

BEFORE THE ENVIRONMENT COURT
AT AUCKLAND

I MUA I TE KOOTI TAIAO O AOTEAROA

IN THE MATTER of the Resource Management Act
1991

AND

IN THE MATTER of an appeal pursuant to Clause 14 of
the First Schedule of the Resource
Management Act 1991 against the
decision of the Waikato Regional
Council on Proposed Plan Change 1
to the Waikato Regional Plan

BETWEEN **TAUPO DISTRICT COUNCIL**

Appellant

(ENV-2020-AKL-000086)

AND **WAIKATO REGIONAL COUNCIL**

Respondent

**NOTICE OF MATAMATA-PIAKO DISTRICT COUNCIL'S WISH TO BE
PARTY TO PROCEEDINGS UNDER SECTION 274 OF THE RESOURCE
MANAGEMENT ACT 1991**

**BROOKFIELDS
LAWYERS**

A M B Green / B J Cochrane
Telephone No. 09 979 2172
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P O Box 240
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AUCKLAND

TO: The Registrar
Environment Court
Auckland

AND TO: TAUPO DISTRICT COUNCIL
14 Garden Place, Hamilton
PO Box 9169
Waikato Mail Centre
Hamilton 3240

1. Matamata-Piako District Council (**MPDC**) wishes to be a party to the following proceeding concerning an appeal against the decisions on submissions on Proposed Plan Change 1 (Waikato and Waipa rivers) to the Waikato Regional Plan (**PC1**):
 - (a) ENV-2020-AKL-000086 Taupo District Council v Waikato Regional Council (**Appeal**).

Nature of Interest

2. MPDC is:
 - (a) A local authority; and
 - (b) A person who made a submission (submitter ID 73419) and further submission on the subject matter of the proceedings.
3. MPDC is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991 (**RMA**).

Extent of Interest

4. The parts of the proceeding that MPDC is interested are:
 - (a) Policies 12 to 14;
 - (b) Implementation Method 3.11.3.3; and
 - (c) The definition of 'regionally significant infrastructure'.

5. Without derogating from paragraph 4, MPDC is particularly interested in the Appeal so far as it relates to:
- (a) Amending Policy 12 to ensure that offsetting and compensation is only required for the adverse effects of a discharge after reasonable mixing and only for the duration of the relevant consent.
 - (b) Amending Policy 13 (i) (numbered Policy 13 (j) in the Appeal) by deleting the following words in relation to reasonable mixing “may be acceptable as a transitional measure during the life of this Chapter”.
 - (c) Amending Policy 14 to generally apply a 35 year consent duration for regionally significant infrastructure. As identified in the Appeal, regionally significant infrastructure provided by territorial authorities (including MPDC) involves significant levels of investment at great cost to ratepayers and the community. There are community expectations regarding regionally significant infrastructure’s longevity, particularly in relation to wastewater treatment plants.
 - (d) Amending Implementation Method 3.11.3.3 to ensure that monitoring takes into account the resource consents held by operators of regionally significant infrastructure.
 - (e) Amending the definition of ‘regionally significant infrastructure’ to include reference to municipal stormwater systems and networks.

Relief Sought

6. MPDC supports the relief sought in the Appeal because:
- (a) It promotes sustainable management;
 - (b) It enables social, economic and cultural wellbeing;

- (c) It is otherwise consistent with Part 2 of the RMA;
 - (d) It is appropriate in terms of section 32 of the RMA; and
 - (e) Otherwise for the reasons set out in MPDC's submission and further submission on PC 1.
7. MPDC seeks that the relief sought in the Appeal be **granted**.

Mediation

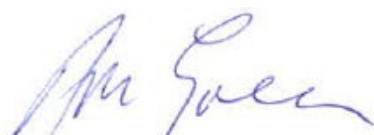
8. MPDC agrees to participate in mediation or other dispute resolution of the proceedings.

Service

9. A copy of this notice has been served on the Respondent and Appellant.

DATED the 29th day of September 2020

**MATAMATA-PIAKO DISTRICT
COUNCIL** by its lawyers and duly
authorised agents **BROOKFIELDS
LAWYERS**



A M B Green / B J Cochrane
Counsel for Matamata-Piako District Council

This section 274 is filed by Andrew Michael Basford Green, solicitor for Matamata-Piako District Council. The address for service of Matamata-Piako District Council is at the offices of Brookfields Lawyers, Tower 1, 9th Floor, 205 Queen Street, Auckland.

Documents for service on Matamata-Piako District Council may be left at the address for service or may be:

1. Posted to the solicitors at PO Box 240, Auckland 1140.
2. Left for the solicitors at Document Exchange for direction to DX CP24134.
3. Transmitted to the solicitors by facsimile to 09 379 3224.
4. Emailed to the solicitors at green@brookfields.co.nz or cochrane@brookfields.co.nz