


1. **ROAD STOPPING UNFORMED ROTHESAY ROAD CORRIDOR
(ASTON DRIVE EXTENSION TO BOWER AVENUE)**



General Manager responsible:	General Manager City Environment, DDI 941-8656
Officer responsible:	Acting Transport and City Streets Manager
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PURPOSE OF REPORT

1. The purpose of this report is to seek the Council's approval that, pursuant to the provisions of Sections 319(h) and 342 of the Local Government Act 1974, it resolve to stop that portion of road as shown on the plan described as Section 1 on SM 1622-02, comprising an area of 2.4200 ha (see plan attached).

EXECUTIVE SUMMARY

2. In July 2004 the Council approved the stopping in principle of the unformed section of Rothesay Road between Willoughby Lane and Bower Avenue. When stopped, the land will be formally amalgamated with the adjoining Bottle Lake Forest Park.
3. A big portion of this section of unformed Rothesay Road is identified as "Road to be Stopped" in the City Plan (refer to Volume 3, plans 19B and 20B). The adjoining land and residential property is now fully developed with alternate road access and frontage.
4. Final survey of the land is near complete and a formal resolution to stop the road is now required before Council can action the necessary procedures under the Local Government Act.

FINANCIAL AND LEGAL CONSIDERATIONS

5. The Board does not have delegated authority to authorise the commencement of a road stopping process under the provisions of the Local Government Act. Such decision needs to be made by the full Council.
6. The owners of 32 properties adjoining the subject portion of Rothesay Road have been notified by letter of the proposal and were given the opportunity to submit their comments in this regard. Council received 11 letters from adjoining owners in support of the road-stopping proposal.
7. The privately owned properties adjoining the unformed section of Rothesay Road are being served by Willoughby Lane, Cobblewood Court, Millcroft Place and Forest Drive. No objections have been received to date.

STAFF RECOMMENDATION

That the Board recommend to the Council that, pursuant to the provisions of Sections 319(h) and 342 of the Local Government Act 1974, Council resolve to stop that portion of legal road described as Section 1 SM 1622-02 having an area of 2.4200 ha and when stopped that the land be amalgamated with the adjoining Bottle Lake Forest Park.

BOARD RECOMMENDATION

That the staff recommendation be adopted.