

Chaquan Nepia

From: Kristen Gunnell <kristen.gunnell@russellmcveagh.com>
Sent: Friday, 15 September 2023 4:35 pm
To: Plan Change 92 Hearing
Cc: Nina Dally
Subject: PC92 - KiwiRail - Supplementary Statement
Attachments: Western BOP Supplementary Evidence Cath Heppelthwaite.pdf

Kia ora

Please find **attached** a supplementary statement of evidence of Catherine Heppelthwaite on behalf of KiwiRail. This statement responds to the request from the Panel at KiwiRail's presentation on 12 September 2023 for a written summary of the suggested changes to the new noise rule proposed in Council's rebuttal evidence.

KiwiRail also wishes to respond in writing to a comment made by Mr Styles for Kāinga Ora (after KiwiRail's presentation) that the modelled contour in the Whangārei District Plan did not confirm 100 metres was justified for noise controls (as KiwiRail had said) as there was at least one example where the modelled contour in Whangārei was only 30 – 35 metres from the railway line.

The noise modelling undertaken in the Whangārei District showed that for virtually all of the North Auckland Line ("NAL") south of Whangārei, the relevant noise contour was *further* than 100 metres from the rail corridor. However, KiwiRail's relief was only for a 100m distance. Consequently, a maximum distance of 100 metres was agreed between the parties (including Kainga Ora and the Council, for whom Mr Styles was engaged) and endorsed in the Environment Court's consent order.

Of the approximately 40 km length of the NAL at issue, there was only one location where the modelled contour on one side of the rail corridor was materially less than 100 metres from the corridor. That location was an approximately 130 metre section of the corridor where a road crosses over the railway. In this section, the noise contour modelled at ground level reduced to around 35 to 50 metres from the track. If modelled at a height representative of upper building floors, the contour would not have reduced.

Mr Brown's evidence for KiwiRail was not that modelling did not occur in Whangārei, but that the modelling that was done in Whangārei demonstrated the evidential basis for the 100 metre distance.

We would be grateful if you could please provide this email and the supplementary statement to the Commissioners at your earliest convenience.

Kind regards
Kristen

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