

Memorandum

21 June 2022

To: Drury East Stage 1 Precinct Expert Consenting Panel
cc: Gen Hewett, Senior Advisor, EPA
From: Russell Butchers, Principal Project Lead, Auckland Council
Subject: Update regarding Drury Private Plan Changes

1. The purpose of this memorandum is to update the Panel in relation to Environment Court appeals filed on the three Drury private plan changes (**PPCs**):
 - a. Private Plan Change 48 by Kiwi Property Holdings No. 2 Limited (**PPC 48**);
 - b. Private Plan Change 49 by Fulton Hogan Land Developments Limited (**PPC 49**);
and
 - c. Private Plan Change 50 by Oyster Capital Limited (**PPC 50**).
2. Twelve appeals were filed with the Environment Court on Friday 17 June 2022 in relation to the three PPCs, as listed below:
 - a. Appeals relating to PPC 48:
 - i. Auckland Transport v Auckland Council
 - ii. Auckland Council (as submitter) v Auckland Council
 - iii. Kāinga Ora v Auckland Council
 - iv. KiwiRail Holdings Ltd v Auckland Council.
 - b. Appeals relating to PPC 49:
 - i. Auckland Transport v Auckland Council
 - ii. Auckland Council (as submitter) v Auckland Council
 - iii. Kāinga Ora v Auckland Council.
 - c. Appeals relating to PPC 50:
 - i. Auckland Transport v Auckland Council
 - ii. Auckland Council (as submitter) v Auckland Council
 - iii. Kāinga Ora v Auckland Council
 - iv. Francisca Josephine Kleinsman v Auckland Council
 - v. KiwiRail Holdings Ltd v Auckland Council.
3. The appeals by Auckland Transport, Auckland Council (as submitter) and Ms Kleinsman relate to the decisions in their entirety. The appeals by Kāinga Ora are limited to the acoustic attenuation provisions in each PPC. The appeals by KiwiRail are limited to matters relating to reverse sensitivity and noise and vibration mitigation for sensitive activities in proximity to the rail network, and the setback of buildings and structures from the railway corridor boundary.
4. Copies of the appeals will be uploaded shortly to the Auckland Council webpages for each PPC at the links below (but can also be provided on request):

<https://www.aucklandcouncil.govt.nz/plans-projects-policies-reports-bylaws/our-plans-strategies/unitary-plan/auckland-unitary-plan-modifications/Pages/details.aspx?UnitaryPlanId=77>

<https://www.aucklandcouncil.govt.nz/plans-projects-policies-reports-bylaws/our-plans-strategies/unitary-plan/auckland-unitary-plan-modifications/Pages/details.aspx?UnitaryPlanId=78>

<https://www.aucklandcouncil.govt.nz/plans-projects-policies-reports-bylaws/our-plans-strategies/unitary-plan/auckland-unitary-plan-modifications/Pages/details.aspx?UnitaryPlanId=79>

Please contact me if any further information is required in relation to the appeals.

A handwritten signature in black ink, appearing to read "Russell Butchers". The signature is fluid and cursive, with the first name "Russell" written in a larger, more prominent script than the last name "Butchers".

Russell Butchers
Principal Project Lead