

BEFORE THE ENVIRONMENT COURT  
AT CHRISTCHURCH

**ENV NO.**

UNDER

the Resource Management Act 1991 (*RMA*)

IN THE MATTER

of an appeal under Clause 14, Schedule 1 of the  
RMA

BETWEEN

**COLONIAL VINEYARD LIMITED**

– *Appellant* –

AND

**MARLBOROUGH DISTRICT COUNCIL**

– *Respondent* –

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**NOTICE OF THE CARLTON CORLETT TRUST'S  
(CURRENT TRUSTEES P J RADICH AND M J RADICH)  
WISH TO BE A PARTY TO PROCEEDINGS UNDER  
SECTION 274 OF THE RESOURCE MANAGEMENT ACT 1991**

**Dated this 3rd day of June 2020**

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SOLICITOR ACTING FOR  
THE s274 PARTY:

**M J RADICH**

FIRM OF SOLICITORS:

RADICH LAW  
21 BELLS ROAD  
P.O. BOX 842  
BLENHEIM

TELEPHONE:

(03) 577 8450

FACSIMILE:

(03) 577 8451

3 June 2020

013870-22

**To:** The Registrar  
Environment Court  
CHRISTCHURCH

1. We, **MIRIAM JOAN RADICH** of Blenheim, Solicitor and **PETER JOSEPH RADICH** of Blenheim, Solicitor as Trustees of the **CARLTON CORLETT TRUST** (*the Corlett Trust*) wish to be a party to the following proceeding:

*Colonial Vineyard Limited v Marlborough District Council  
(ENV-2020-CHC-59) Appeal against the Decision in relation to  
Chapter 12 and Appendix 19 on the Proposed Marlborough  
Environment Plan*

2. The Corlett Trust has an interest in the proceedings that is greater than the interest that the general public has for the reason that the Corlett Trust is the owner and occupier of the land in respect of which the Appellant Colonial Vineyard Limited seeks more restrictive standards and provisions applicable to the land than those which apply pursuant to the Decision of the Respondent.
3. The Corlett Trust is not a trade competitor for the purposes of s308C or s308CA of the Resource Management Act.
4. (a) The Corlett Trust is the owner of lands which are currently farmlands comprising 10.3340 hectares more or less being Lot 2 DP 440534.  
  
(b) The Corlett Trust lands lie to the south of the lands which originally the Appellant owned entirely and which have been subdivided and substantially sold off to purchasers for residential purposes. The Appellant's subdivision is substantially complete and extensive residential housing is in place.  
  
(c) The Corlett Trust land has been zoned for industrial purposes.
5. The Appellant having elected in its subdivision arrangements not to provide for any buffer on its own land sought the placement of a buffer on the Corlett Trust land. The Respondent put in place a buffer of 12 metres and other provisions to provide separation of uses but the Appellant considers that the Decision of Council does not go far enough and has appealed accordingly seeking further buffering and associated provisions as set out in its Notice of Appeal.

6. The Corlett Trust considers that no provision beyond that provided for by the Respondent is required and it opposes the Appeal accordingly.

DATED this 3rd day of June 2020



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**M J Radich**  
**on behalf of the Trust wishing**  
**to be a s274 Party**

**THIS** Notice is filed by **MIRIAM JOAN RADICH** Solicitor for the Trust wishing to be a s274 Party whose address for service is at the offices of Radich Law, 21 Bells Road, Blenheim, email [miriam@radichlaw.co.nz](mailto:miriam@radichlaw.co.nz).

Documents for service on the s274 Party may be left at that address for service or may be:

- (a) Posted to the solicitor at P O Box 842, Blenheim, 7240; or
- (b) Transmitted to the solicitor by facsimile to (03) 577 8451.

**List of Names and Addresses to be served:**

- 1. Marlborough District Council  
Seymour Street  
BLENHEIM

***By email: [kaye.mcilveney@marlborough.govt.nz](mailto:kaye.mcilveney@marlborough.govt.nz)***

- 2. The Appellant  
Colonial Vineyard Limited  
C/- Hardy Jones Clark  
76 High Street  
BLENHEIM 7201

**Attention: Kim Lawson**

***By email: [kim@hjc.co.nz](mailto:kim@hjc.co.nz)***