

**BEFORE THE ENVIRONMENT COURT
AUCKLAND REGISTRY**

ENV-2022-AKL-000087

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

AND

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

BETWEEN **HYNDS PIPE SYSTEMS LIMITED**

AND **HYNDS FOUNDATION**

Joint Appellants

AND **WAIKATO DISTRICT COUNCIL**

Respondent

**To: The Registrar
Environment Court – Auckland**

**NOTICE OF STEVEN AND TERESA HOPKINS WISH TO BE A PARTY TO
PROCEEDINGS UNDER S274 OF THE ACT**

21 March 2022

NAME OF PERSON WHO WISHES TO BE PARTY

1. Steven and Teresa Hopkins (the '**Hopkins**') wish to be a party to the appeal proceedings (ENV-2022-AKL-000087) (the '**Appeal**') between Hynds Pipe Systems Limited and the Hynds Foundation ('**Hynds**') and Waikato District Council ('**Respondent**') in relation to the Respondent's decisions on the Proposed Waikato District Plan notified 17 January 2022.
2. The Hopkins made a submission and further submission on the subject matter of the Appeal. Notwithstanding this, the Hopkins have an interest in the proceedings greater than the public generally as their property at 67 Pioneer Road, Pokeno was the subject of a decision by the Respondent to amend the zoning which Hynds are appealing.
3. The Hopkins were served a copy of the Notice of Appeal by Hynds on 3 March 2022.
4. The Hopkins are not a trade competitor for the purposes of section 308C or 308CA of the Act.

THE PROCEEDING

5. The Hopkins are interested in all of the proceedings, namely the amendments Hynds seek to:
 - (a) The zoning of their property at 67 Pioneer Road; and
 - (b) All other amendments that could impact the ability to use and enjoy said property including (but not limited to): restrictions on the ability to establish dwellings and minor dwellings.

RELIEF SOUGHT

6. The Hopkins oppose the relief sought by Hynds in its Notice of Appeal at paragraph 9(d) and 9(e). The Hopkins also seek that the relief sought by Hynds is declined as it relates to the following points in Appendix 1 of the Notice of Appeal:
 - (a) Appeal point 8: and
 - (b) Appeal point 9.

REASONS FOR RELIEF SOUGHT

7. The decision correctly concluded that the land on Pioneer Road could be developed in such a way whereby potential reverse sensitivity issues would not be the same as other land subject to rezoning proposals in the area;
8. The decision correctly concluded that this area transitioning to an urban form and exhibiting urban creep was unlikely; and
9. The decision correctly concluded in paragraph 119 that the “proposed revegetation of the Rural zoning of the majority of the site as a buffer to neighbouring properties is beneficial”. The Hopkins concur with this statement but are not aware of any mechanism that requires planting of the Hynds properties on Bluff Road.

DISPUTE RESOLUTION

10. The Hopkins agree to participate in mediation or other alternative dispute resolution of the Appeal.

DATED this 21st day of March 2022



Sir William Birch
FNZIS LCS Registered Professional Surveyor
For and on behalf of Steven and Teresa Hopkins

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