

## 1. PROPOSED ROAD STOPPING: 59 CLIFTON TERRACE

The purpose of this report is to obtain the Council's approval to start the legal procedures necessary to stop a portion of legal road. This report was referred to the Board for its recommendation as the portion of legal road is in the Ferrymead Ward.

The owners at number 59 Clifton Terrace have asked the Council if they can purchase part of the unformed road adjoining their property frontage (see attached plan). The proposed road stopping is not shown on the Notified City Plan.

At its meeting on 26 February 2004 the Council gave approval in principle to the stopping and subsequent disposal of the unformed portion of Clifton Terrace, on the basis that the land was not required for roading purposes, because of its elevation 4 metres below the existing road and footpath.

Negotiations between Council officers and the adjoining land owners have been satisfactorily concluded for a sale at the price assessed by a Council appointed independent registered valuer, subject to the successful conclusion of the road stopping procedure.

The Transport and City Streets Unit agrees with this proposal.

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

### RESOLUTION

*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.*

### REASON FOR THE ROAD STOPPING

The Council has received a request from the adjoining owners to purchase the land, which is no longer required by the Council for road purposes.

### 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.

The land is situated alongside 59 Clifton Terrace and is 7.4 metres in width on the northern boundary.

### SCHEDULE

Portion of Clifton Terrace being all that parcel of land situated in the City of Christchurch and shown as "Road to be Stopped" on the attached plan and described as follows:

Plan	Shown	Adjoining	Title Reference	Area
SO 339543	Section 1	Lot 1 DP 5154	CT 318/182	100m <sup>2</sup>

### Board

#### Recommendation:

1. That the above resolution be adopted.
2. That 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.