

**BEFORE THE ENVIRONMENT COURT
AT AUCKLAND**

**I MUA I TE KŌTI TAIAO O AOTEAROA
KI TĀMAKI MAKAURAU**

IN THE MATTER of the Resource Management Act 1991 (the **RMA**)

AND

IN THE MATTER of an appeal under clause 14(1) of Schedule 1 of the
RMA

BETWEEN **CDL Land New Zealand Ltd**

ENV-2022-AKL-000050

Appellant

AND

WAIKATO DISTRICT COUNCIL

Respondent

**NOTICE OF INTEREST UNDER SECTION 274 OF THE
RESOURCE MANAGEMENT ACT 1991 BY AUCKLAND COUNCIL**

Dated: 5 April 2022

To: The Registrar
Environment Court
AUCKLAND

1. Auckland Council wishes to be a party to the following proceeding:
 - (a) The appeal by CDL Land New Zealand Ltd on the decision of the Waikato District Council on the Proposed Waikato District Plan (**PWDP**) (ENV-2022-AKL-000050).

Nature of Interest

2. Auckland Council made a submission on the PWDP about the subject matter of the proceedings.
3. Auckland Council is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991 (**RMA**).

Extent of Interest

4. Auckland Council is only interested in the appellant's proposed amendment of the following provision in the PWDP:
 - i) SUB-R46 (Boundary Relocation)

Relief Sought

5. Auckland Council **opposes** the relief sought in CDL Land New Zealand Ltd appeal for the following reasons:
 - (a) SUB R46 (**the provision**) in the Waikato District Council decision is the most appropriate way to achieve the objectives in the Waikato District Plan.
 - (b) The appeal seeks that standard (1)(a)(iii) be amended to provide those continuous landholdings do not need to be held in the same ownership for boundary relocation as an RDA. The Council considers that this change could lead to outcomes that enable more rural lifestyle subdivision in the Waikato District near the boundary of Auckland which could result in increased pressure on Auckland Council infrastructure, as well as other environmental cross-boundary issues for Auckland.
 - (c) Without limiting the generality of the above, Auckland Council

considers that:

- i. The provision should not be amended as sought by the appellant.
 - ii. The provision that is proposed to be amended would apply to the *General Rural Zone* which includes the areas of the Waikato District near the boundary with Auckland.
 - iii. The amendment of the provision could lead to increased rural lifestyle subdivision in the *General Rural Zone*. The creation of more rural lifestyle living titles near the boundary of Auckland is likely to create cross-boundary issues for Auckland, including increased pressure on Auckland Council infrastructure, and inconsistencies with how high-class soils are protected and retained across the council boundary.
6. Auckland Council seeks that the relief sought in the appeal be declined.
7. Auckland Council agrees to participate in mediation or other alternative dispute resolution of the proceedings.

DATED the 5th day of April 2022



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