

**BEFORE THE ENVIRONMENT COURT
AT CHRISTCHURCH**

**I MUA I TE KOOTI TAIAO O AOTEAROA
KI OTAUTAHU**

ENV 2020 CHC 065

Under the Resource Management Act 1991
In the matter of an appeal under clause 14 of Schedule 1

Between Levide Capital Limited
Appellant
And Marlborough District Council
Respondent

**NOTICE BY LEVIDE CAPITAL LIMITED WITHDRAWING APPEAL AGAINST
DECISIONS ON LANDSCAPE PROVISIONS OF THE MARLBOROUGH
ENVIRONMENT PLAN**

DATED: 9 AUGUST 2021

Solicitor:
David Dew
Dew & Company Ltd
PO Box 889
BLLENHEIM

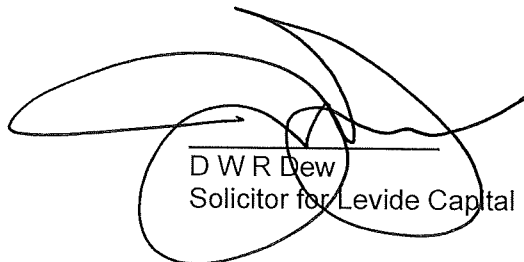
Phone: 64 3 577 8858
Fax: 64 3 577 8780
david@dewco.co.nz

TO: The Registrar of the Environment Court at Christchurch

AND TO: The Respondent and all parties to the appeal by Levide Capital Limited (the Appellant) on the landscape (topic 5, landscape overlay maps 8 & 9) provisions of the Marlborough Environment Plan

1. This document notifies you that the Appellant withdraws that part of its appeal in ENV CHC 2020 033 that is against decisions of the Marlborough District Council on the landscapes provisions of the Marlborough Environment Plan, specifically Environment Court Topic 4, being paragraph 7(b) i) of the Appellant's Notice of Appeal dated 8 May 2020 being the "failure to amend the Wairau Dry Hills Landscape overlay map to fully exclude areas of the Levide property that are not visible to wide viewing" (Levide Submission 907.032; MDC decision Para 235 Topic 5).
2. The balance of the Appellant's appeal and Notice of Appeal is unaffected.
3. The appellant has had confirmation from Marlborough District Council that it takes no issue as to costs.

Dated: 9 August 2021



D W R Dew
Solicitor for Levide Capital Limited (the appellant)