

**8. PROPOSED ROAD STOPPING – DISPOSAL OF REDUNDANT ROAD  
JOE BURNS WAY**

Map Reference: K4

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Corporate Plan Output: Roading 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.

The owners surrounding Joe Burns Way have approached the Council and asked if they can purchase the redundant road adjoining the frontage of their property.

Under the Council’s notified City Plan this land is no longer required for road purposes and after the necessary road stopping action could therefore be sold.

The proposed road stopping is not shown in the Notified City Plan.

Approval in principle was recommended by the Riccarton/Wigram Community Board and confirmed by Council at its May 2000 meeting to dispose of the unformed portion of Joe Burns Way as the land is not required for road purposes.

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

City Streets agrees with this proposal.

The land is not formed as road but fenced and occupied by the adjoining owners.

The plan is attached.

Prior to sale 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**

The Council has received a request from the adjoining owners for the purchase of the land which is no longer required by Council for road purposes.

**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.

## SCHEDULE

All of Joe Burns Way being all that parcel of land situated in the City of Christchurch and shown as '*Road to be Stopped*' and described as follows:

<b>Plan</b>	<b>Shown</b>	<b>Adjoining</b>	<b>Title Reference</b>	<b>Area</b>
SO 20238	Section 1	Lot 102 DP 82323	CT 47C/845	
		Lot 101 DP 82323	CT 47C/844	
		Lot 111 DP 82323	CT 47C/847	
		Lot 1 DP 74515	CT 42D/185	4,338 m <sup>2</sup>
		Sec 1 SO 8359	CT 42D/169	
		Lot 1 DP 74514	CT 42D/182	
		Lot 2 DP 81292	CT 47A/1039	

- 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.