

13. 10. 2005

**RICCARTON/WIGRAM COMMUNITY BOARD  
13 SEPTEMBER 2005**

**A meeting of the Riccarton/Wigram Community Board  
was held on Tuesday 13 September 2005 at 5.00pm**

**PRESENT:** Neville Bennett (Deputy Chairperson), Helen Broughton,  
Lesley Keast, Mike Mora, Bob Shearing and Tony Sutcliffe.

**APOLOGIES:** Apologies for leave of absence was received from Peter Laloli.

Mike Mora left the meeting at 5.40pm and was absent for clauses 1,  
5, 6 and 7.

The Board reports that:

**PART A – MATTERS REQUIRING A COUNCIL DECISION**

**1. DECLARING LAND TO BE ROAD – GOULDING AVENUE**

<b>General Manager responsible:</b>	General Manager City Environment
<b>Officer responsible:</b>	Transport and City Streets Manager
<b>Author:</b>	Deborah Harris, Property Consultant, DDI 941-8940

**PURPOSE OF REPORT**

1. This purpose of this report is to seek the Council's consent pursuant to Section 114 of the Public Works Act 1981, to declare as road an existing segregation strip (Part Lot 1 and Part Lot 2 DP 14080) adjoining the Dress-Smart redevelopment in Goulding Avenue.

**EXECUTIVE SUMMARY**

2. The Dress-Smart Mall, situated in Hornby and bounded by the Main South Road (SH 1), Shands Road and Goulding Avenue, is currently being redeveloped.
3. Part of the redevelopment involves the construction of a new exit point onto Goulding Avenue as depicted in Attachment 1.
4. In order to facilitate the new exit point, three pin oak trees, shown on the plan, were required to be removed from the road berm. The Community Board recommended to the Council that the application for removal of the trees be declined. However at its meeting on 16 December 2004, the Council approved the removal.
5. The bold line on the plan delineates the location of a segregation strip or, as it is more commonly known, a link strip. The segregation or link strip is held, in this case, by the Council to prevent vehicular access to and from the site via Goulding Avenue.
6. In order to create legal access to the Dress-Smart site, the segregation strip needs to be removed by way of declaring the area as road.
7. By way of granting the resource consent and the removal of the pin oak trees, the Council has accepted that the subject area will be developed as an access point to Goulding Avenue.
8. It is therefore recommended that pursuant to Section 114 Public Works Act 1981, the Council resolve to declare the segregation strip to be road, thereby removing the legal impediment to the area being used for access.

1 Cont'd

**FINANCIAL AND LEGAL CONSIDERATIONS**

9. The applicant for the Dress-Smart development is to pay appropriate compensation to the Council for the removal of the segregation strip, and the reasonable costs incurred by the Council in this matter. At the time of writing this report the amount of compensation was still to be determined.
10. The Community Board does not have authority to consent to declare land to be road - such consent needs to be given by the full Council. The Board has, however, recommendatory powers to the Council.
11. Section 114 Public Works Act 1981 – Declaring land to be road:

This section says that, subject to the consent of the territorial authority in whose district the land is situated, the Minister of Lands may, by notice in the Gazette, declare any land to be road.

**STAFF RECOMMENDATION**

It is recommended that pursuant to Section 114 of the Public Works Act 1981, the Christchurch City Council consent to the 10 square metre segregation strip, more particularly described as Part Lot 1 and Part Lot 2 DP 14080 contained in Certificate of Title CB748/78, being declared road and vested in the Christchurch City Council.

**BOARD RECOMMENDATION**

The Board reluctantly recommends that the staff recommendation be adopted.

**BOARD COMMENT**

The Board expressed its concern about the piecemeal implementation of the non-notified resource consent relating to this site, and its implications for the Hornby community.

**PART B – REPORTS FOR INFORMATION**

**2. RESIDENTS' ASSOCIATION UPDATE**

Time has been allocated at Board meetings for resident association representatives to address the Board on local matters.

Mr Alec Ford, of the Deans Avenue Precinct Society, was in attendance. Issues discussed included the positive progress on the sale yard's designation and the Blenheim Road deviation.

**3. HALSWELL RESIDENTS' ASSOCIATION – HALSWELL NO. 7 BUS SERVICE**

The Board **resolved** to accept a supplementary item seeking speaking rights for a deputation from the Halswell Residents' Association.

Mrs Faye Parfitt and Mr David Chamberlain (accompanied by Mr Robert Rowe) made a presentation seeking the Board's support for their request to Environment Canterbury "... to achieve a direct bus route from Halswell to the Christchurch Public Hospital."

The Association had previously made a presentation, supported by Council representatives, to the Public Transport Portfolio Committee of Environment Canterbury. The Association has since been advised that the Committee was not, however, recommending a change in the No. 7 bus route to include the hospital.

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**3 Cont'd**

The Board **decided**:

- (a) To support the continued action by the Halswell Residents' Association to secure a direct bus service from Halswell to the Christchurch Public Hospital.
- (b) To send a deputation to make further representations to Sir Kerry Burke and Bob Kirk (ECan ward councillors) to promote this issue of a direct bus service.
- (c) That the Board representatives on that deputation be Helen Broughton, Lesley Keast and Bob Shearing.
- (d) To seek speaking rights at the 29 September 2005 meeting of Environment Canterbury for the Board, Halswell Residents' Association and other interested parties.

**PART C – DELEGATED DECISIONS TAKEN BY THE BOARD**

**4. CONFIRMATION OF REPORTS TO COUNCIL: 29 AND 31 AUGUST 2005**

It was **resolved** that the reports of the Board's meetings of 29 and 31 August 2005 be confirmed as true and accurate records of those meetings.

**5. RESOLUTION TO EXCLUDE THE PUBLIC**

The Board **resolved** that the draft resolution to exclude the public, set out on page 8 of the agenda, be adopted.

**6. RICCARTON/WIGRAM TRANSPORT AND ROADING COMMITTEE  
REPORT OF 2 SEPTEMBER 2005 MEETING**

In accordance with the recommendations made by the Riccarton/Wigram Transport and Roothing Committee, the Board **resolved** to adopt recommendations 6(a), (b), (c), (d) and (f) as set out in clause 6 of the Committee's 2 September 2005 report to the Board, together with the staff recommendations relating to the Goulding Avenue no parking restrictions in the attachment to clause 5 of the Board's agenda (which the Committee had sought some additional information on).

The meeting concluded at 7.00 pm

**CONSIDERED THIS 28TH DAY OF SEPTEMBER 2005**

**PETER LALOLI  
CHAIRPERSON**