

**BEFORE ENVIRONMENT COURT  
AT AUCKLAND**

**ENV-2022-AKL-000042**

**I MUA I TE KŌTI TAIAO  
TAMAKI MAKAURAU ROHE**

**IN THE MATTER**

of the Resource Management Act 1991

**AND**

**IN THE MATTER**

of an appeal under clause 14 of Schedule 1  
to the RMA against decisions of the  
Waikato District Council on the proposed  
Waikato District Plan

**BETWEEN**

**FONTERRA CO-OPERATIVE GROUP LTD**

Appellant

**AND**

**WAIKATO DISTRICT COUNCIL**

Respondent

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**NOTICE OF HAMILTON CITY COUNCIL'S INTENTION TO BE A PARTY TO  
PROCEEDINGS**

**DATED 22 March 2022**

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**To:** The Registrar  
Environment Court  
Auckland

1. Hamilton City Council (**HCC**) wishes to be a party to the appeal by Fonterra Co-Operative Group Ltd (**Fonterra**) against parts of the decisions of the Waikato District Council (**WDC**) on Proposed Waikato District Plan (**Proposed Plan**).

**Nature of interest**

2. HCC is a local authority, and as such, has an interest in the proceedings that is greater than the interest that the general public has. HCC also made a submission about the subject matter of the proceedings.
3. HCC is not a trade competitor for the purposes of section 308C or 308CA of the Resource Management Act 1991 (**RMA**).

**Extent of interest**

4. HCC is interested in part of the proceedings. The part of the appeal HCC is interested in is set out in **Schedule 1**.


**Relief sought**

5. HCC supports the relief sought by the appellant in the relevant parts of the appeal for the reasons outlined in HCC's appeal and because it:
  - (a) Is consistent with the outcomes sought in Fonterra's appeal;
  - (b) Will promote the sustainable management of the natural and physical resource within the Waikato Region, and is therefore consistent with Part 2 and other provisions of the RMA;
  - (c) Will meet the reasonably foreseeable needs of future generations;
  - (d) Will enable the social, economic and cultural wellbeing of the people of the Waikato Region;

- (e) Will avoid, remedy or mitigate actual or potential adverse effects on the environment; and
- (f) Is the most appropriate way to achieve the objectives of the Waikato Regional Plan in terms of section 32 of the RMA.

**Alternative dispute resolution**

- 6. HCC agrees to participate in mediation or other alternative dispute resolution of the proceedings.



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**L F Muldowney / S K Thomas**  
Counsel for Hamilton City Council

Dated 22 March 2022

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**Advice**

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

### Schedule 1

Relevant part of the appeal	HCC's interest
Policy GRUZ-P13	HCC supports the relief sought. HCC seeks to ensure that any outcomes in this appeal are consistent with the outcomes sought in HCC's appeal. In particular, HCC seeks to ensure that the land resource is protected from both subdivision and land uses that would compromise well-planned and integrated planning of the area and to avoid ad-hoc development outside of defined growth areas.
Policy NOISE-P3	
The insertion of rules requiring sensitive land uses within the noise control boundary (in each affected zone) to acoustically insulate to the standard set out in Appendix APPI – Acoustic Insulation	
Appendix APPI – Acoustic Insulation	
The planning maps relating to the Fonterra noise control boundary	