

**BEFORE THE ENVIRONMENT COURT
CHRISTCHURCH REGISTRY**

ENV-2018-CHC-276

In the Matter

of an appeal under clause
14(1) of the First Schedule
of the Resource
Management Act 1991

Between

**BLUESKIN PROJECTS
LIMITED AND OTHERS**

Appellant

And

DUNEDIN CITY COUNCIL

Respondent

NOTICE OF PARTIAL WITHDRAWAL OF APPEAL POINT 173



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NOTICE OF PARTIAL WITHDRAWAL OF APPEAL

May it please the Court:

1. The Appellant lodged an appeal on the Dunedin City Council Second Generation District Plan:

(a) ENV-2018-CHC-276.

2. Following discussion with the Dunedin City Council (**DCC**) the Appellant seeks to withdraw appeal point 173 being:

Amend the first sentence of Rule 7.5.2.1 as follows:

The following activities must not take place under the dripline of a scheduled tree, ~~or within a distance from the trunk equivalent to half the height of the tree, whichever is the greater~~, if they involve ground excavation or the installation of impermeable surfaces on the ground (See Figure 7.5.2A): ...

3. The Construction Industry and Developers Association (**CIDA**) and Gladstone Family Trust are section 274 parties to the appeal. CIDA has advised that it agrees to the withdrawal of the appeal point provided there is no issue as to costs to the appellants and s 274 parties.
4. Counsel has confirmed with DCC that there are no issues as to costs.

Date: 28 February 2022



Phil Page / Rebecca Crawford

Partner / Solicitor

Counsel for the Appellant