BERRYSIMONS
ENVIRONMENTAL LAW

5 October 2016

The Registrar
Environment Court
AUCKLAND

By email:
unitaryplan.ecappeals@justice.govt.nz

ENV-2016-AKL-000218 –TRANSPOWER NEW ZEALAND LIMITED V AUCKLAND COUNCIL

Please find enclosed a section 274 notice in relation to the above proceeding on behalf of Wesley College Trust Board and Grafton Downs Limited.

Copies of this application have been served on Transpower New Zealand Limited and Auckland Council.

Please do not hesitate to contact the writer should you have any queries.

Kind regards

S J Simons / K Storer
Partner / Associate

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

AND

IN THE MATTER   of an appeal pursuant to
section 156(3) of the Local
Government (Auckland
Transitional Provisions) Act
against a decision on the
Proposed Auckland Unitary
Plan

BETWEEN   **TRANSPOWER NEW
ZEALAND LIMITED**

Appellant

AND   **AUCKLAND COUNCIL**

Respondent

NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS

Dated: 5 October 2016

The Registrar
Environment Court
PO Box 7147
Wellesley St
Auckland

1. **Wesley College Trust Board and Grafton Downs Limited ("Wesley") wishes to be party to the following proceedings:**

   (a)   *Transpower New Zealand Limited v Auckland Council* ENV-2014-AKL-000218

   being an appeal lodged by Transpower New Zealand Limited ("Transpower") under section 156(3) of the Local Government (Auckland Transitional Provisions) Act 2010 in respect of a decision on the extent of the National Grid Corridor Overlay in the Proposed Auckland Unitary Plan.

2. **Wesley has an interest in the proceedings that is greater than the public generally because:**

   (a)   Wesley made submissions and further submissions on the provisions of the Proposed Auckland Unitary Plan relating to the National Grid Corridor Overlay and its extent.

   (b)   Wesley owns approximately 300 hectares of green field land at Paerata North ("the Site") which has been identified as a Special Housing Area. Transpower's 220kv transmission lines to Glenbrook bisect the Site.

   (c)   Wesley obtained a plan variation under the Housing Accords and Special Housing Areas Act 2013 to rezone the Site to enable development of a new town of approximately 5,000 dwellings.

   (d)   The provisions of the National Grid Corridor Overlay will limit Wesley's ability to develop the part of the Site to which it applies.

   (e)   The changes to the extent of the National Grid Corridor Overlay sought by Transpower would extend the overlay over a much greater proportion of the Site, with consequent impacts on Wesley's ability to develop its land.

3. **Wesley is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991 ("RMA").**

4. **Wesley is interested in all the proceedings.**

5. **Wesley opposes the relief sought by Transpower. Without limiting the generality of the foregoing, the reasons for opposition are:**

   (a)   The relief sought does not promote the sustainable management of natural and physical resources in accordance with section 5 of the RMA;

   (b)   The relief sought does not enable the community to provide for its social and economic wellbeing in accordance with section 5(2) of the RMA;

(c)   The relief sought does not provide for the efficient use and development of natural and physical resources in accordance with section 7(b) of the RMA.

6.   **Wesley agrees to participate in mediation or other alternative dispute resolution of the proceedings.**

DATED this   6   **day of October 2016**

WESLEY COLLEGE TRUST BOARD AND GRAFTON DOWNS LIMITED
by its solicitors and duly authorised
agents **BERRY SIMONS**:

S J Simons / K Storer

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