

**IN THE MATTER OF** the Resource Management Act 1991

**AND**

**IN THE MATTER OF** Proposed Plan Change 20 to the Horowhenua District Plan – Rural Subdivision

**LOCAL AUTHORITY** HOROWHENUA DISTRICT COUNCIL

### **SECOND MINUTE OF COMMISSIONERS**

The purpose of this minute is to inform parties as to the current status of the Plan Change 20 Hearing and to advise of information being sought by the Hearing Panel.

On Friday the 4<sup>th</sup> September the Panel heard a response from the reporting officer regarding issues and questions that had been raised during the course of the hearing. Upon completion of that response the Panel adjourned the hearing pending a review of the information received and a potential legal issue which had been identified.

The Panel have now sought two pieces of information:

1. We have asked for a legal opinion on the inconsistency created by Plan Change 20 between the setbacks applying at the time of subdivision (i.e. 9m for buildings from boundaries and 32 metres from High Voltage Transmission Lines) and those for land use activities (i.e. 3 metres for buildings from boundaries and 20 metres from High Voltage Transmission Lines).
2. We have asked the reporting officer to review the linkage between Issue 5A, Objective 1A and the subsequent Policies 1A.1 – 1A.5. The Panel has identified that the policies have a primary focus on highly versatile soils whereas the revised objective makes no reference to highly versatile soils and the issue deal with such soils as a part component.

A response to the above requests is sought in writing by the 28<sup>th</sup> September 2009 and will be made available to submitters on the Council's website.

I wish to make it clear that this is not an opportunity for submitters to Plan Change 20 to enter into further correspondence.



Dean Chrystal  
Chair of Hearings Panel

8<sup>th</sup> September 2009