rescheduled hearing for the application, by Patrick Cullinan, is resource consents for: the operation of a commercial gymnasium; separate commercial activities for processing and storing firewood for delivery; storage of a vehicle for event transport, and a workshop and storage facility for a local concrete foundation and fence hire business, was convened, and adjourned on Thursday 28 October 2021 at the ‘Hub’ Mangawhai at 0930. I was informed by the Council’s Reporting Planner Ms Katrina Roos that given the late provision of information (received on 27 October 2021) she had been unable to due diligence to the following:
 - 1.1 *Stormwater Assessment* – John Rowland & Matt Wiley, Geotechnical Engineering Services; dated 26 October 2021; and
 - 1.2 *Noise Monitoring and Assessment* – Mary Hamilton, Marshall Day Acoustics Limited, dated 26 October 2021.
2. I also accepted that the provision of further information from both the Council (traffic) and the applicant (amenity mitigation measures) would assist me. I also noted that in light of the new information provided a revised set of proposed conditions should be prepared.
3. To address the matters set out in 1 & 2 above I direct:
 - 3.1 Council will provide further information on:
 - *The Stormwater Assessment;*
 - *The Noise Monitoring and Assessment; and*
 - *Traffic.*
 - 3.2 Council will also provide a revised set of proposed conditions.
 - 3.3 The applicant will provide further information on proposed measures to be implemented to address amenity concerns.
4. All information is to be in writing and provided to the Mangawhai Office of Council at Unit 6, The Hub, 6 Molesworth Street, Mangawhai by noon on 12 November 2021. The information may be sent in email form to rmanotified@kaipara.govt.nz.

5. The Council will be provided with the opportunity to respond to the further information by the applicant by noon on 19 November 2021.
6. I will then review all of information provided and make a determination whether the hearing should be reconvened. In the event that the hearing is not reconvened the applicant will be invited to make a written closing statement.
7. Any questions regarding this Fourth Direction should be directed to Jodi Tollemache, Planning Technical Support Officer for Council, via email rmaconsents@kaipara.govt.nz



Mark C Farnsworth MNZM
Panel Chair

28 October 2021