

4. PROPOSED ROAD STOPPING – DISPOSAL OF REDUNDANT ROAD – CRICHTON TERRACE

Officer responsible Property Manager	Author Dave Falls, Property Services Officer, DDI 941-8580 - RO-008-116
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The purpose of this report is to seek the Board's recommendation for the Council's approval to proceed with the road stopping procedure under the Local Government Act 1974 for a portion of legal road; as described in the schedule hereto and identified by the Spreydon/Heathcote Community Board at its 5 September 2000 meeting to stop the road and dispose of the land as being surplus to requirement and recommended for stopping and disposal. The proposed road stopping is not shown in the Notified City Plan.

A copy of the SO 325424 plan is attached.

Negotiations between the Council officers and the adjoining land owners have concluded for the sale of the land, subject to a successful road stopping procedure. Any agreement between the Council and adjoining landowners will be subject to (as a condition precedent) the Council resolving to complete the road stopping procedures under Sections 319(h), 342(l)(a), 345(l)(a)(i), 345(2) of the Local Government Act 1974. Section 345 of the Local Government Act 1974 specifies that the price of any stopped road land is to be fixed by a valuer appointed by the Council.

The tenth schedule of the Local Government Act sets out a public process for the stopping of road. If there are objections to the road stopping then this matter will be referred back to the Council for further consideration.

SCHEDULE

Plan	Shown	Adjoining	Title Reference	Area
SO 325424	Section 1	Lot 2 DP 26339	8A/1090	127 m ²

RESOLUTION

Provided that no objections are received to the road stopping through the road stopping process set out in the tenth schedule to the Local Government Act 1974, the Council resolves as follows:

- (a) Pursuant to the provisions of Section 319(h) and 342(l)(a) of the Local Government Act 1974, the Christchurch City Council resolves to stop that portion of road as shown on the plan and described in the Schedule hereto.
- (b) Pursuant to section 345(l)(a)(i) and 345(2) of the Local Government Act 1974, the Christchurch City Council resolves to sell that portion of road as shown on the plan and described in the Schedule hereto to the adjoining landowners, subject to the protection of existing services by easement.

REASON FOR THE ROAD STOPPING

This portion of the road is narrow owing to the topography of the land, and the opportunity to widen the roadway is limited to within the current legal road width. The current situation enables road users to travel at a slow speed, and any widening of the road would not be supported.

Staff

Recommendation: That the above resolution be adopted.

Chairman's

Recommendation: That the officer's recommendation be supported.