

**CENTRAL OTAGO DISTRICT COUNCIL
APPLICATION FOR RESOURCE CONSENT
RC250155 & RC220396V3
NEW ZEALAND CHERRY CORP (LEYSER) LP
112 & 144 RIPPONVALE ROAD, CROMWELL**

MINUTE 5

- [1] On 3 September 2026 the Panel received a Memorandum¹ from the Applicant's legal counsel, Ms Eveleigh, responding to Panel Minute 2², together with supplementary legal submissions and evidence from Mr Carr, Mr Woodward, and Mr Colegrave. The package of information was circulated by email to all parties on 3 September 2026.
- [2] This Minute sets out the Panel's directions on the procedural steps from this point forward, including the Applicant's Right of Reply.

Directions

- [3] All parties are invited to review the information described in [1] above and provide any response in writing by **5pm Monday 14 September 2026**. This step is not an opportunity to introduce new evidence. Any comments must be strictly confined to the matters on which the Panel has sought clarification and further information.
- [4] The Panel notes that the Applicant's initial Memorandum in response to Minute 2³ included commentary on the Shannon Farm Guidelines proposed to be implemented through covenants registered against the titles of the allotments created by the subdivision. Anticipated wording of the relevant covenants was provided, together with an acknowledgement that some amendment to the Design Guidelines will be required, should the Application be granted, to reflect the revised subdivision layout and lot sizes. The Panel requests that Mr Monthule-McIntosh also provide any comments he considers appropriate on this matter.
- [5] Upon receipt of the information in [3] and [4] the Panel will issue a further direction setting out the associated timeframes for the Applicant's Right of Reply.

Correspondence and Service

- [6] If there are any questions arising from this Panel Direction, please direct those in the first instance to Ms Dick, Planning Support Officer.
- [7] All correspondence regarding the Hearing, and service of evidence and legal submissions must be via Council's Planning Support Officer: Jessie Dick:
Email: jessie.dick@codc.govt.nz / Ph. +64 3 262 7204

Dated this 7th September 2026

Signed by



Ros Day-Cleavin

Independent Commissioner – Chair – on behalf of the Independent Hearing Panel

¹ Memorandum to the Panel in response to Minute 2, 2 September 2026.

² Panel Minute 2, 10 August 2026.

³ Memorandum to the Panel in response to Minute 2, 12 August 2026.