

In the Environment Court of New Zealand
Christchurch Registry

I Te Koti Taiao o Aotearoa
Ōtautahi Rohe

ENV-2017-CHC-

Under	the Resource Management Act 1991 (RMA)
In the matter of	An appeal under clause 14(1) of Schedule 1 of the RMA in relation to the proposed Queenstown Lakes District Plan
Between	Private Property Limited Appellant
And	Queenstown Lakes District Council Respondent

Notice of Appeal

19 June 2018

Contact details for the appellant:

Ben Farrell
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To The Registrar
Environment Court
Christchurch

- 1 Private Property Limited (**PPL**) appeals against part of the decision of Queenstown Lakes District Council on the proposed Queenstown Lakes District Plan (**PDP**).
- 2 PPL made a submission (#693) on the PDP.
- 3 PPL is not a trade competitor for the purpose of section 308D Resource Management Act 1991 (**RMA**).
- 4 PPL received notice of the decision on 7 May 2018.
- 5 The decision was made by Queenstown Lakes District Council (**QLDC**).
- 6 The parts of the decision appealed relate to:
 - a) Chapter 3 Strategic Direction;
 - b) Chapter 6 Landscape;
 - c) Chapter 21 Rural Zone;
 - d) Chapter 27 Subdivision and Development.

Background

- 7 PPL is the owner of 125 hectares of rural land in the Wakatipu Basin. The land includes the northern and eastern sides of Morven Hill. The site contains an existing dwelling, which is accessed from State Highway 6, 500m east of Hayes View Lane. The appellant has an interest in the district plan provisions affecting the land use management of its residential land and surrounding land.
- 8 PPL has engaged independent experts to analyse the site and determine whether or not the land is suitable for future rural living opportunities, and the risks and costs with securing these opportunities. The feedback is that rural living opportunities can be provided for without creating significant adverse effects on the environment but the district plan policy framework presents significant and unnecessary risks or hurdles to appropriate land use change.

Relief sought

- 9 The specific proposed district plan provisions this submission relates to, and the decisions sought, are as set out in **Appendix A**.

Further and consequential relief

- 10 PPL opposes any further provisions and seeks alternative, consequential, or necessary additional relief to that set out in this appeal and to give effect to the matters raised generally in this appeal and PPL's PDP submissions.
- 11 PPL also reserves its right to seek costs in respect of the resolution of its appeal.

Attachments

- 12 The following documents are **attached** to this notice:
- a) **Appendix A** – Relief sought
 - b) **Appendix B** - A copy of the Appellants' submission and further submissions;
 - c) **Appendix C** - A copy of the relevant parts of the decision; and
 - d) **Appendix D** - A list of names and addresses of persons to be served with this notice.

Dated this 19th day of June 2018



Ben Farrell
Planning Consultant for Private Property Limited

Address for service of the Appellants

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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 made a submission or a further submission on the matter of this appeal.

To become a party to the appeal, you must,—

- within 15 working days after the period for lodging a notice of appeal ends, lodge a notice of your wish to be a party to the proceedings (in form 33) with the Environment Court and serve copies of your notice on the relevant local authority and the Appellant; and
- within 20 working days after the period for lodging a notice of appeal ends, serve copies of your notice on all other parties.

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 or service requirements (see form 38).

Advice

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