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| Report No: | RES11-10-04 |
| File No: | |
| Date: | 13 October 2011 |
| Decision Required | |

REPORT SUMMARY

Report to: Engineering Services Committee
Meeting Date: 27 October 2011
Report Authors: Gary Clark, Transportation Manager
Jim Frater, Property Manager
Subject: Proposal to Vest Land as Road

EXECUTIVE SUMMARY

The Council owns Lot 47 DP 11145 located at 33 Selbourne Avenue, Richmond. The land is held as a local purpose reserve (road). This report recommends that the land be dedicated as a road.

RECOMMENDATION/S

That the Council receives this report and adopts the draft resolutions contained in the report.

DRAFT RESOLUTION

THAT the Engineering Services Committee receives the Proposal to Vest Land as Road Report RESC11-10-04.

THAT pursuant to the requirements of Section 111 of the Reserves Act 1977, the Engineering Services Committee resolves to declare Lot 47 DP 11145 as road as noted in the report RESC11-10-04.

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| Report No: | RESC11-10-04 |
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| Report Date: | 13 October 2011 |
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Report to: Engineering Services Committee
Meeting Date: 20 October 2011
Report Author: Gary Clark, Transportation Manager
Jim Frater, Property Manager
Subject: Proposal to Vest Land as Road

1. PURPOSE

- 1.1 To consider the vesting of Lot 47 DP 11145 as road.

2. BACKGROUND

- 2.1 Lot 47 DP 11145 was acquired by the Council to service a future road connection to land on the eastern side of Selbourne Avenue, Richmond. It is held as a local purpose reserve (road) and is located at 33 Selbourne Avenue. By agreement with the Council an adjoining owner has been allowed to construct an access over this land. A resource consent has been approved for land on the eastern side of Selbourne Avenue and to put effect to that resource consent is now necessary to consider the dedication of Lot 47 DP 11145 as road.

3. PRESENT SITUATION/MATTERS TO BE CONSIDERED

- 3.1 The purpose of holding proposed future roads as local purpose reserves is to ensure that the Council is able to manage development. Generally the Council only agrees to dedicate such reserves as road when it is satisfied that development of the adjoining land is appropriate. In this instance, a resource consent for subdivision has been approved and it may be argued that this is an appropriate time to consider such dedication. Previously the adjoining landowner's access was over a leg in off Hill Street and this will transfer to other property owners with the subdivision. This leg in strip has been used as a popular walkway and protection of this has been negotiated as part of a separate arrangement.

4. FINANCIAL/BUDGETARY CONSIDERATIONS

- 4.1 The process for dedicating local purpose reserve (road) as legal road as set out in Section 111 of the Reserves Act 1977 which provides for a resolution of the local authority to be lodged with the land registrar and this effectively dedicates

the reserve as a road. The costs of undertaking this process are expected to be in the nature of \$1,000 plus GST. This can be managed from existing budgets.

5. OPTIONS

5.1 There are two options available to the Council. The first is to do nothing and the second is to agree to dedicate the land as road.

6. PROS AND CONS OF OPTIONS

6.1 Doing nothing will see the land remain as a local purpose reserve (road). This will effectively stymie future development in this area. The dedication of this land as road is considered to be sensible and timely.

6. SIGNIFICANCE

6.1 This subject is not a significant decision according to the Council's Significance Policy.

7. RECOMMENDATION

7.1 It is recommended that the Council agree to dedicate Lot 47 DP 11145 as road.

8. DRAFT RESOLUTION

8.1 THAT the Engineering Services Committee receives the Proposal to Vest Land as Road Report RES11-10-04

8.2 THAT pursuant to the requirements of Section 111 of the Reserves Act 1977, the Engineering Services Committee resolves to declare Lot 47 DP 11145 as road, as noted in the report RESC11-10-04.

Appendices:

Appendix 1: Map showing land to be vested as road