

Auckland City Council,  
Team Leader – Litigation and Regulatory Team,  
Auckland City Council,  
Private Bag 92516,  
Wellesley Street,  
Auckland.

## NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

To the Registrar,  
Environment Court,  
Auckland.

In re: Lodgement ENV – 2009- AKL – 000330

1. I, Ronald Alfred WALDEN, wish to be a party to the following proceedings under s 274 of the Resource Management Act 1991 (the Act) in relation to an appeal under clause 14(1) of the Act by Answer Services Holdings Limited regarding decisions made by the Auckland City Council (the Council) on the Auckland City District Plan – Hauraki Gulf Islands – Proposed Plan 2006 (HGI Plan):

The environment court reference number for the proceedings is:

ENV – 2009- AKL – 000330

2. I claim status to be heard as a party who made submissions on the same matters in the HGI Plan.
3. I am interested in all of the proceedings.

I am interested in the following particular issues:

Subdivision,  
Comprehensive management plans  
Comprehensive Development  
Density and Cluster Housing  
Prescriptive list for managing activities and effects based planning  
Land use and development  
Height in relation to boundary and ridgeline controls.

I support the relief sought because the relief sought seeks activities and zoning status and outcomes that are similar to the relief sought in my own appeal.

4. Reasons for the appeal.
  - a. Will promote the sustainable management of resources;
  - b. Is not contrary to part II of the Resource Management Act 1991(the Act);
  - c. Will meet the reasonably foreseeable needs of future generations;
  - d. Will enable social, economic and cultural wellbeing.
  - e. Will provide for the cultural and recreational wellbeing of the communities of the gulf.
  - f. Is not contrary to the purposes and provisions of the Act;
  - g. Is not in-appropriate and is [not] inconsistent with the purposes and principles of the Act;

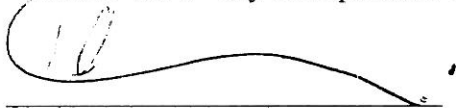
- h. Is necessary to avoid, remedy or mitigate the adverse effects of the proposed planning provisions;
- i. Will promote the life supporting capacity of the environment of the gulf for the social, economic, recreational, and cultural well-being of people and communities of the gulf.
- j. Will promote the life supporting capacity of the environment of the gulf enabling the resources of the Gulf to be used by the people and communities of the Gulf and New Zealand for economic activities and recreation.
- k. Will provide for the protection of the cultural and historic associations of people and communities in and around the Hauraki Gulf with its natural, historic, and physical resources
- l. Will provide for the maintenance and, where appropriate, the enhancement of the contribution of the natural, historic, and physical resources of the Hauraki Gulf, its islands, and catchments to the social and economic well-being of the people and communities of the Hauraki Gulf and New Zealand
- m. Will provide for the protection of the cultural and historic associations of people and communities in and around the Hauraki Gulf with its natural, historic, and physical resources:
- n. Will provide for the maintenance and, where appropriate, the enhancement of the natural, historic, and physical resources of the Hauraki Gulf, its islands, and catchments, which contribute to the recreation and enjoyment of the Hauraki Gulf for the people and communities of the Hauraki Gulf and New Zealand

5. Further Reasons include.

- a. Consistency of planning within the community.
- b. Comprehensive development plans and catchment management plans are established, have worked well generally, and there is no reason for moving away from such a tried model of development. Further, the cumulative effects over time of such radical structural change in planning techniques is not good resource management practice.
- c. Comprehensive management plans and multiple dwelling opportunities for people and communities to meet the management of sites and enhance the environment.
- d. Bonus density provisions provide mechanisms for the protection and enhancement of the environment and of ecological and heritage features.
- e. Effects based planning and provisions provide opportunities for people and communities to develop with certainty and freedom rather than prescription. (As a community generally we have rejected historically over time the regimented state and prescription). Such planning practices are contrary to the way the communities of the gulf live and value.
- f. Good resource management practice.
- g. Ridgelines are not arbitrary or inaccurate, and the plan will promote certainty.

- h. Subdivision will be more flexible and provide diverse opportunities for land use. Cluster housing conserves land use, promotes community and wellbeing.
6. Further the relief sought is:
- a. A more appropriate means for the Council to fulfil its obligations.
  - b. Not prescriptive, and focused on effects.
  - c. Certain, and reasonable
  - d. Provides for a number of resource management outcomes and living patterns.
  - e. Comprehensive management plans and multiple dwelling opportunities for people and communities to meet the management of sites and enhance the environment.
  - f. Bonus density provisions provide mechanisms for the protection and enhancement of the environment and of ecological and heritage features.
  - g. Effects based planning and provisions provide opportunities for people and communities to
7. I agree to participate in mediation or other alternative dispute resolution of the proceedings.
8. A copy of this notice has been served on the parties to the appeal listed below.

DATED the 1<sup>st</sup> day of September 2009



Ronald A Walden

**Address for Service of Ronald A Walden**

**THIS NOTICE** is filed by Ronald A WALDEN. The address for service of Ronald A WALDEN is 73 Onetangi Road, Onetangi, Waiheke Island 1081, Auckland, New Zealand.

Documents for service may be left at or posted to the address for service, or transmitted to Ronald A WALDEN by facsimile to 09 372 3019.

For matters other than service, Ronald A WALDEN may be contacted by telephone at 09 372 7486, or 027 452 7486

Contact person: **Ronald A Walden**

**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 the 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 Ministry of Justice in Auckland, Wellington, or Christchurch.

Form 33 was amended, as from 1 June 2006, by regulation 10(4) Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2006 (SR 2006/99) by omitting the heading “**Contact details of Environment Court for lodging documents**” and all the material in the form that follows that heading.

**Names and addresses of persons who have been served with a copy of this notice:**

Auckland City Council, Team Leader – Litigation and Regulatory Team, Auckland City Council, Private Bag 92516, Wellesley Street, Auckland.

Answer Services Holdings Limited, C/- Andrew Green, Brookfields, P. O. Box 240, Auckland

Waiheke Island Community Planning Group Incorporated, C/- Pita Rickys 4 Burrell Road, Waiheke Island

Waiheke Island Community Planning Group Incorporated, P. O. box 49, Oneroa, Waiheke Island, Auckland.