

## 15. DISPOSAL OF SURPLUS ROADING PROPERTY 54 MONTREAL STREET

<b>Officer responsible</b> Property Manager	<b>Author</b> Dave Falls, DDI 941-8580
--	---

The purpose of this report is to obtain the Council's formal approval to dispose of the property at 54 Montreal Street (see attachment).

### BACKGROUND

Following the Council's abandonment of the proposed Wordsworth Street extension from Montreal to Orbell Street, the Council owned property at 54 Montreal is surplus to roading requirements. This property comprises an L3 zoned section without any improvements. As no positive response for an alternative use of the property by other Council units has been received, it is now proposed that the Council formally declare the property surplus and agree on the process for disposal.

As a consequence of the property becoming surplus, it will be necessary in the first instance to offer the property back to the former owner in accordance with Section 40 of the Public Works Act 1981. If this offer is not taken up, the property can then be sold on the open market. In terms of Section 42 of the Public Works Act, and the Council's policy for disposal of surplus property, it is proposed that disposal would be by public tender or, if a satisfactory price is not obtained by this means, by marketing for sale by private contract.

### Staff

#### Recommendation:

1. That the Council resolve as follows:
  - (a) That the property at 54 Montreal Street being all that parcel of land containing 519 m<sup>2</sup> or thereabouts, described as Lot 2 & Part Lot 42, DP 1168 being all of the land contained in CT 500/216 be declared surplus to the Council's requirements and be disposed of.
  - (b) That in accordance with the provisions of Section 40 of the Public Works Act 1981, the property first be offered to the former owners at the current market value determined by valuation carried out by an independent registered valuer.
  - (c) That if the offer back is not taken up by the former owner, the property be offered for sale by public tender at not less than the current market value determined above.
  - (d) That if a satisfactory tender price is not obtained, the property then be marketed for sale by private treaty and the Property Manager be authorised to sell the property at not less than the current market value determined above;

or

if this price is unachievable because of market conditions, at such lesser price to be authorised jointly by the Property Manager and the Chairman of the Property and Major Projects Committee.

#### Chairperson's

**Recommendation:** For discussion.