



27 August 2009

Auckland City Council  
1 Greys Avenue  
Auckland City  
**AUCKLAND**

Attention: Susanne Tapsell

**PARTY TO PROCEEDINGS – ENVIRONMENT COURT APPEAL ENV-2009-AKL-329 – ARRAN ESTATE LIMITED**

We attach on behalf of our clients,, Arran Estate Limited, a notice to be a party to the proceedings to the following appeal [ENV-2009-AKL-329] by the Auckland Regional Council (“ARC”) against the decision of the Auckland City Council (“the Council”) regarding the Auckland City District Plan – Hauraki Gulf Islands – Proposed 2006 (“the Proposed Plan”).

Acknowledgement of this appeal in due course would be appreciated.

Yours faithfully

**Green Group Limited**

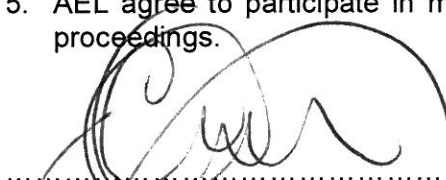
  
**Martin Green**  
Town Planner

## Form 33: Notice of person's wish to be party to proceedings

Section 274, Resource Management Act 1991

To: the Registrar  
Environment Court  
Auckland

1. **Arran Estate Limited** ("AEL"), wish to be a party to the following appeal [ENV-2009-AKL-329] by the **Auckland Regional Council** ("ARC") against the decision of the **Auckland City Council** ("the Council") regarding the **Auckland City District Plan – Hauraki Gulf Islands – Proposed 2006** ("the Proposed Plan").
2. AEL has an interest in the proceedings that is greater than the public generally as AEL own a parcel of land in the eastern end of Waiheke Island which is zoned Landform 5 - Productive Land under the Proposed Plan.
3. AEL is interested in the part of the proceedings with respect to the following issues:
  - a. Reduce the building coverage in landform 5 from 1,000m<sup>2</sup> as provided in the Proposed Plan and reduce the maximum footprint for any one building from 500m<sup>2</sup> to 250m<sup>2</sup>
4. AEL oppose the relief sought in the ARC appeal for the following reasons;
  - a. The decision by the Auckland City Council to provide for a building coverage limit of 1000m<sup>2</sup> in Landform 5 allows for a bulk of building consistent with pastoral and horticultural activities and allows for the establishment and ongoing operation of these activities. AEL consider that the Council decision should stand as the appeal by the ARC unnecessarily constrains the use of productive land;
  - b. The ARC appeal seeks to protect the landscape values of the region which are not considered to be prevalent in Landform 5 – a 'working' landscape.
5. AEL agree to participate in mediation or other alternative dispute resolution of the proceedings.

  
.....  
Signed for and on behalf of  
Arran Estates Limited by its  
authorized agents Green Group Limited  
Martin Geoffrey Green

.....  
Date

27/08/09

This document is filed by **Martin Geoffrey Green**, duly authorized agent for the intended party. The address for service of the intended party is at the offices of **Green Group Limited, 12-14 Fitzroy Street, Ponsonby, Auckland**. Documents for service on the abovenamed intended party may be left at that address for service or:-

- i. Posted to P O Box 105 143, Auckland City 1143, or
- ii. Transmitted to the agent by facsimile to 09 360 0456

**Note to person wishing to be a party**

You must lodge the original and 1 copy of this notice with the Environment Court within 30 working days after the notice of appeal or inquiry was lodged or other proceedings commenced. The notice must be signed by you or on your behalf.

You must serve a copy of this notice on the other parties to the proceedings within the same 30 working day period.

However, 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 Unit of the Department of Courts in Auckland, Wellington, or Christchurch.