

**IN THE ENVIRONMENT COURT
AUCKLAND REGISTRY**

ENV-2017-AKL-156

IN THE MATTER of the Local Government (Auckland Transitional Provisions) Act 2010 ("**LGATPA**") and the Resource Management Act 1991 ("**RMA**")

AND

IN THE MATTER of an appeal by **THE C N BARBOUR FAMILY TRUST** ("**CNBFT**") under section 156(3) of the LGATPA against a decision of the Auckland Council on a recommendation of the Auckland Unitary Plan Independent Hearings Panel on the proposed Auckland Unitary Plan

BETWEEN **THE C N BARBOUR FAMILY TRUST**

Applicant

AND **AUCKLAND COUNCIL**

Respondent

**NOTICE BY UNIVERSAL HOMES LIMITED OF WISH TO BE PARTY TO AN
APPEAL**

31 October 2017

Solicitors:

S J Simons
Berry Simons
Level 1, Old South British Building
3-13 Shortland Street
PO Box 3144
Auckland 1140
Phone (09) 969 2300
Fax (09) 969 2304
sue@berrysimons.co.nz

To: The Registrar
Environment Court
Auckland

SUBMITTER: UNIVERSAL HOMES LIMITED

1. Pursuant to section 274 of the RMA, Universal Homes Limited ("**UHL**") hereby gives notice of its wish to be party to an appeal by CNBFT against a decision of Auckland Council ("**the Council**") on the Auckland combined plan, now the Auckland Unitary Plan: Operative in Part, ENV-2017-AKL-156.
2. The appeal concerns the Council's acceptance of the Independent Hearing Panel's recommendation that it approve I610.10.1. Redhills Precinct: Precinct plan 1 ("**Redhills Precinct**") on 27 July 2016, and in particular the alteration of certain key transport routes through the Precinct and the amendment of their classification from collector to arterial.
3. UHL is not a trade competitor for the purposes of section 308C of the RMA.
4. UHL is the successor in title of Westgate Joint Venture (previously Westgate Partnership), who made submissions and further submissions on the Redhills Precinct.
5. UHL has an interest in the proceedings that is greater than the interest the general public has, because UHL owns lands affected by the Redhills Precinct. These lands are as follows:
 - (a) Lot 1 DP 173727 (54 – 58 Fred Taylor Drive);
 - (b) Lot 2 DP 64737 (60 Fred Taylor Drive);
 - (c) Lot 1 DP 64737(62 Fred Taylor Drive);
 - (d) Lot 3 DP 52123 (64 Fred Taylor Drive);
 - (e) Lot 4 DP 52123 (66 Fred Taylor Drive);
 - (f) Lot 6 DP 52123 (68 - 70 Fred Taylor Drive);
 - (g) Pt Lot 11 DP 52123 (524 – 526 Don Buck Road, Massey);
 - (h) Lot 10 DP 52123 (528 Don Buck Road, Massey);
 - (i) Lot 9 DP 52123 (530 Don Buck Road, Massey);
 - (j) Lot 2 DP 206623 (536 Don Buck Road, Massey); and
 - (k) Lot 1 DP 94840 (550 Don Buck Road, Massey).

6. UHL takes a neutral stance on the relief sought.

Dated at Auckland the 31st day of October 2017.

Universal Homes Limited by their solicitors and duly authorised agents **BERRY SIMONS:**



S J Simons

ADDRESS FOR SERVICE OF UNIVERSAL HOMES LIMITED

Berry Simons
PO Box 3144
Shortland Street
AUCKLAND 1140

Telephone: (09) 969 2300
Facsimile: (09) 969 2304
Email: sue@berrysimons.co.nz
Contact person: Sue Simons, Partner

