

5 April 2012

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www.nelsoncitycouncil.co.nz

«Name1»

«Name2»

«Address1»

«Address2»

«Address3»

Dear submitter

PLAN CHANGE A2: NOTICE OF COUNCIL DECISIONS

Council appointed an independent Commissioner to hear and make decisions on submissions on Plan Change A2 to the Nelson Air Quality Plan. These decisions, by Commissioner Sylvia Allan, have now been received by Council and are being publicly notified in the Nelson Mail on 7 April 2012.

Please find enclosed a copy of this public notice and a copy of the Commissioner's *Report and Decisions on Submissions*. Section 4 of her report gives the decisions made in relation to each submission and the reasons for the decisions. Note that there was not a hearing as no submitters wished to be heard.

This is formal service of the Council's decision as required by Clause 11(1) of the First Schedule of the Resource Management Act 1991 (RMA).

Clause 14(4) of the First Schedule of the RMA provides for any submitter or further submitter to appeal any provision or matter that is the subject of their submission to the Environment Court. Appeals must be lodged within 30 working days of receiving this notice with:

The Registrar
Environment Court
PO Box 5027
Lambton Quay
Wellington

The RMA requires that copies of the appeal must also be served upon:

- Nelson City Council (to be served within 30 working days of receiving this letter), and

- Other submitters and further submitters¹ to the same topic of the proposed plan change (to be served within 5 working days of lodging your appeal notice with the Environment Court).

The RMA defines a "working day" as any day except:

- a) a Saturday, Sunday, Good Friday, Easter Monday, Anzac Day, Labour Day, the Sovereign's birthday and Waitangi Day, and
- b) a day in the period beginning on 20 December and ending with 10 January in the following year.

An Environment Court guide to lodging an appeal can be viewed at:

www.mfe.govt.nz/rma/public/plans/index.html.

A copy of the Commissioner's decisions and public notice advising Council's decisions will also be available for viewing at:

- Nelson City Council, Main Reception, Ground Floor, Civic House, 110 Trafalgar Street, Nelson;
- online at www.ncc.govt.nz (search phrase: 'Plan Change A1');
- Elma Turner Library, Halifax Street, Nelson;
- Nightingale Library Memorial, Tahunanui; and
- Stoke Library, Putaitai Street, Stoke.

If you have any queries please don't hesitate to contact me by telephone on (03) 546 0432, or by email at david.jackson@ncc.govt.nz.

Yours sincerely



David Jackson

Principal Adviser – City Development

Enclosed: Public notice advising Council decisions Report and Decisions on Submissions - Plan Change A1 (Nelson Air Quality Plan)

¹ The names and addresses of submitters and further submitters are available in the 'Summary of Submissions' document which can be viewed at the Customer Service Centre, Nelson City Council (110 Trafalgar Street, Nelson) or downloaded from the Council website at www.nelsoncitycouncil.co.nz (search phrase: 'Plan Change A2').