

## 17. ROAD LEGALISATION: ST LUKES STREET



<b>General Manager responsible:</b>	General Manager City Environment, DDI 941-8656
<b>Officer responsible:</b>	Transport & Greenspace Manager
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### PURPOSE OF REPORT

1. The purpose of this report is to request the Council to approve the dedication of an existing road reserve (Lot 35 DP 370714) as road pursuant to Section 111 of the Reserves Act 1977.

### EXECUTIVE SUMMARY

2. The road reserve was required as part of the subdivision of a block of land fronting 21 St Luke Street. The reserve was acquired in anticipation of a potential internal road eventually being constructed to extend St Luke Street to connect with St John Street in order to service a large area of landlocked land adjoining the Linwood Canal.
3. Horncastle Homes subsequently purchased the property and have developed it into 26 sections which have all been sold as land and home packages with most of the houses having been completed.
4. The subdivision plan cannot deposit until such time as the Council passes an appropriate resolution under Section 111 of the Reserves Act 1977 to dedicate the parcel of land as road.

### FINANCIAL AND LEGAL CONSIDERATIONS

#### Financial

5. All costs associated with the dedication process are to be met by Horncastle Homes Ltd.

#### Legal

6. Section 111 of the Reserves Act 1977 provides that where any land is vested in any local authority for the purpose of a road reserve and the land is required for the purposes of a road, the land may be dedicated as road by resolution of the local authority.

### STAFF RECOMMENDATION

It is recommended that pursuant to Section 111 of the Reserves Act 1977, the Christchurch City Council hereby resolve to dedicate Lot 35 DP 370714 containing 163m<sup>2</sup> being all of the land in Certificate of Title 294796 as road.