

15. (APPROVAL IN PRINCIPLE)  
**PROPOSED ROAD STOPPING  
DISPOSAL OF REDUNDANT ROAD  
JOE BURNSWAY (OFF AWATEA ROAD)**

Map Reference: k4

<b>Officer responsible</b> City Streets Manager	<b>Author</b> Lester Reilly, Legal Surveyor Design Weng Kei Chan, Asset Policy & Renewal Engineer
Corporate Plan Output: Roading Land page 9.5.text.14	

This proposal is being referred to the Board at this stage in order to obtain the Board's views on the proposed disposal of the redundant road and to obtain the Board's approval in principle for the proposed disposal. If approved by the Board, specific formal resolutions on the disposal of individual parcels of land would be brought to the Board for recommendation to Council.

City Streets have studied the proposal and consider that the land set aside is no longer required for future road purposes.

The land has been vested in the Council over a number of years when the adjoining land was subdivided. The land is not formed as road but fenced and occupied by the adjoining owners. Under the Council's notified City Plan the remainder of properties in this road do not have a road widening designation placed on them.

The plan is attached.

The following resolutions are necessary to initiate the stopping action.

**RESOLUTION**

1. That the Community Board approves in principle that all the portion of land set aside as Joe Burns Way for road purposes is no longer required for that purpose. It can therefore be stopped pursuant to Section 116 of the public works Act 1981.
2. That the stopped road transferred to the adjoining owners at a price to be fixed by a competent valuer appointed by the Council pursuant to Section 345 of the local Government Act 1974.
3. That the purchaser be responsible for all survey & legal costs to transfer the land.

**Recommendation:** That the above resolutions be adopted.

**Chairperson's**

**Recommendation:** That the Council proceed with the recommendation above.