

**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

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

Dated: 7 December 2018

Solicitors:

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TODD & WALKER law
LAWYERS | NOTARY PUBLIC

To: The Registrar
Environment Court
Christchurch

1. Mark Smith and Ann Tillson (“**Smith and Tillson**”) wish 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. Smith and Tillson have an interest in the proceedings that is greater than the interest that the general public has:
 - a. Smith and Tillson own land at 705 Frankton Road, Queenstown legally described as Part Lots 7-8 Deposited Plan 10787, Lot 2 Deposited Plan 16599 Block XXI Shotover Survey District.
 - 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. Smith and Tillsons’ 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. Smith and Tillson are not a trade competitor for the purpose of Section 308C or 308CA of the Resource Management Act 1991 (“**Act**”).
4. Smith and Tillson are interested in part of the proceedings.
5. The part of the proceedings Smith and Tillson are interested in is:
 - a. The amendments sought by the Appellant to Rules 9.5.1.3 and 9.5.3.3.
6. Smith and Tillson support the relief sought by the Appellant because –
 - a. Smith and Tillson support 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. Smith and Tillson agree to participate in mediation or other alternative dispute resolution of the proceedings.



Signed for Mark Smith and Ann Tillson
by their solicitor and duly authorised agent
Graeme Morris Todd/Benjamin Brett Gresson

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