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BARRISTERS AND SOLICITORS

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CONFIRMATION OF EMAIL

3rd November 2017

Dennis Bellamy,
Matamata Piako District Council,
PO Box 266,
TE AROHA 3342.

Email: dbellamy@mpdc.govt.nz

Dear Sir,

re: Calcutta Farms Limited v Matamata Piako District Council

We enclose by way of service a Notice of Wish to be a Party to Proceedings, filed on behalf of our clients D.R & L.M Weatherley and R.A & S.M Johnson.

Yours faithfully,
MAGILL EARL

Per:

pp. Marja Meeter

RECEIVED
- 6 NOV 2017

MATAMATA PIAKO DISTRICT COUNCIL

IN THE ENVIRONMENT COURT AT AUCKLAND

ENV- 2017 – AKL000161

IN THE MATTER OF An Appeal against a decision on a proposed plan
change pursuant to Clause 14(1) of Schedule 1,
Resource Management Act 1991, in particular
Proposed Plan 47 to the Matamata Piako
District Plan

BETWEEN CALCUTTA FARMS LIMITED

Appellant (Submitter)

AND MATAMATA PIAKO DISTRICT COUNCIL

Respondent

NOTICE OF WISH TO BE A PARTY TO PROCEEDINGS

Dated 02 November 2017

MAGILL EARL
SOLICITORS
MATAMATA

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IN THE ENVIRONMENT COURT AT AUCKLAND

ENV- 2017 – AKL000161

IN THE MATTER OF

An Appeal against a decision on a proposed plan change pursuant to Clause 14(1) of Schedule 1, Resource Management Act 1991, in particular Proposed Plan 47 to the Matamata Piako District Plan

BETWEEN

CALCUTTA FARMS LIMITED

Appellant (Submitter)

AND

MATAMATA PIAKO DISTRICT COUNCIL

Respondent

TO The Registrar
 Environment Court
 Auckland

We, DARRYN RAYMOND WEATHERLEY, LOUISE MARGARET WEATHERLEY, RAYMOND ALLAN JOHNSON and SHARON MARIE JOHNSON wish to be a party to the following proceedings:

the Environment Court's Proceedings Number ENV-2017-AKL000161. The parties to the proceeding and the nature of the proceedings are CALCUTTA FARMS LIMITED and the MATAMATA PIAKO DISTRICT COUNCIL as shown on the front page of this form, whereby the Appellant has appealed against the said Council's decision in relation to the Scheme Plan Change No. 47.

We are persons who have made submissions about the subject matter of the proceedings.

We are not a trade competitor for the purposes of Section 308C or 308CA of the Resource Management Act 1991.

We are interested in all of the proceedings of this Appeal and in particular that part of the proceedings which relate to change of zoning to Residential Land, or Future Residential Land, at Banks Road, Matamata.

We are interested in the following particular issues:

1. Darryn Raymond Weatherley and Louise Margaret Weatherley and Raymond Allan Johnson and Sharon Marie Johnson own adjoining blocks of land at Banks Road, Matamata comprising four (4) hectares more or less (each block).

2. The land (briefly described in 1 above) have been determined by the Respondent (as a result of its published decision) to have a change of zoning from its current rural zone designation to Future Residential land zoning.
3. We consider that our blocks of land are the most logical land mass to be next utilised for residential use in Matamata as they lay immediately to the East of the existing residential zone in that area – which have been already substantially infilled with new housing. All of the infrastructure is in place to the boundaries.
4. We are disappointed that the Respondent did not determine these two titles as Residential Land, but we reluctantly consent to the Future Residential zone overlay that the Respondent has determined.
5. We do not want that decision to be prejudiced as a result of the Appellant's Appeal to this Court.

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Signature of person wishing to be a party
(or person authorised to sign on behalf of
person wishing to be a party)

T M Magill

02 / 11 / 2017
.....
Date