

## 7. EASEMENT OVER RESERVE AT WAITIKIRI DRIVE, CHRISTCHURCH

<b>Officer responsible</b> Legal Services Manager	<b>Author</b> Karilyn Shutt, Solicitor, DDI 371-1577
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The purpose of this report is to request the Council's consent under Section 48 of the Reserves Act 1977 to the creation of an easement over a reserve that has vested in the Council.

The request for the creation of the above easement has arisen as a consequence of the Waitikiri Golf Club's subdivision at Waitikiri Drive, Christchurch. As part of that subdivision, Lot 22 (as shown on the attached plan) has vested in the Christchurch City Council as recreation reserve under the Reserves Act 1977.

The Subdivisions Unit has advised that the land vested in the Council provides the most appropriate/direct route from Waitikiri Drive to connect with and provide access to an existing right of way marked 'O' on the attached plan in favour of the Council. The existing right of way is a grass swale which the Council is responsible for maintaining.

- Recommendation:**
1. That the Council consent, pursuant to Section 48 of the Reserves Act 1977, to the creation of a registered right-of-way in gross over parcels I, J and K on the attached plan in favour of the Council.
  2. That the Council resolve not to publicly notify the creation of the easement as:
    - (a) The reserve (Lot 22 on the attached plan) is vested in the Council and is not likely to be materially altered or permanently damaged by the creation of the easement; and
    - (b) The rights of the public in respect of the reserve are not likely to be permanently affected by the creation of the easement.

**Chairman's Recommendation:** That the above recommendation be adopted.