

## 6. EASEMENTS OVER PROPOSED RESERVES AT 94 GRANTS ROAD

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Corporate Plan Output: Consents (9.4.8)	

The purpose of this report is to request the Council's consent under section 48 of the Reserves Act 1977 to the creation of drainage easements over land that will vest in the Council as recreation reserve and road reserve.

The request for the creation of the easements has arisen as a consequence of a proposed subdivision for Ben Vista Holdings Limited at 94 Grants Road, Christchurch. As part of that subdivision, Lots 18 and 19 (as shown on the tabled plan) will vest in the Christchurch City Council as recreation reserve under the Reserves Act 1977 and road reserve respectively.

The Subdivisions Unit recommend that easements shown as K, L & M be registered to protect the drains.

The Council has previously not required compensation for easements granted over reserves when the creation of those easements is as a consequence of the land being vested in the Council as part of a subdivision. Officers consider that it would be inappropriate to require compensation on this occasion.

The Minister of Conservation's consent will also be required for the creation of the easements over the recreation reserve. This will be obtained prior to the easements being registered in the Land Transfer Office.

- Recommendation:**
1. That the Council consent, pursuant to section 48 of the Reserves Act 1997, to the creation of drainage easements over parcels K, L and M on the attached plan.
  2. That the easement document record that all pipes must be laid underground.
  3. That the Council resolve not to publicly notify the creation of the easements as:
    - (a) The reserves (Lots 18 and 19 on the tabled plan) are not likely to be materially altered or permanently damaged by the creation of the easements;
    - and
    - (b) The rights of the public in respect of the recreation reserve are not likely to be permanently affected by the creation of the easements.