

**BEFORE THE ENVIRONMENT COURT  
AT AUCKLAND**

**ENV-2020-AKL-000047  
ENV-2020-AKL-000048**

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

**AND**

**IN THE MATTER** of an appeal under Clause 14 of the  
First Schedule to the RMA in relation to  
the decision on **PRIVATE PLAN  
CHANGE 25: WARKWORTH NORTH**

**BETWEEN** **GP (TURNSTONE CAPITAL) LIMITED**  
**Appellant**

**AND** **MIDDLE HILL LIMITED**  
**Appellant**

**AND** **AUCKLAND COUNCIL**  
**Respondent**

**AND** **GP (TURNSTONE CAPITAL) LIMITED**  
**Applicant**

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**NOTICE OF PERSONS WISH TO BE PARTY TO PROCEEDINGS  
Dated 17 June 2020**

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**TO:** The Registrar of the Environment Court, Auckland  
PO Box 7147  
Wellesley Street  
Auckland 1010

**AND TO:** GP (Turnstone Capital) Limited  
**AND TO:** Middle Hill Limited  
**AND TO:** Auckland Council

1. **ROBERT WHITE** wishes to be a party to the following proceedings:
  - (a) ENV-2020-AKL-000047 GP (Turnstone Capital) Limited v Auckland Council; and
  - (b) ENV-2020-AKL-000048 Middle Hill Limited v Auckland Council.
2. Mr White is a person who made a submission about the subject matter of the proceedings.
3. Mr White is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991 ("RMA").
4. Mr White is interested in all of the proceedings that relate to his property at 44 Viv Davie-Martin Drive ("the Property") and/or its interface with the Proposed Private Plan Change 25: Warkworth North ("PC25") area.

### **Background**

5. As notified, PC25 included an indicative roading connection on the boundary near the northeast corner of Mr White's property to connect the PC25 area with Viv Davie-Martin Drive ("VDMD"). Mr White opposed the indicative roading connection and sought its deletion.
6. Mr White's submission was accepted and the indicative roading connection was deleted. However, the Council's decision inappropriately introduced a "Potential Future Pedestrian/Cycling Connection" at the location where the indicative roading connection was located which is opposed.

### **Reasons for joining proceedings**

7. Mr White is interested in any issues which might impact on his property at 44 Viv Davie-Martin Drive and/or its interface with the PC25 area. The appeals do not appear to directly affect the Property. However, to the extent that the relief sought in other appeals have the potential to impact Mr White's property, Mr White wishes to signify his interest in both appeals.
8. Mr White lodged an appeal on PC25 (ENV-2020-AKL-000046) seeking amendments to Precinct Plan 2.
9. With regards to the Middle Hill appeal:
  - (a) Middle Hill has appealed the part of the PC25 decision that relates to the Warkworth North Precinct Plan 2 Multi Modal connections and Open Space, including the extensions of the "Collector Road" and "Other Road" on the basis

that the PC25 decision does not enable the construction of the "Other Road", nor the "Connector Road".

- (b) This is relevant to Mr White's appeal, which also relates to the Precinct Plan 2 Multi Modal Connections and Open Space. Any amendments to Precinct Plan 2 may have a direct impact on the Property.

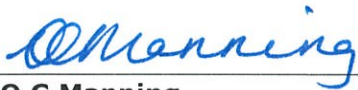
10. With regards to the Turnstone appeal:

- (a) Part of Turnstone's appeal relates to deficiencies in the provisions aimed at the timely delivery of the Western Link Road to collector road standard.
- (b) Mr White is interested in the outcome of this aspect of the Turnstone appeal on the basis that:
  - (i) The Western Road Link is interconnected with the Multi Modal Transport Connections as provided for in Precinct Plan 2, which includes the Potential Future Pedestrian/Cycling Connection which is the subject of Mr White's appeal.
  - (ii) Any amendments to, or outcomes impacting any aspect of Precinct Plan 2 have the potential to affect his property.

11. Mr White agrees to participate in mediation or other alternative dispute resolution of the proceedings.

**DATED** this 17<sup>th</sup> day of June 2020

**ROBERT WHITE** by his solicitor  
and duly authorised agents **BERRY SIMONS:**



**O C Manning**

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