

**13. LEGALISATION OF LAND AS ROAD
QEII DRIVE/MAIN NORTH ROAD TO GRIMSEYS ROAD**

RR 9303

R Map Reference: C11

<p>Officer responsible City Streets Manager</p>	<p>Author Weng-Kei Chen, Asset Policy Engineer Mike Calvert, Planning Policy Engineer Lester Reilly, Team Leader City Design Steve Cribb, Property Services Officer</p>
<p>Corporate Plan Output: Roading Land page 9.5.text.14</p>	

The purpose of this report is to inform the Board of the procedures necessary to legalise land as legal road and at the same time dispose of some surplus roading land. This section of road is a part of the ring road system and was constructed in 1995.

The legalisation of road and disposal of surplus roading land is being referred to the City Services Committee for recommendation.

LAND OWNERSHIP

The schedule sets out the land ownership the sitings of which are shown on attachment. It is proposed to classify all the parcels of land for the purpose of Road Diversion.

When all of the land is held by the Council for this purpose a legal survey will be carried out to create a link strip (0.2 m in width) on both sides of the road against the property boundaries. This link strip will restrict access from the adjoining owners to QEII Drive which is a major arterial road. This link strip will be held in Council ownership. The balance of the land will be legalised as road.

SCHEDULE

**Road Legalisation
Queen Elizabeth II Drive
Main North Road to Grimseys Road**

Parcel No	Description	CT	Area	Owner
1	Pt 1 DP 14581	524/120	48 m ²	CCC for Electrical Substation
2	Lot 3 DP 68795 and Pt Lot 1 DP 74636	41B/731	1.3409	CCC for road diversion
3	Lot 21 DP 27176	Pt 1C/293 (cancelled)	908 m ²	Local Purpose (Road) Reserve CCC
4	Lot 20 DP 46723	Pt 8B/16 (cancelled)	1272 m ²	Local Purpose (Road) Reserve CCC
5	Lot 19 DP 38934	8A/1291	1094 m ²	Local Purpose (Road) Reserve CCC
6	Lot 37 DP 33872	Pt 1C/706 9F/883546/66	2006 m ²	Local Purpose (Road) Reserve CCC
7	Lot 13 DP 49033	28A/965 (cancelled)	3658 m ²	Purpose of a road (Crown) (Easements)
8	Lot 37 DP 29668	Pt 1C/706 (cancelled)	3429 m ²	Local Purpose (Road) Reserve CCC

9	Pt 37 DP 29668 (‘B’ SO 18007)	Gas 1989p 5585	12 m ²	Revoked Reserve CCC
10	Road ‘A’ SO 18545	Gaz 1991/1360	100 m ²	Road vested in Crown
11	Section 1 SO 18007	A 073689/1	153 m ²	Stopped road CCC
12	Pt Lot 1 DP 74636	41B/731	393 m ²	CCC for road diversion

LAND FOR DISPOSAL

The owners at No 25C Ramore Place adjoin the parcel of land shown as ‘12’ on the above schedule. They have expressed a wish to purchase the land and amalgamate it with their Certificate of Title. The parcel of land is situated at the back of No 25C Ramore Place and adjacent to a new development consisting of three dwelling units. This land is surplus to roading needs and could be disposed of.

ROAD RESERVES

Parcels 3-6, 8 and 9, are Local Purpose (Road) reserves under the Reserves Act and this reservation will be required to be revoked before the land can be declared as ‘Road’ or ‘Road Diversion’. It is proposed to action this change pursuant to Section 52 of the Public Works Act. Parcel 7 will require to be vested in the Council for ‘Road Diversion’ pursuant to Section 52 of the Public Works Act.

ROAD TO BE STOPPED

Parcel 10 is a piece of legal road vested in the Crown. To enable the creation of a link strip against the adjoining property on the south side it will be necessary to stop this portion of road first. It is recommended that this portion of road be stopped pursuant to Section 116 of Public Works Act 1981.

RESOLUTIONS

In order to proceed with land legalisation and land disposal, it is necessary for the Council to adopt the following resolutions:

1. That pursuant to Section 52 of the Public Works Act 1981 the City Manager requests the Minister of Conservation by notice in the Gazette to declare the land shown as parcels 1, 3-11 on the attached schedule be set apart for ‘Road Diversion’ and vested in the Christchurch City Council.
2. That pursuant to Section 116 of the Public Works Act 1981 the Minister of Lands be requested to publish a notice in the Gazette declaring that the parcel of land shown as No 10 on the attached schedule be stopped, pursuant to Section 52 of the Public Works Act 1981 and be vested in the Christchurch City Council for ‘Road Diversion’.
3. That the parcel of land identified as parcel 12 be disposed of to the adjoining owners.

Recommendation: That the information be received.

**Chairperson's
Recommendation:** That the officer's recommendation be adopted.