

**BEFORE THE ENVIRONMENT COURT  
AUCKLAND REGISTRY**

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**ENV-2016-AKL-192**

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

**BETWEEN** KIWI PROPERTY GROUP  
LIMITED  
**Initiator**

**AND** KIWI PROPERTY HOLDINGS  
LIMITED  
**Initiator**

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

**AND** NORTH EASTERN  
INVESTMENTS LIMITED  
**Section 274 party**

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**NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS**

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Dated: 7 October 2016



Cooper Rapley Lawyers

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## **NOTICE OF PERSON'S WISH TO BE PARTY TO PROCEEDINGS**

**To** the Registrar  
Environment Court  
Auckland

I, North Eastern Investments Limited, wish to be a party to the following proceedings:

- (a) ENV-2016-AKL-000192, being an appeal against the Proposed Auckland Unitary Plan by Kiwi Property Group Limited and Kiwi Property Holdings Limited.

I am a person who made a submission about the subject matter of the proceedings

I am not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.

I am interested in part of the proceedings. The part of the proceedings I am interested in is the appeal against the rejection of the hearings panel's recommendations for "amendment of the parking rates for the ...Mixed Use and Terrace Housing and Apartment Buildings Zones to remove maximum and minimum parking rates for all activities within the zones with the exception of retail and commercial activities".

I am interested in the following particular issues:


- (a) The appellants request to have consistent parking requirements for commercial activities across the city.
- (b) We oppose the appellant's appeal in relation to the inclusion of minimum parking rates for the Business Mixed Use Zone. The Independent Hearing Panel recommended that a rules applying to parking loading and access be subject to a standard requiring a minimum parking rate of 1 park per 30 m<sup>2</sup> gross floor area for all

types of retail activity and commercial services in the Business Mixed Use Zone.

- (c) The Decisions of Auckland Council deleted those standards and in the case of “Food and Beverage” and “All other retail” retail replaced them with “No Minimum”. The provision references are Table E27.6.2.3 Parking Rates - area 1 T19 and T20 on page 137 and T20 on page 138. There are also related amendment to E.27.1 Background and E 27.3 Policies.
- (d) The appellant seeks to inclusion of minimum parking rates as recommended by the Independent Hearings Panel.
- (e) We agree with Auckland Council that the removal of the minimum parking rate enables a more efficient use of land, better urban design outcomes and greater support for the public transport network.

I agree to participate in mediation or other alternative dispute resolution of the proceedings.

7<sup>th</sup> October 2016



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John Maassen

Solicitor and duly authorised agent of person wishing to be a party

This document is filed by JOHN WILLIAM MAASSEN, Solicitor for the abovenamed Interested Person of the firm CR LAW. The address for service of the abovenamed Interested Person is 227 Broadway Avenue, Palmerston North.

Documents for service on the abovenamed Interested Person may be left at that address for service or may be:

- (a) Posted to the Solicitor at PO Box 1945, Palmerston North 4440, or
- (b) Left for the Solicitor at a document exchange for direction to DX PP80001, Palmerston North, or
- (c) Transmitted to the Solicitor by email to [jmaassen@crlaw.co.nz](mailto:jmaassen@crlaw.co.nz).