

**28. PROPOSED ROAD STOPPING DISPOSAL OF REDUNDANT ROAD WIDENING
CASHEL STREET AT ARTHUR BARNETTS**

Map Reference: H12



Officer responsible City Streets Manager	Author Lester Reilly, Legal Surveyor Design Dave Falls
Corporate Plan Output: Roothing Land page 9.5.text.14	

The purpose of this report is to start the legal procedures necessary to stop a portion of legal road.

With the upgrading of Arthur Barnetts Department Store permission was granted by the Council for the developer to retain the old facade of the old building on legal road.

It is now appropriate to stop the portion of legal road that is occupied by the structure and amalgamate the stopped road with the adjoining certificate of title.

Negotiations between Council officers and the adjoining land owners have been satisfactorily concluded subject to a successful road stopping procedure.

The City Streets Unit agrees with this proposal.

The land is not formed as road but occupied by the adjoining owners. The plan is attached. Prior to selling the land the following resolution is necessary to initiate the stopping action:

RESOLUTION

Pursuant to the provisions of Sections 116 & 117 of the Public Works Act 1981, the Christchurch City Council hereby resolves to stop that portion of road as shown on the plan and described in the Schedule hereto.

REASON FOR THE ROAD STOPPING

In order to preserve the facade of the old building the Council agreed to the structure being located on the legal road.

PURPOSE TO WHICH THE STOPPED ROAD WILL BE PUT

The portion of road when stopped, will be sold to the adjoining owners pursuant to Section 345(1)(a)(i) of the Local Government Act 1974 and amalgamated with their certificate of title pursuant to Section 345(2) of the Local Government Act 1974.

The land is situated alongside and occupied by Arthur Barnetts Limited and is 0.40 m in width.

SCHEDULE

Portion of Cashel Street being all that parcel of land situated in the City of Christchurch and shown as '*Road to be Stopped*' and described as follows:

Plan	Shown	Adjoining	Title Reference	Area
SO 20188	A	Lot 3DP 2564 & Pt Sec 887 & 889 Town of Christchurch	CT 32A/970	6 m ²

- Recommendation:**
1. That the above resolution be adopted.
 2. That the stopped road be sold to the adjoining owners pursuant to Section 345(1)(a)(i) of the Local Government Act 1974 and amalgamated with their certificate of title pursuant to Section 345(2) of the Local Government Act 1974.

Chairperson's Recommendation: That the Council proceed with the recommendation above.