

**IN THE ENVIRONMENT COURT
CHRISTCHURCH REGISTRY**

I MUA I TE KŌTI TAIAO O AOTEAROA

IN THE MATTER

of the Resource Management Act 1991

AND

IN THE MATTER

of an appeal under Clause 14 of Schedule 1
of the Act

BETWEEN

E and G Grant

Appellants

AND

QUEENSTOWN LAKES DISTRICT COUNCIL

Respondent

NOTICE OF APPEAL

Dated: 6 May 2019

To: The Registrar
Environment Court
Christchurch

1. E and G Grant ("**Appellants**") appeal against a decision of the Queenstown Lakes District Council ("**Council**") on its Proposed District Plan ("**Plan**").
2. The Appellants made a submission on the Plan.
3. The Appellants are not trade competitors for the purpose of section 308D of the Resource Management Act 1991.
4. The Appellants received notice of the decision on 21 March 2019.
5. The decision the Appellants are appealing is:
 - a. The rejection of the Appellant's submission seeking Rural-Residential Zoning for the Appellant's property at 740 Lake Hayes - Arrow Junction Highway, Queenstown.
6. The reasons for the appeal are as follows:
 - a. The Council in notifying these properties under Stage 1 of the Plan correctly determined that Rural Residential was the appropriate zoning for the land.
 - b. The Council in notifying and determining the zoning of these properties under Stage 2 as Wakatipu Basin Rural Amenity zone ("**WBRA**") was wrong to determine that such zoning was appropriate.
 - c. The Hearings Panel decision to rezone the land to WBRA zone results in a regime that will prevent any development of the appellants land.
 - d. The Hearings Panel failed to recognise that the appellants land is located within an established rural -residential neighbourhood, and that the appellants land is located at a much lower elevation than already subdivided and developed land.
 - e. The decision to rezone those properties Wakatipu Basin Rural Amenity zone is contrary to Part 2 of the Resource Management Act 1991.
7. The Appellants seek the following relief:
 - a. That the decision of the Council be overturned, and the Appellants' appeal be accepted requiring the rezoning of land as Rural Residential Zone.
8. Additional Relief
 - a. In addition to the specific relief set out above, the Appellant seeks the following relief:
 - b. such further or other relief as may be just or necessary to address matters raised in the Submission and this appeal; and

c. Costs.

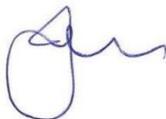
9. The following documents are attached to this notice:

- a. Appendix 1 - A copy of the Appellant's submission;
- b. Appendix 2 - A copy of the Council decision.

10. In accordance with the Environment Courts Minute of 21 March 2019:

- a. This appeal has been lodged electronically with the Environment Court and one hard copy has been posted to the Court;
- b. This appeal has been served on the Queenstown Lakes District Council electronically; and
- c. This appeal has not been served on any other person as there were no further submissions to the appellants original submission.

Dated this 6th day of May 2019



Signed for the Appellant
by its duly authorised agent
John Edmonds

Address for service of the Appellant:

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Advice to recipients of copy of notice of appeal

How to become party to proceedings

You may be a party to the appeal if you lodge a notice of your wish to be a party to the proceedings (in form 33) with the Environment Court, and serve copies on the other parties, within 15 working days after the period for lodging a notice of appeal ends.

Your right to be a party to the proceedings in the Court may be limited by the trade competition provisions in section 274(1) and Part 11A of the Resource Management Act 1991.

You may apply to the Environment Court under section 281 of the Resource Management Act 1991 for a waiver of the above timing requirements (see form 38).

Advice

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.