

Form 7

Notice of appeal to Environment Court against decision on proposed policy statement or plan or change or variation

Clause 14(1) of Schedule 1, Resource Management Act 1991

To the Registrar
Environment Court
Auckland, Wellington, and Christchurch

I, Stephen Gregory Johnston, appeal against a decision of Dunedin City Council on the following plan:

Dunedin City District Plan 2018

I made a submission on that plan.

I am not a trade competitor for the purposes of section 308D of the Resource Management Act 1991.

I received notice of the decision on 7 November 2018.

The decision was made by Dunedin City Council.

The part of the decision that I am appealing is:

- The decision to reject the submission that sought the rezoning of part of 33 Otakou Golf Course Road Harrington Point marked in yellow on the plan attached to the submission as Township and Settlement.

The reasons for the appeal are as follows:

- The part of 33 Otakou Golf Course Road marked yellow on the plan attached to the submission is adjoining the Township and Settlement zone in the notified district plan.

I seek the following relief:

- That part of 33 Otakou Golf Course Road marked yellow on the plan attached to the original submission be included within the adjoining Township and Settlement zone as requested in the original submission.

I attach the following documents* to this notice:

- a) a copy of my submission ~~or further submission (with a copy of the submission opposed or supported by my further submission):~~
- b) a copy of the relevant part of the decision:
- c) ~~any other documents necessary for an adequate understanding of the appeal:~~

~~d) a list of names and addresses of persons to be served with a copy of this notice.~~

*These documents constitute part of this form and, as such, must be attached to both copies of the notice lodged with the Environment Court. The appellant does not need to attach a copy of a regional or district plan or policy statement. In addition, the appellant does not need to attach copies of the submission and decision to the copies of the notice served on other persons if the copy served lists these documents and states that copies may be obtained, on request, from the appellant.

.....
Signature of appellant
(or person authorised to sign
on behalf of appellant)

19 December 2018
Date

Address for service of appellant:
Telephone: 027 223 0383
Email: Stephen@oadunedin.nz
Contact person: Stephen Johnson

Note to appellant

You may appeal only if—

- you referred in your submission or further submission to the provision or matter that is the subject of your appeal; and
- in the case of a decision relating to a proposed policy statement or plan (as opposed to a variation or change), your appeal does not seek withdrawal of the proposed policy statement or plan as a whole.

Your right to appeal may be limited by the trade competition provisions in Part 11A of the Resource Management Act 1991.

The Environment Court, when hearing an appeal relating to a matter included in a document under section 55(2B), may consider only the question of law raised.

You must lodge the original and 1 copy of this notice with the Environment Court within 30 working days of being served with notice of the decision to be appealed. The notice must be signed by you or on your behalf. You must pay the filing fee required by regulation 35 of the Resource Management (Forms, Fees, and Procedure) Regulations 2003.

You must serve a copy of this notice on the local authority that made the decision and on the Minister of Conservation (if the appeal is on a regional coastal plan), within 30 working days of being served with a notice of the decision.

You must also serve a copy of this notice on every person who made a submission to which the appeal relates within 5 working days after the notice is lodged with the Environment Court.

Within 10 working days after lodging this notice, you must give written notice to the Registrar of the Environment Court of the name, address, and date of service for each person served with this notice.



THE PROPOSED
**SECOND
GENERATION
DISTRICT PLAN**

SUBMISSION FORM

This is a submission on the Proposed Second Generation
Dunedin City District Plan (2GP) for Dunedin pursuant to
Clause 6 of Schedule 1 of the Resource Management Act 1991

Once you have completed this form, include any supporting documentation and return to the Dunedin City Council.

MAKE YOUR SUBMISSION:

Online: www.2gp.dunedin.govt.nz

Email: planning@dcc.govt.nz

Post to: Submission on 2GP
Dunedin City Council
PO Box 5045
Moray Place
Dunedin 9058

Deliver to: DCC Customer Services Agency
Ground floor
Civic Centre
50 The Octagon
Dunedin

Please note that all submissions are public information. Your name, contact details and submission will be available to the public and the media. The DCC will only use your information for the purposes of this plan review process.

All submissions must be received before 5pm on Tuesday, 24 November 2015.

SUBMITTER DETAILS *Fields indicated by an asterisks (*) are mandatory.*

Full name of submitter or agent* Stephen Gregory Johnston

Organisation (if submission on behalf of an organisation)

Address for service for submitter or agent* *Please provide an address where you would like correspondence sent to*

Email address stephen.johnston@me.com

Postal address* P.O. Box 1238, Dunedin Postcode* 9054

Phone number* 4740526 Mobile number 021 2230383

TRADE COMPETITION *Fields indicated by an asterisks (*) are mandatory.*

Please note: If you are a person who could gain an advantage in trade competition through your submission, your right to make a submission may be limited by clause 6(4), Schedule 1 of the Resource Management Act 1991.

Please tick one of the following*

I could ☐ could not ☒ gain an advantage in trade competition through this submission.

If you could gain an advantage in trade competition through this submission, please tick one of the following*

I am ☐ am not ☐ directly affected by an effect of the subject matter of the submission that:

(a) adversely affects the environment; and

(b) does not relate to trade competition or the effects of trade competition

HEARINGS *Fields indicated by an asterisks (*) are mandatory.*

Please tick one each of the following*

I would like ☒ would not like ☐ to be heard in support of my submission

If others submitters make a similar submission, I will ☒ will not ☐ consider presenting a joint case with them at a hearing

SUBMISSION DETAILS Fields indicated by an asterisks (*) are mandatory.

Please identify the specific provision(s) of the Proposed Second Generation Dunedin City District Plan that your submission relates to*.

Provision name and number (where applicable):

For example: Rule 15.5.2 Density

Section name (where applicable):

For example: the residential zones

Rural - Residential 1

Map layer name (where applicable):

For example: General Residential 1 Zone

Scheduled item number (where applicable):

For example: Reference #T147 - Scheduled Tree at 123 Smith Street

My submission is*

☐

I support the provision

☐

I oppose the provision

☒

I seek to have the above provision amended

Choose the most appropriate statement. If more than one applies, for example you support the provision in part but wish to have part amended (removed or changed), choose 'have the provision amended' and explain this in the 'decision I seek' field.

The decision I seek is that (please give precise details, such as suggested amended wording)*

Please see attached

Reasons for my views (you may attach supporting documents)*

Please see attached

A Johnston

Signature of submitter (or person authorised to sign on behalf of submitter)
(A signature is not required if you make your submission by electronic means.)

24/11/2015

Date

My submission relates to the zoning provisions proposed in the (2GP) review in regard to the following properties:

1. That part of 33 Otakou Golf Course Road, Harington Point, Dunedin, not currently marked as Township and Settlement and as highlighted in yellow on the attached plan.

The decisions I seek is:

zone the area marked in yellow on the attached plan as Rural Residential 1.

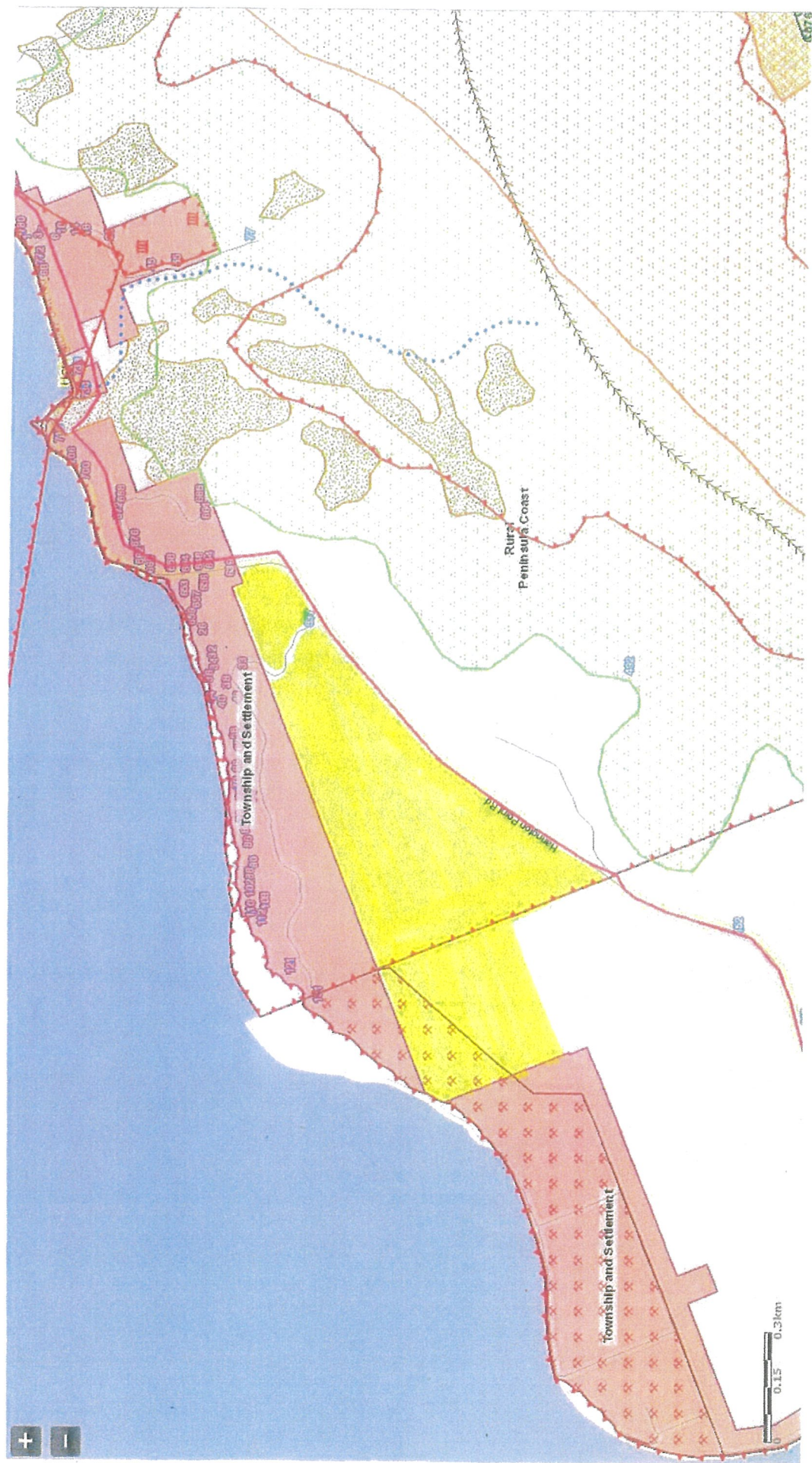
The reasons for my requested Zone amendments are as follows:

- (i) I feel it is more appropriate for the land on that side of Harington Point Road to be included as Rural Residential 1 as a transitional zone, rather than as Rural.
- (ii) The avoidance of "artificial land use blocks" imposed on the subject landscape rather than a coherent land use pattern integrated with that landscape.

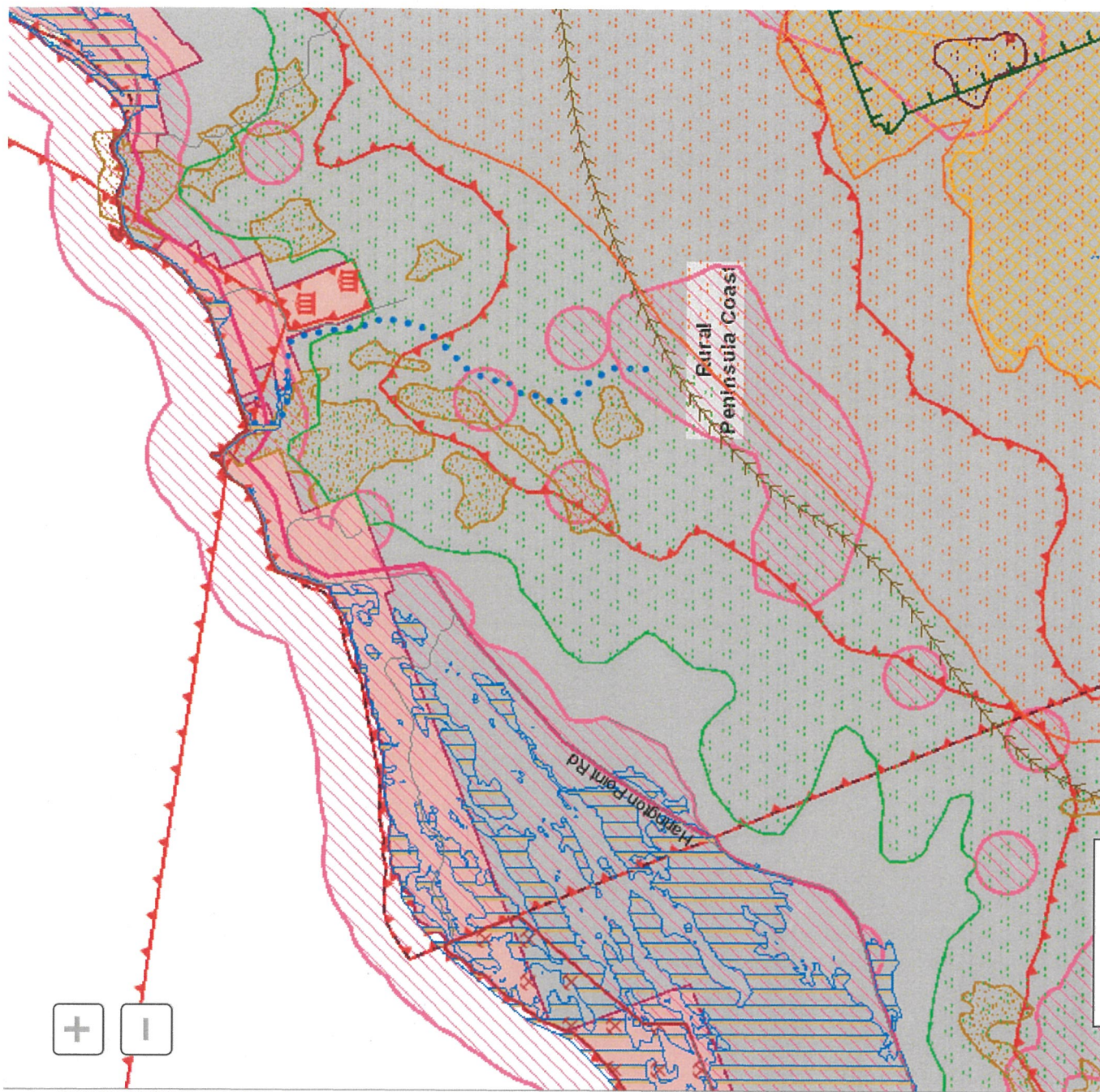
Piecemeal planning provisions have demonstrated in the past, the dangers inherent on not taking a broader view of development potential, and consequently, a compromised standard of development extension if, and when, that were to occur.

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Part 33 Otakou Golf Course Road, Harington Point



SP



Notice of Appeal sent to:

- The Registrar
Environment Court
Christchurch
Email:Christine.mckee@justice.govt.nz
- The Dunedin City Council
Email 2gpappeals@dcc.govt.nz