

**BEFORE THE ENVIRONMENT COURT
IN CHRISTCHURCH**

IN THE MATTER

of the Resource Management
Act 1991

AND

IN THE MATTER

of an appeal pursuant to Clause
14 of Schedule 1 of the Act

BETWEEN

**WAKATIPU HOLDINGS
LIMITED**

Appellant

AND

**QUEENSTOWN LAKES
DISTRICT COUNCIL**

Respondent

NOTICE OF APPEAL

Dated: 19 June 2018

TODD & WALKER law
LAWYERS | NOTARY PUBLIC

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To: The Registrar
Environment Court
Christchurch

1. Wakatipu Holdings Limited (“**the Appellant**”) appeals against a decision of the Queenstown Lakes District Council (“**Council**”) on the Queenstown Lakes Proposed District Plan (“**Plan**”).
2. The Appellant made a submission on the Plan.
3. The Appellant is not a trade competitor for the purposes of section 308D of the Resource Management Act 1991.
4. The Appellant received notice of the decision on 4 May 2018.
5. The decision the Appellant is appealing is:
 - a. The rejection of the Appellant’s submission on the Plan seeking a rezoning of Lot 1 DP 300025, located on Church Road between Luggate and the Clutha River, from Rural Zone and Hydro Generation Sub-zone to Rural Lifestyle Zone, as shown on Planning Map 11a.
6. The reasons for the appeal are as follows:
 - a. The Council erred in determining that the Rural Zone has the most appropriate provisions to manage the effects that are possible from rural living on the site, including reverse sensitivity effects arising in relation to industrial activities on adjoining land.
 - b. In particular the Council erred by determining that:
 - i. The site could not absorb the rural living development that would be facilitated by the proposed rezoning;
 - ii. The existing rural character, landscape and amenity values would not be adequately maintained;
 - iii. The rezoning was not compatible with adjacent industrial activities; and
 - iv. Covenants, consent notices or Building Restricted Areas would not be appropriate mechanisms to address the effects of the rezoning.

7. The Appellant seeks the following relief:
 - a. That the decision of the Council be overturned, and the Appellant's submission be accepted.

8. The following documents are attached to this notice:
 - a. A copy of the Appellant's submission;
 - b. A copy of the decision; and
 - c. A list of names and addresses to be served with a copy of this notice.

Dated this 19th day of June 2018



Signed for the Appellant
By its solicitor and duly authorised agent
Graeme Morris Todd/Benjamin Brett Gresson

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