

#### 4. PENTONVILLE ROAD LEGALISATION

<b>General Manager responsible:</b>	General Manager City Environment
<b>Officer responsible:</b>	Don Munro, Transport and City Streets Unit Manager
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##### **PURPOSE OF REPORT**

1. The purpose of this report is to seek the Community Board's recommendation to Council to authorise existing road reserve (Lot 12 DP 54677) to be dedicated as road pursuant to Section 111 of the Reserves Act 1977.

##### **EXECUTIVE SUMMARY**

2. The Worsley Farm Limited Subdivision at Westmoreland is currently being undertaken in stages and the work on stage 1 is substantially completed. A copy of the subdivision plan is attached for information.
3. The subdivision includes the extension of Pentonville Close and the construction of a road on road reserve Lot 12 DP 54677. This lot was created in the previous subdivision for roading purposes, and is owned by the Council.
4. The road construction has now been completed on the road reserve (Lot 12 DP 54677), and the dedication of this road reserve as road, is required.
5. This dedication is needed prior to the Stage 1 subdivision plan being deposited with Land Information New Zealand to enable titles to issue.
6. The Council has the ability to dedicate the road reserve as road under Section 111 of the Reserves Act 1977.
7. Any costs associated with the dedication process will be met by Worsley Farm Limited.

##### **FINANCIAL AND LEGAL CONSIDERATIONS**

8. All costs associated with the dedication process are to be met by Worsley Farm Limited.
9. Section 111 Reserves Act 1977 – Road reserve may be dedicated as a road:  

This Section says that, where any land is vested in any local authority for the purposes of a road reserve and the land is required for the purposes of a road, the land may be dedicated as a road by resolution of the local authority.
10. The Community Board does not have authority to resolve in respect of "existing road reserve" to "road" dedication; such decisions need to be made by the full Council. The Board does however have recommendatory powers.

##### **STAFF RECOMMENDATION**

That the Board recommend to the Council that pursuant to Section 111 of the Reserves Act 1977, the Christchurch City Council hereby resolves to dedicate the existing road reserve more particularly described as Lot 12 DP 54677, as a road.

##### **CHAIRPERSON'S RECOMMENDATION**

That the staff recommendation be supported.