

**BEFORE THE ENVIRONMENT COURT
AT AUCKLAND**

ENV-2018-AKL-000378

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal against the grant of resource consent
under s120 of the Act

BETWEEN **MANOLO ECHAVE**

Appellant

AND **THAMES-COROMANDEL DISTRICT COUNCIL**

Respondent

**NOTICE OF PERSONS WISH TO BE A PARTY TO PROCEEDINGS PURSUANT TO
SECTION 274 OF THE RESOURCE MANAGEMENT ACT 1991**

Dated: 16 January 2019

LACHLAN MULDOWNEY
BARRISTER

P +64 7 834 4336 **M** +64 21 471 490

Office Panama House, 15 Grantham Street, Hamilton

Postal PO Box 9169, Waikato Mail Centre, Hamilton 3240

www.lachlanmuldowney.co.nz

Notice of persons wish to be a party to proceedings pursuant to section 274 of the Resource Management act 1991

To the Registrar
Environment Court
Auckland

Thames-Coromandel District Council, as consent holder, wishes to be a party to the following proceedings:

Echave v Thames-Coromandel District Council ENV-2018-AKL-00378

Thames-Coromandel District Council is a local authority and, as the holder of the resource consent which is the subject of this appeal, has an interest greater than the general public.

Thames-Coromandel District Council is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991.

Thames-Coromandel District Council is interested in all of the proceedings.

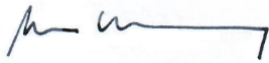
Thames-Coromandel District Council is interested in all of the issues which arise from the reasons given for the appeal, and particularly whether the decision;

1. Has appropriate regard to the health and safety of the community during events held on New Year's Eve at Whangamata;
2. Has appropriate regard for the broader community benefits and economic growth arising from enabling 1 ticketed event as compared to 3 ticketed events including a New Year's Eve event;
3. Represents an efficient use of the physical resource of Williamson Park.

Thames-Coromandel District Council opposes the relief sought because despite the decision imposing conditions of consent which are more restrictive than those sought in its resource consent application;

1. A reasonable balance is achieved between maintaining the amenity of land owners and occupiers near and adjacent to Williamson Park, and the broader community benefits derived from events being held at Williamson Park;
2. The decision enables a range of important community events to occur at Williamson Park, such as the annual Beach Hop and Anzac Dawn Service;
3. The decision recognises that there is no legal restriction against commercial activities at Williamson Park arising from the original gifting of land by the Williamson family;
4. The decision recognises that there are no legal constraints in the Reserves Act, the Reserve Management Plan for Williamson Park, nor the Recreation Passive zone provisions of the District Plan which would prevent Council from allowing any part of Williamson Park to be fenced off for a commercial concert;
5. The decision represents the sustainable management of Williamson Park and the surrounding natural and physical resources, and therefore achieves the purpose of the Resource Management Act 1991.

Thames-Coromandel District Council agrees to participate in mediation or other alternative dispute resolution of proceedings.



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Lachlan Muldowney

Counsel for Thames-Coromandel District Council (in its capacity as consent holder)

14th February 2019

Address for service a person wishing to be a party;

Paul Davies

Legal, Audit and Risk Group Manager

Thames-Coromandel District Council

Private Bag 515 Mackay Street

Thames

Note to person wishing to be a party

You must lodge the original and 1 copy of this notice with the Environment Court within 15 working days after—

- the period for lodging a notice of appeal ends, if the proceedings are an appeal; or
- the decision to hold an inquiry, if the proceedings are an inquiry; or
- the proceedings are commenced, in any other case.

Your right to be a party to the proceedings in the court may be limited by the trade competition provisions in [section 274\(1\)](#) and [Part 11A](#) of the Resource Management Act 1991.

The notice must be signed by you or on your behalf.

You must serve a copy of this notice on the relevant local authority and the person who commenced the proceedings within the same 15 working day period and serve copies of this notice on all other parties within 5 working days after that period ends.

However, you may apply to the Environment Court under [section 281](#) of the Resource Management Act 1991 for a waiver of the above timing or service requirements (see [form 38](#)).