

1. **PROPOSED ROAD STOPPING: (APPROVAL IN PRINCIPLE) - DISPOSAL OF REDUNDANT ROAD\ROTHERHAM STREET**

Officer responsible City Streets Manager	Author Martin Maguire, Community Advocate, DDI 372 2501
Corporate Plan Output: Roading Land page 9.5. text.14	

The purpose of this report is to draw Council's attention to the reconsideration, by the Community Board, of a report to the 5 September 2001 meeting of the Board when a decision was made to recommend, to Council, the commencement of legal procedures to stop a portion of legal road for disposal to the adjoining owner.

On division, the Board had decided (5 September 2001) to recommend that Council approve, in principal, commencement of the process, in accordance with the provisions of Section 345 of the Local Government Act 1974.

Subsequent to the Board decision, a Board member expressed some disquiet about the process in reaching this decision; accordingly the Board Chairperson called a special meeting of the Board, in accordance with Section 2.18.17 of Standing Orders to review the 5 September 2001 decision.

To assist the Board, the Legal Services Manager (Peter Mitchell) and Property Services Officer (Dave Falls) were in attendance.

Helen Broughton reaffirmed her earlier (5 September 2001) concerns that the community had not been involved in any community consultation with respect to commercial/retail development plans for this area of Riccarton, and of any consequences such as this proposed stopping of Rotherham Street. She sought to have this issue "lie upon the table".

In supporting this, Neville Bennett questioned whether this was in fact, "a redundant road"; also, that there was a need for further consultation and that any Council/Westfield New Zealand Ltd negotiations should be tabled.

There was some sympathy to the need "to consult", from members. Accordingly, the Board considered two additions, by way of amendment, to the 5 September 2001 recommendation.

Bob Shearing moved, seconded by Mary Corbett, that the first addition be:

"That Westfield New Zealand Ltd indicate their future development proposals for the site."

On being put to the meeting the amendment was **carried** by Division 1 by six votes to two; the voting being:

For (6): Paddy Austin, Mary Corbett, Alison Wilkie, David Buist, Bob Shearing, and Mike Mora.

Against (2) Helen Broughton and Neville Bennett.

Paddy Austin then moved, seconded by Bob Shearing, that the second addition be:

"That, following receipt of the information from Westfield New Zealand Ltd, together with a report from the Property Manager, the Community Board will initiate a community consultation process prior to the next step in the property flow chart."

On being put to the meeting the amendment was **carried** by Division 2, by 6 votes to 2, the voting being:

For (6): Paddy Austin, Mary Corbett, Alison Wilkie, David Buist, Bob Shearing, and Mike Mora.

Against (2) Helen Broughton and Neville Bennett.

Recommendation:

1. That the Council approve in principle the stopping and disposal of the portion of Rotherham Street as shown as Sections 1 & 2 on plan S24246/1 owned on either side by Westfield New Zealand Ltd in accordance with the provisions of Section 345 of the Local Government Act 1974; and
2. That Westfield New Zealand Ltd indicate their future development proposals for the site.
3. That following receipt of the information from Westfield New Zealand Ltd, together with a report from the Property Manager, the Community Board will initiate a community consultation process prior to the next step in the property flow chart.