

In the Environment Court of New Zealand
Christchurch Registry

I Mua I Te Kōti Taiao o Aotearoa
Ōtautahi Rohe

ENV-2018-CHC-229

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	Liquigas Limited Appellant
And	Dunedin City Council Respondent

Notice of partial withdrawal – Industrial Zone provisions

31 July 2020

Respondent's solicitors:

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**anderson
lloyd.**

May it please the Court

1 This notice of partial withdrawal relates to the Liquigas Limited appeal regarding the Industrial Zone provisions (DCC Reference numbers 105, 113 and 115) of the proposed Dunedin City Second Generation District Plan (**2GP**).

2 The partial withdrawal relates to the parts of the appeal which sought to:

(a) Amend Policy 19.2.1.1, as follows (DCC Reference number 105):

Provide for the establishment and operation of industrial and port activities, industrial ancillary tourism activities and retail ancillary to industry activities in the industrial zones.

(b) Delete Objective 19.2.2, which states (DCC Reference number 113):

Activities are designed and operated so that:

- a. a reasonable level of amenity is maintained within the industrial zones;
- b. adverse effects on the amenity of adjoining residential, school or recreation zones are minimised as far as practicable; and
- c. a high standard of amenity along identified amenity route mapped areas is maintained.

(c) Delete Policy 19.2.2.5, which states (DCC Reference number 115):

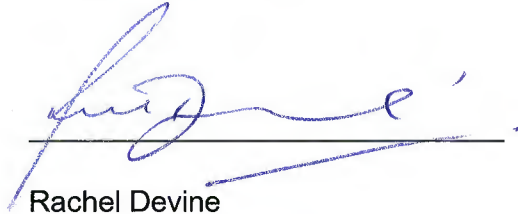
Require buildings and structures to be of a height that:

- a. avoids or minimises, as far as practicable, significant adverse effects on views from the central city and Dunedin's inner hill suburbs across the upper harbour toward the Otago Peninsula; and
- b. avoids or, if avoidance is not practicable, ensures adverse effects from shading and wind tunnelling effects on school, residential, and recreation zoned sites are no more than minor.

3 BP Oil New Zealand Limited and Others and Fire and Emergency New Zealand are section 274 parties to this appeal.

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

Dated this 31st day of July 2020



Rachel Devine
Liquigas Limited
Counsel for the Appellant



Michael Garbett/Georgia Cassidy
Counsel for the Respondent



~~David le Marquand~~
BP Oil New Zealand Limited
Section 274 Party

Georgina M Pherson



Kerry Anderson
Fire and Emergency
Section 274 Party