

6. PROPOSED ROAD STOPPING: ADJOINING 272 MAIN ROAD

Officer responsible Facility Assets Manager	Author Stephen Cribb, Property Consultant, DDI 941 8520
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The purpose of this report is to start the legal procedures necessary to stop a portion of legal road.

REASON FOR THE ROAD STOPPING

The land is situated alongside and occupied by No. 272 Main Road and is 4.0 metres in width. The owners at No. 272 Main Road have approached the Council and asked if they can purchase part of the road adjoining the frontage of their property, which is no longer required by the Council for road purposes. The land is not formed as road but occupied by the adjoining owners. The plan is attached.

Negotiations between Council officers and the adjoining land owners have been satisfactorily concluded subject to a successful road stopping procedure.

Transport and City Streets Unit agrees with this proposal.

The proposed road stopping is not shown in the Notified City Plan.

PURPOSE TO WHICH THE STOPPED ROAD WILL BE PUT

The portion of road when stopped, will be sold to the adjoining owners pursuant to section 345(1)(a)(i) of the Local Government Act 1974 and amalgamated with their certificate of title pursuant to section 345(2) of the Local Government Act 1974.

SCHEDULE

Portion of Main Road being all that parcel of land situated in the City of Christchurch and shown as "Road to be Stopped" and described as follows:

Plan	Shown	Adjoining	Title Reference	Area
SO 336941	Section 1	Lot 2 DP 5032	CT 450/122	106m ²

RESOLUTION

Approval, in principle, was recommended by the Board and confirmed by the Council at its 20 November 2003 meeting, to dispose of the unformed portion of Main Road. The land is not required for road purposes because the land is 14 metres in elevation above the existing road and 10 metres away from the existing footpath.

Prior to sale the following resolution is necessary to initiate the stopping action:

Pursuant to the provisions of sections 319(h) and 342 of the Local Government Act 1974, the Christchurch City Council hereby resolves to stop that portion of road as shown on the plan and described in the Schedule hereto.

Staff

Recommendation: That the Board recommend to the Council that:

1. The above resolution be adopted.
2. The stopped road be sold to the adjoining owners pursuant to section 345(1)(a)(i) of the Local Government Act 1974 and amalgamated with their certificate of title pursuant to section 345(2) of the Local Government Act 1974.

Chairperson's Recommendation: That the recommendation be adopted.