

BEFORE THE CANTERBURY REGIONAL COUNCIL

UNDER The Resource Management Act 1991 (**Act**)

AND

IN THE MATTER OF Application CRC190445 by the Christchurch City Council for a comprehensive resource consent to discharge stormwater from within the Christchurch City area and Banks Peninsula settlements on or into land, into water and into coastal environments

**MINUTE OF HEARING COMMISSIONERS IN RESPONSE TO MEMORANDUM
OF COUNSEL FOR THE APPLICANT DATED 1 MARCH 2019 REGARDING
HEARING PROCESS AND TIMETABLE**

- 1 The applicant filed a Memorandum of Counsel and draft Supplementary Brief of Evidence of Mr Harrington on 1 March 2019.
- 2 Counsel's Memorandum outlines that Mr Harrington has advised that new water quantity modelling information became available on 28 February 2019 concerning potential effects of weed growth in rivers on flooding in the Brooklands area.
- 3 Counsel also advised that the applicant wishes to give the experts for the parties reasonable opportunity to consider the new information and, if they wish, produce a new joint statement. Following that, it is proposed that the other parties may, if they wish, respond.
- 4 Mr Pizey advises that Mr Harrington and Mr Law consider that two weeks is sufficient for them to produce a further statement for distribution to the parties. That would be no later than 15 March 2019.
- 5 Pursuant to s91A of the Resource Management Act 1991, Mr Pizey requests a suspension of the processing of the application until Thursday 21 March 2019, with timetabling directions as follows:
 - (a) Friday 22 March 2019: submitters file any responses, with the responses confined to the new information in Mr Harrington's supplementary evidence regarding the weed growth modelling and the water quality experts' new joint statement;
 - (b) Wednesday 27 March 2019: the applicant files its right of reply, final proposed consent conditions and environmental monitoring programme.
- 6 We have carefully considered that proposal. We consider, given the complexities of the water quantity issues in the Styx catchment, we would benefit from the further information identified by Mr Pizey.

Further Information Request

- 7 In relation to the Styx Catchment, one of the issues we will need to determine is whether partial detention is an acceptable approach and, if so, whether the 100mm target at Harbour Road Bridge is appropriate.
- 8 In paragraphs [13] and [14] of Mr Harrington's draft evidence, he states that a 50 year flood with high weed would result in a water level in the river higher than the Rodrigues' Floor level but that this would not materially affect predicted flood levels at the house as the depth at the

house would be less than 20mm and the flood risk is dominated by tidal flows.

- 9 It would be very useful for our understanding of the potential impact on residents if a flood map, similar to the one Mr Harrington produced for the Waimakariri flooding predictions, could be made available. As we understand Schedule 7, the 100mm target is an additional water level above the 1:5 flood level. For that reason, it would be of assistance if the applicant can advise what the 1:5 flood level is modelled to be.
- 10 We consider it is appropriate that such a flood map and the associated 1:5 flood level be provided by the applicant and filed with the next joint witness statement. If this process is more complex than we anticipate, Mr Pizzey can address us on that.
- 11 We therefore direct that the applicant is to file, no later than 15 March 2019, the final of Mr Harrington's supplementary evidence; the water quantity experts' amended joint statement; and the flood map and related information as addressed in paragraphs [10] above.
- 12 Any submitter responses to the new information, the new joint statement and the map are to be provided Friday 22 March 2019. The applicant is to file its right of reply, final proposed consent conditions and final Environmental Monitoring Programme on or before Wednesday 27 March 2019.
- 13 We confirm the hearing is suspended from Friday 1 March until Thursday 21 March 2019.



David Caldwell

Chair

Dated: 4 March 2019