

1. TRANSFER OF LAND – LAW LANE

Officer responsible Property Manager	Author Dave Falls, Property Services Officer, DDI 371-1580
Corporate Plan Output: Roading Unit Capital Output – New Assets (Fixed Assets)	

The purpose of this report is to recommend to the Council that the transfer of a Council owned accessway to the adjoining owner be approved.

In 1988 the Council resolved to revoke the reservation for road over part of Drayton Drive and exchange the land for the 10m wide accessway which became known as Law Lane to provide vehicular access to the adjoining land. The owners of this adjoining land have now submitted an application to subdivide their land into residential lots with access via Law Lane.

While the subdivision could be adequately serviced by rights of way over the Council land, it is suggested the Council land be transferred to the developers as an access lot to service their land. The benefits to the Council in this action would be as follows:

- (a) No road construction cost payable by the Council.
- (b) No ongoing roading maintenance cost to be met by the Council.
- (c) No easements to be created and administered by the Council.
- (d) The total responsibility for the keeping of the accessway clear would be the responsibility of the users of the right of way.
- (e) The owners have agreed to pay the costs incurred by the Council in transferring the land, estimated to be \$2,000.

It should be noted the costs for forming the right of way are estimated to be \$20,000 to \$30,000.

For the above reasons it is recommended that the accessway be transferred to the adjoining owner. In order for the transfer to be undertaken it will be necessary to adopt a formal resolution pursuant to Section 230 of the Local Government Act 1974.

Recommendation: 1. That the following resolution be adopted:

Resolution

Pursuant to Section 230 of the Local Government Act 1974 the Christchurch City Council hereby resolves to dispose of the land described in the following Schedule:

Schedule

All that parcel of land containing 1056m² or thereabouts being Lot 4 DP 54110 contained in CT 32B/83.

- 2. That the 1056m² area of Council land be incorporated in the proposed subdivision as an access lot, subject to the subdivider meeting the agreed costs.