

**IN THE ENVIRONMENT COURT
AT CHRISTCHURCH**

ENV-2019-CHC-048

**I TE KŌTI TAIAO
KI ŌTAUTAHI**

UNDER the Resource Management Act 1991

IN THE MATTER of an appeal under clause 14 of
Schedule 1 of the Act

BETWEEN **TIMOTHY DRUMMOND HARDLEY**

Appellant

AND **QUEENSTOWN LAKES DISTRICT
COUNCIL**

Respondent

MEMORANDUM OF COUNSEL WITHDRAWING PART OF APPEAL

Dated: 13 July 2021

MAY IT PLEASE THE COURT:

- [1] Timothy Drummond Hardley (**Appellant**) seeks to withdraw part of his appeal against a decision of the Queenstown Lakes District Council on its Proposed District Plan.
- [2] The Appellant's notice of appeal filed on 7 May 2019 sought the rezoning of land in the Fitzpatrick Basin being land south of Littles Road on both sides of Fitzpatrick Road and bordered by the Shotover River to the south.
- [3] The Appellant now seeks to amend his appeal such that the rezoning sought is in relation to land to the south of Fitzpatrick Road only, being Lot 1 DP 476877. A map of the refined area sought to be rezoned is **attached** to this memorandum.
- [4] The effect of this amendment is that land owned by three section 274 parties to the appeal (AEM Property (2017) Limited, JLMD Family Trust, and Rob Ffisk Family Trust) is no longer sought to be rezoned through the appeal.
- [5] An amended notice of appeal is **attached** to this memorandum.
- [6] The Appellant does not consider there to be any issues as to costs.

Dated: 13 July 2021



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G M Todd / B B Gresson
Counsel for the Appellant