

**BEFORE THE ENVIRONMENT COURT
AT CHRISTCHURCH
I TE KŌTI TAIAO O AOTEAROA
ŌTAUTAHU ROHE**

ENV-2018-CHC-296

UNDER the Resource Management Act 1991

IN THE MATTER of an appeal under Clause 14(1) of Schedule 1 of the Resource Management Act 1991

BETWEEN **STEPHEN GREGORY JOHNSTON** Appellant

AND **DUNEDIN CITY COUNCIL** a body corporate under the Local Government Act 2002 Respondent

**NOTICE BY THE OTAGO REGIONAL COUNCIL ON ITS WISH TO BE A PARTY TO
PROCEEDING
*Section 274 Resource Management Act 1991***

Dated 31 January 2019

ROSS DOWLING MARQUET GRIFFIN
SOLICITORS
DUNEDIN

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Solicitor: A J Logan

**NOTICE BY THE OTAGO REGIONAL COUNCIL ON ITS WISH TO BE A PARTY TO
PROCEEDING**

To The Registrar
 Environment Court
 Christchurch

- 1 The Otago Regional Council wishes to be a party to the following proceedings:
 - 1.1 The appeal dated 19 December 2018 by Stephen Gregory Johnston from the Dunedin City Council's ("DCC") decisions on its Proposed Dunedin City District Plan ("2GP").
- 2 The Otago Regional Council is:
 - 2.1 A local authority;
 - 2.2 A person who made a submission on the subject matter of the appeal, including Coastal Values, Natural Hazards and Urban/Rural Design and Growth.
- 3 The Otago Regional Council is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991 ("the Act").
- 4 The Otago Regional Council is interested in all of the proceedings.
- 5 Without derogating from paragraph 4, the Otago Regional Council is opposed to the relief sought in the appeal.
- 6 The Otago Regional Council opposes the relief sought because:
 - 6.1 The relief sought will enable residential activities in an inappropriate location;
 - 6.2 If granted, the relief will lead to an unacceptable diminution of coastal character and amenity;
 - 6.3 The site is exposed to natural hazards, making it inappropriate for the proposed re-zoning;
 - 6.4 The relief will derogate from a strategic and coordinated approach to urban growth and development;

- 6.5 The relief will derogate from well-designed urban growth and development;
- 6.6 The relief does not promote sustainable management and is therefore contrary to Part 2 of the Act;
- 6.7 The relief does not give effect to and is not needed to give effect to the National Policy Statement on Urban Development Capacity;
- 6.8 The relief does not give effect to the partially operative Regional Policy Statements 1998 and 2019, and is inconsistent with the proposed Otago Regional Policy Statement;
- 6.9 The relief sought is contrary to the New Zealand Coastal Policy Statement.
- 7 The Otago Regional Council agrees to participate in mediation or any other alternative dispute resolution of the proceedings.



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(for Otago Regional Council)

Date: 31 January 2019

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LIST OF PARTIES TO BE SERVED

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Stephen Gregory Johnston		Stephen@oadunedin.nz
Dunedin City Council	Anderson Lloyd (Dunedin), Private Bag 1959, DX YP10107, Dunedin 9054	michael.garbett@al.nz rachel.brooking@al.nz