

15 August 2017

Chief Executive
Auckland Council
Private Bay 92300
Auckland 1142

PARTNERS
MANU CHHOTUBHAI BHANABHAI, LL.B.
SENIOR ASSOCIATES
BHARAT CHHOTUBHAI BHANABHAI, LL.B.
LYNETTE MARGARET NICHOLSON, B.A., LL.B. (HONS)
CONSULTANTS
EDWARD CLYDE WHITECHURCH, B.A., LL.B.
DOROTHY MARGARET HANNAH LAING, LL.B.

Level 10
TSB Bank Building
Cnr. Queen & Wellesley Streets
PO Box 5547
Wellesley Street
Auckland 1141
New Zealand
DX CP24016
E reception@dwlawyers.co.nz
F +64 9 309 6389

T +64 9 379 4640

By email: carl.may@developmentauckland.co.nz

Attention: Carl May

Proposed Revocation of Reserve at 129R Bairds Road, Otara – Objection

We refer to your letter dated 11 July 2017 and the Notice of Proposed Revocation of the Reserve at 129R Baird Road, Otara that was published in the Manukau Courier on 13 July 2017.

We act for Trustee Management Limited, which owns a number of the shops at 120A East Tamaki Road and 123 Bairds Road, which back onto the carpark reserve. Our client has surveyed all its tenants and it and they all object to the proposed revocation.

The grounds for the objection generally are as follows:

1. All the shopkeepers have a chronic shortage of carparks for their cars, their employee's cars, for service and delivery vehicles.
2. If the shopkeepers and employees cannot park their vehicles in the carpark reserve they will park and block the access road that surrounds the reserve. This will cause congestion and create risks and danger for the general public as well as stress and delay for shopkeepers/employees and customers.
3. Restricted or obstructed access to the rear of the shops by reclassifying the carpark would create serious hazards and risks in relation to rubbish removal and delivery vehicles.
4. The loss of the carpark would at the very best cause a severe inconvenience and in some cases, hardship. Some of the shops are struggling financially and this proposal may force their closure.
5. The reserve has always been an important amenity appurtenant to the shops and should remain so.

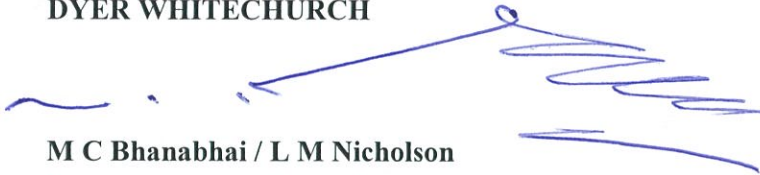
Please forward any reports the Council has in relation to the proposal.

Our client wishes to be heard in support of its objection.

If you would like to discuss any of the above please do not hesitate to contact us.

Yours faithfully

DYER WHITECHURCH

A handwritten signature in blue ink, consisting of a series of loops and a long horizontal stroke, positioned to the right of the typed names.

M C Bhanabhai / L M Nicholson
Partner Senior Associate