

**IN THE ENVIRONMENT COURT  
CHRISTCHURCH REGISTRY**

**ENV-2018-CHC-71**

**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**

**FRED VAN BRANDENBURG**

Appellant

**AND**

**QUEENSTOWN LAKES DISTRICT  
COUNCIL**

Respondent

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**NOTICE OF A PERSON'S WISH TO BE PARTY TO PROCEEDINGS**

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**Dated: 30 November 2018**

**TODD & WALKER law**  
LAWYERS | NOTARY PUBLIC

Solicitors:

G M Todd/B B Gresson  
PO Box 124  
Queenstown 9348  
P 03 441 2743  
F 03 441 2976  
graeme@toddandwalker.com;  
ben@toddandwalker.com

**To:** The Registrar  
Environment Court  
Christchurch

1. Passion Cove Limited ("**Passion Cove**") wishes to be a party to the following proceedings:
  - a. An appeal by Fred Van Brandenburg ("**Appellant**") against a decision of the Queenstown Lakes District Council on its Proposed District Plan ("**Plan**").
2. Passion Cove has an interest in the proceedings that is greater than the interest that the general public has:
  - a. Passion Cove owns land at 633 Frankton Road, Queenstown legally described as Lot 6 Deposited Plan 369635.
  - b. The Appellant's appeal seeks to amend Rules 9.5.1.3 and 9.5.3.3 of the Plan. These Rules restrict the height of buildings in the High Density Residential Zone south of Frankton Road.
  - c. Passion Cove's land is located within the High Density Residential Zone south of Frankton Road, and so is directly affected by the restrictions on height limits imposed by Rules 9.5.1.3 and 9.5.3.3.
3. Passion Cove is not a trade competitor for the purpose of Section 308C or 308CA of the Resource Management Act 1991 ("**Act**").
4. Passion Cove is interested in part of the proceedings.
5. The part of the proceedings Passion Cove is interested in is:
  - a. The amendments sought by the Appellant to Rules 9.5.1.3 and 9.5.3.3.
6. Passion Cove supports the relief sought by the Appellant because –
  - a. Passion Cove supports the Appellant's view that the Rule should be amended so as to apply to the same areas as under the equivalent Rule in the Operative District Plan.
7. Passion Cove agrees to participate in mediation or other alternative dispute resolution of the proceedings.

Dated this 30<sup>th</sup> day of November 2018



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SIGNED for Passion Cove Limited  
by its solicitor and duly authorised agent  
Graeme Morris Todd/Benjamin Brett Gresson

**Address for Service of person wishing to be a party:**

C/- Todd and Walker Law  
PO Box 124  
Queenstown 9348

Telephone: 03 441 2743

Facsimile: 03 441 2976

Email: [graeme@toddandwalker.com](mailto:graeme@toddandwalker.com); [ben@toddandwalker.com](mailto:ben@toddandwalker.com)

Contact persons: Graeme Todd; Ben Gresson