

In the Environment Court of New Zealand
Christchurch Registry

I Te Koti Taiao o Aotearoa
Ōtautahi Rohe

ENV-2018-CHC-284

Under	the Resource Management Act 1991 (RMA)
In the matter of	an appeal under clause 14(1) of the First Schedule of the RMA in relation to the proposed Second Generation Dunedin City District Plan (2GP)
Between	Gregory Paul Ward Appellant
And	Dunedin City Council Respondent

Consent Memorandum

19 October 2020

Residential zoning – site DCC appeal reference number 66
specific

Respondent's solicitors:

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May it please the Court

- 1 This consent memorandum relates to one appeal point as follows:
 - (a) The Gregory Paul Ward appeal, DCC reference 66 regarding the zoning of 2 Dalziel Road.
- 2 The appeal sought to:
 - (a) Rezone 2 Dalziel Road from Rural Residential 1 to Large Lot Residential 1.
- 3 RPR Properties Limited is a section 274 party in support of this appeal.
- 4 The parties have agreed the following amendments that are shown in **Appendix A**:
 - (a) Rezone 2 Dalziel Road to Large Lot Residential 1; and
 - (b) Apply a 'No DCC reticulated wastewater' mapped area to the site.
- 5 This is a full settlement of the appeal.
- 6 The rationale for the changes, and the assessment of the changes in terms of section 32, is explained in an affidavit of Emma Christmas, a senior policy planner at Dunedin City Council.
- 7 There is also a supporting affidavit of Dr Anna Louise Johnson the City Development Manager, Dunedin City Council that considers alignment with, and impact of, any changes on the strategic directions' objectives and policies (section 2 objective and policies); and the drafting of the proposed amendments to ensure alignment with the 2GP Style Guide. Dr Johnson confirms that the amendments proposed follow the DCC style guide.

Directions sought

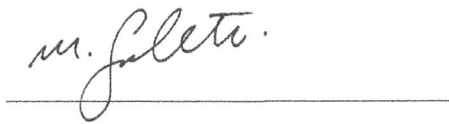
- 8 The parties are satisfied that all matters proposed for the Court's endorsement fall within the Court's jurisdiction, and conform to relevant requirements and objectives of the RMA, including Part 2 and request:
 - (a) That the amendments shown in **Appendix A** are made; and
 - (b) That the appeal be otherwise dismissed.

- 9 The parties agree that costs should lie where they fall and accordingly no order of costs is sought.

Dated this 19th day of October 2020



Gregory Paul Ward
Appellant



Michael Garbett
Counsel for the Respondent



Simon Anderson
Counsel for RPR Properties Limited
Section 274 party

Appendix A



 No Reticulated Waste Water Mapped Area