

**IN THE ENVIRONMENT COURT OF NEW ZEALAND  
AT WELLINGTON**

**ENV-2023-WLG-**

**I TE KŌTI TAIAO O AOTEAROA  
KI WHĀNGANUI-A-TARA**

**UNDER**

the Resource Management Act  
1991 ("**RMA**")

**AND**

**IN THE MATTER OF**

an appeal against decisions on  
the Central Hawke's Bay District  
Plan under cl 14 of Sch 1 to the  
RMA

**BETWEEN**

**JAMES WILLIAM BRIDGE**

Appellant

**AND**

**CENTRAL HAWKE'S BAY  
DISTRICT COUNCIL**

Respondent

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**NOTICE BY LIVINGSTON PROPERTIES LIMITED  
OF ITS WISH TO BE A PARTY TO PROCEEDINGS**

Dated 27 July 2023

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**Counsel acting:**  
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**NOTICE BY LIVINGSTON PROPERTIES LIMITED OF ITS WISH TO BE  
A PARTY TO PROCEEDINGS**

- To:** the Registrar  
Environment Court  
Auckland, Wellington and Christchurch
1. **Livingston Properties Limited** (“**Livingston**”) wishes to be a party to the following proceedings:
    - An appeal by **James William Bridge** against decisions on the Central Hawke’s Bay District Plan (“**PDP**”).
  2. Livingston is a person who made a submission about the subject matter of that part of the proceedings to which this notice relates, and has an interest in that part of the proceedings which is greater than the interest that the general public has.
  3. Livingston is not a trade competitor for the purposes of ss 308C or 308CA of the RMA.
  4. Livingston is interested in that part of the appeal proceedings relating to PDP Rule GRUZ-S5 (boundary yard setback requirements for buildings on sites within the General Rural Zone).
  5. Livingston **supports** the relief sought in this part of the appeal, to the extent that it is consistent with the relief sought in Livingston’s own appeal regarding PDP Rule GRUZ-S5.
  6. Livingston seeks that Rule GRUZ-S5 be amended to set a five metre (rather than 15 metre) setback from side and rear boundaries for sites created before 25 May 2023, and which are greater than 4,000 m<sup>2</sup>, being the minimum lot size for controlled activity subdivision under the Operative District Plan.
  7. Livingston has an 88 lot residential lifestyle site subdivision approved as a controlled activity under the former (Operative District Plan) subdivision rules, on the understanding that those lots could be developed to within five metres of the site boundary.

8. To the extent that the relief sought in these appeal proceedings as to Rule GRUZ-S5 is inconsistent with the relief sought in Livingston's own appeal, the relief sought in these proceedings is opposed, for the reasons pleaded in Livingston's appeal.
9. Livingston agrees to participate in mediation or other alternative dispute resolution of the proceedings.

**LIVINGSTON PROPERTIES LIMITED** by  
its duly authorised agents:



.....  
Martin Williams

**Date:** 27 July 2023

**Address for service:**

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*Advice*

If you have any questions about this notice, contact the Environment Court in Auckland, Wellington, or Christchurch.