

Leonard Andrew Andersen KC

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PO Box 5117
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Dunedin 9054

21 March 2023

**The Registrar
Environment Court
WX11113
CHRISTCHURCH**

BY EMAIL: environmentcourt@justice.govt.nz

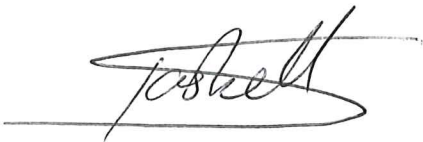
**RE: Christchurch Appeal – Filed by K and L Accommodation Ltd on Dunedin City Council,
Second Generation District Plan - Variation 2**

Attached please find the original and copy of section 274 notice filed by Port Otago Ltd in relation to the above appeal.

This notice has been served on the appellant and on the following:

Dunedin City Council to 2gpappealls@dcc.govt.nz
Elizabeth McColl – liz@simplyfamilies.co.nz
Debbie Jowsey and Arron Ward – Debbie.jowsey@stantec.com

Yours faithfully



Savanna Gaskell
Junior Barrister
to
Len Andersen KC



IN THE ENVIRONMENT COURT
AT CHRISTCHURCH

ENV-2023-CHC-

UNDER

The Resource Management Act
1991 (the Act)

IN THE MATTER

of an appeal Pursuant to
Clause 14 of act on the Dunedin
City Council second generation
district plan (2GP) - variation 2

BETWEEN

K & L ACCOMMODATION
LIMITED

Appellant

AND

DUNEDIN CITY COUNCIL

Respondent

NOTICE OF PORT OTAGO LIMITED'S WISH TO BE
PARTY TO PROCEEDINGS

Section 274, Resource Management Act 1991

MCMILLAN AND CO
SOLICITORS
Dunedin

P O Box 5547

Phone (03) 477 2238

Fax (03) 474 5588

Solicitor dealing with proceeding: S McMillan

Notice of person's wish to be party to proceedings

**TO: The Registrar
Environment Court
CHRISTCHURCH**

1. I, **Port Otago Limited**, wish to be a party to the following proceedings:

Appeal by K & L Accommodation Limited against refusal to rezone property at 3 Brick Hill Road and 18 Noyna Road to Township and Settlement Zone or on appropriate Transitional Zone.

2. I am a person who made a submission about the subject matter of the proceedings.

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

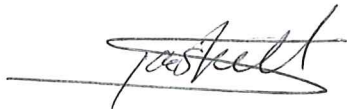
4. I am interested in the following particular issues:

I wish to ensure that if the appeal is successful then appropriate measures are put in place to avoid reverse sensitivity issues arising from Port Otago Ltd's use of the adjoining site

5. I neither support nor oppose the relief sought because.

Port Otago Limited does not oppose the relief sought as long as appropriate reverse sensitivity measures are put in place and K & L Accommodation Limited agreed at the hearing to implement measures satisfactory to Port Otago Limited

6. I agree to participate in mediation or other alternative dispute resolution of the proceedings.



.....
Savanna Gaskell
Counsel for 274 Party

21st March 2023
.....
Date

Address for service of person wishing to be a party:

McMillan and Co, Donald Reid Building, 110 Vogel Street, Dunedin, 9016

Telephone: Phone (03) 477 2238

Fax: Fax (03) 474 5588

Email:

Contract person: S McMillan

Counsel for the 274 Party is Mr L A Andersen KC and his address is PO Box 5117, Dunedin, 9054.

Telephone: (03) 477 3488

Fax: (03) 474 0012

Email: len@barristerschambers.co.nz

Note to person wishing to be a party

You must lodge the original and 1 copy of this notice with the Environment Court within 15 working days after –

the period for lodging a notice of appeal ends, if the proceedings are an appeal; or

the decision to hold an inquiry, if the proceedings are an inquiry; or

the proceedings are commenced, in any other case.

Your right to be a party to the proceedings in the Court may be limited by the trade competition provisions in section 247(1) and Part 11A of the Resource Management Act 1991.

The notice must be signed by you or on your behalf.

You must serve a copy of this notice on the other parties to the proceedings within the same 15 working day period.

However, you may apply to the Environment Court under section 281 of the Resource Management Act 1991 for a waiver of the above timing or service requirements (*see* form 38).

Advice

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.