

**IN THE ENVIRONMENT COURT OF NEW ZEALAND
CHRISTCHURCH REGISTRY**

I TE KŌTI TAIAO O AOTEAROA

ENV-2018-CHC-228

BETWEEN

GRAEME AND MARIE BENNETT

Appellant

AND

DUNEDIN CITY COUNCIL

Respondent

NOTICE OF PARTIES' WISH TO BE PARTY TO PROCEEDINGS

KĀTI HUIRAPA RŪNAKA KI PUKETERAKI

Dated 31 January 2019

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Notice of wish to be party to proceedings

Under section 274 of the Resource Management Act 1991

To The Registrar
Environment Court
Christchurch

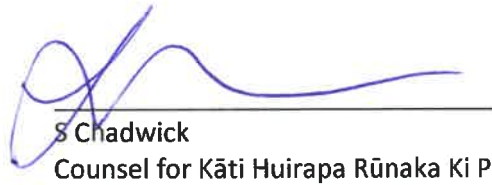
- 1 Kāti Huirapa Rūnaka Ki Puketeraki ("Kāti Huirapa"), wish to be parties to the following proceedings concerning the Proposed Second Generation Dunedin District Plan ("2GP"):

ENV-2018-CHC-228 Graeme and Marie Bennett v Dunedin City Council

- 2 Kāti Huirapa made a submission about the subject matter of the proceedings.
- 3 The Kāi Tahu rūnanga are Manawhenua within the Dunedin district and therefore also have an interest in the proceedings that is greater than the general public.
- 4 Kāti Huirapa are not trade competitors.
- 5 Kāti Huirapa are interested in all of the proceedings.
- 6 The ability of Kāi Tahu to provide for their cultural wellbeing is dependent on the protection of valued places, resources and landscapes, including wāhi tūpuna, and therefore Kāti Huirapa are particularly interested in the following issues:
- a Any changes proposed in this appeal that have the potential to impact how the 2GP provides for and protects Kāi Tahu values in the Dunedin district.
 - b Any changes that enable the establishment of new or expanded residential development and associated activities and the corresponding risk of impacting certain sites and locations with particular importance or value to Manawhenua, particularly within wāhi tūpuna or that may affect important landscapes and ridgelines.
 - c Any proposed change to the landscape overlays in this area.

- d Changes affecting the zoning of the land and potential density of development where this land is unreticulated and infrastructure is a significant issue.
 - e The way that the potential effects of development are assessed and managed in the 2GP, particularly the effects of stormwater and wastewater on Blueskin Bay, a significant wāhi tūpuna area.
- 7 Kāti Huirapa oppose the relief sought by the Appellant for the following reasons:
 - a Adding specific provisions in the 2GP for certain parcels of land is an inappropriate planning method for managing residential activities. The effects of detailed development proposals for certain sites are most appropriately considered and assessed by way of a resource consent process rather than in the context of the development of the district plan.
 - b Residential development can threaten Manawhenua values in sites, resources and landscapes, and as such it is appropriate that Manawhenua values are considered in any applications for consent.
 - c The 2GP contains a trigger that provides for all activities that are discretionary or non complying to be notified to Manawhenua, whether they are in identified wāhi tūpuna or not. Changing the activity status of the development of this property, or rezoning the relevant land has the potential to remove this requirement for notification which is inappropriate for certain levels of development in this area.
 - d The Appellant's proposed amendments do not promote sustainable management and do not adequately reflect or take account of the important matters in Part II of the Resource Management Act 1991, including those in sections 6(b), 6(e), 6(g), 7(a), 7(aa) and 8.

8 Kāti Huirapa agree to participate in mediation or other alternative dispute resolution.



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