

6. AN APPLICATION BY A AND T BURNSIDE, 1 YELLOWSTONE CRESCENT FOR THE COUNCIL TO SUPPORT THE LODGEMENT OF A SURVEY PLAN WITH LAND INFORMATION NEW ZEALAND BY A AND T BURNSIDE TO CREATE A SEWAGE EASEMENT OVER COUNCIL RESERVE THAT ADJOINS THEIR PROPERTY

The Policy and Leasing Officer sought the approval of the Board for an application by A and T Burnside for an easement in gross for the drainage of foul water over the adjacent Council recreation reserve being Lot 141 DP 36942, which is located on the corner of Lakewood Drive and Yellowstone Crescent. This easement is required to cover an existing sewer pipe laid through the reserve.

The Board **resolved** to agree to the proposal that A and T Burnside be granted an easement in gross for the drainage of foul water in accordance with Section 48(1) of the Reserves Act 1977 over approximately 4m² (the easement being approximately 2m wide by 2m long), of Lot 141 DP 36942 as shown in the attachments to the agenda, subject to the following conditions:

1. That the applicant lodges a survey plan of the proposed easement with Land Information New Zealand within three months of the granting of the easement.
2. That the applicant registers the easement as required by the Reserves Act 1977.
3. That the Council is not responsible for the maintenance or replacement of the existing or intended drainage on adjoining residential lots that connects and run through Council reserve, being Lot 141 DP 36942.
4. That the applicant pays all the Council costs required in processing this application.
5. That the approval of the Minister of Conservation is obtained.