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**HAGLEY/FERRYMEAD COMMUNITY BOARD
13 JULY 2005**

**A meeting of the Hagley/Ferrymead Community Board
was held on Wednesday 13 July at 3:00 pm**

PRESENT: Bob Todd (Chairperson), David Cox, Anna Crighton,
John Freeman, Yani Johanson, Brenda Lowe-Johnson and Brendan
Smith.

APOLOGIES: Brendan Smith arrived at 3.02 pm and was absent for clause 7.

John Freeman requested a leave of absence from 14 July until
3 September 2005. It was resolved that this leave of absence be
accepted.

The Board reports that:

PART A – MATTERS REQUIRING A COUNCIL DECISION

1. PROPOSED STOPPING OF UNFORMED LEGAL ROAD ADJOINING 272 MAIN ROAD SUMNER

General Manager responsible:	General Manager City Environment
Officer responsible:	Transport and City Streets Manager
Authors:	Lewis Burn, Property Consultant, DDI 941-8522 Weng Kei Chen, Asset Policy Engineer, DDI 941-8655

PURPOSE OF REPORT

1. The purpose of this report is to present to the Board for consideration and recommendation to the Council to resolve to stop under the provisions of the Public Works Act 1981, a portion of unformed legal road for amalgamation with the property adjoining at 272 Main Road, Sumner.

EXECUTIVE SUMMARY

2. Stopping of unformed legal road and disposal to the adjoining property at 272 Main Road was carried out last year to allow certainty and formalisation of land occupied by this residence. This resulted in 106m² being added to the title at market valuation assessed by independent valuation.
3. A further parcel of Main Road (a minor arterial route) has been identified by the owners as required to accommodate the construction of a balcony/deck to complement the only flat outdoor living space available to the owners. The area of unformed road involved on to which the deck will encroach is steep rock face some 14 metres elevated above the road level.
4. Stopping and disposal of the "extra" area of road (30m² SM 1207-03 attached, subject to survey) like the previous parcel stopped will have little influence to the future shape and width of the roadway which with this latest proposal will be about 8 metres away.
5. The road stopping proposed by this report will not affect any other party other than the applicant (adjacent owners) and will not disadvantage current foot access along a formed track below to neighbouring properties. Neighbouring property owners have been consulted on the proposed decking construction and the majority of them support the concept. The road stopping process by way of consent under the Public Works Act 1981 is considered appropriate to this case.
6. Agreement has been reached with the owners on price (assessed by independent valuation) and costs conditional on Council resolution to stop this parcel of road under the Public Works Act 1981 for amalgamation to their adjoining title.

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FINANCIAL AND LEGAL CONSIDERATIONS

7. The stopping process under the Public Works Act 1981 provides for stopping of legal road by consent of affected parties (in this case the adjoining owner which consent has been given, and the Council as the territorial authority) and amalgamation with the adjoining title in one action by notice in the gazette.
8. There are no financial implications for the Council.
9. The Board does not hold delegation and to proceed with the proposed road stopping, a formal resolution of the Council is required.

STAFF RECOMMENDATIONS

That the Board recommend that the Council pass the following resolution:

RESOLUTION

Pursuant to Sections 116(1), 117(3)(b) and 120(3) of the Public Works Act 1981, the Christchurch City Council hereby resolves to stop that parcel of road shown on SM 1207-03 as described in the schedule below and to amalgamate that parcel with the adjoining property. The Christchurch City Council certifies that it considers it equitable to vest the road described in the schedule below, when stopped in JJ EL & CM Van Uden being the adjoining owner.

SCHEDULE

Being	Adjoining	Title Reference	Area
Section 1	Lot 2 DP 5032 Section 1 SO 336941	The new title to issue from amalgamation of titles 450/122 and 179989	30m ² (subject to survey)

BOARD RECOMMENDATION

The Board decided to recommend to the Council that it pass the following resolution:

Pursuant to Sections 116(1), 117(3)(b) and 120(3) of the Public Works Act 1981, that the Christchurch City Council hereby resolves to stop that parcel of road shown on SM 1207-03 as described in the schedule below and to amalgamate that parcel with the adjoining property. The Christchurch City Council certifies that it considers it equitable to vest the road described in the schedule below, when stopped in JJ EL & CM Van Uden being the adjoining owner.

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BACKGROUND ON PROPOSED STOPPING OF UNFORMED LEGAL ROAD ADJOINING 272 MAIN ROAD SUMNER

10. Following an approach from the owners at 272 Main Road, the Council on 1 July 2004 after recommendation by the Board, resolved to stop under the provisions of the Local Government Act 1974, part of the unformed road adjoining the frontage of their property. This stopping was successfully completed and the 106m² parcel (which is 14 metres in elevation above the existing road and 10 metres away from the existing footpath) has been disposed of to the adjoining owners on which part of the house foundation and retaining wall is situated.
11. The owners have now made a further approach to the Council for an additional area of the unformed legal road on which to construct a proposed balcony which will be cantilevered over a portion of the unformed road. This additional area (30m² subject to survey) is rock cliff face which virtually extends down to the road level area with limited effective use. This additional road stopping as requested and drawn on SM 1027-03 is not accessible to the general public and like the initial stopping, disposal to the adjoining title will not affect or impact on foot accesses over the track below to the neighbouring properties.

PART B - REPORTS FOR INFORMATION

2. PROPOSED POLICY FOR THE GRANTING OF LICENCES TO COMMERCIAL RECREATION PROVIDERS WISHING TO OPERATE UPON COUNCIL OWNED OR ADMINISTERED PARK AND RESERVE LAND

The Board was invited to comment on the content of a proposed policy for the licensing of commercial recreation providers wishing to operate regularly on council owned or administered park and reserve land.

The Board **decided** to:

1. Recommend that this report be referred to the Environmental Diversity Portfolio Group for consideration before a decision is made by Council.
2. Request that this report be the subject of a seminar for all elected members prior to it being considered by Council.

Note: The recommendations of each of the six Community Boards are to be referred to the Environmental Diversity Portfolio Group for consideration as to the incorporation of their comments into the proposed policy, prior to its referral to the Council.

3. COMMUNITY BOARD PRINCIPAL ADVISER'S UPDATE

The Board **received** the information.

4. DEPUTATIONS BY APPOINTMENT

4.1 ANTIPODES ARTWORK FOR MONCK'S BAY

Kathleen Guy updated the Board on the proposal for antipodes artwork in Moncks Bay. The artwork will transmit and receive information from the other side of the globe in Foz, Spain.

The Board **received** the information and asked that the Arts Adviser and the Greenspace Unit provide further information on the proposal.

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4.2 CATHEDRAL GRAMMAR SCHOOL, CRANMER SQUARE PROPOSED 10 MINUTE PARKING RESTRICTION

Geoff Cain, Bursar of Cathedral Grammar School addressed the Board regarding the proposed 10 minute parking restriction for Cranmer Square.

Mr Cain, on behalf of the school, expressed his support for the installation of a 10 minute parking restriction outside Cathedral Grammar Preschool on Cranmer Square.

The Board **received** the information.

The Board's decision in relation to this matter is recorded in Clause 8 of this report.

4.3 INNER CITY WEST NEIGHBOURHOOD ASSOCIATION (ICON), CRANMER SQUARE PROPOSED 10 MINUTE PARKING RESTRICTION

Bruce Bellis, Secretary of ICON addressed the Board regarding the proposed 10 minute parking restriction for Cranmer Square.

Mr Bellis, on behalf of the residents association expressed the Association's disapproval for the proposed 10 minute parking restriction.

The Board **received** the information.

The Board's decision in relation to this matter is recorded in clause 8 of this report.

5. CORRESPONDENCE

LETTER FROM ALLISON WILSON, RESIDENT OF PARK TERRACE

A letter concerning the proposed 10 minute parking restriction on Cranmer Square was received from Allison Wilson, a local resident of Park Terrace, who is opposed to the proposed parking restriction.

The Board **received** the letter.

6. CONSULTATION STANDARDS AND PRACTICE

The Board considered a report outlining the standards and principles of consultation currently in place and implemented by the Council under its Consultation Policy, the Local Governance Statement and Consultation Guidelines.

The Board **received** the information.

PART C - REPORT ON DELEGATED DECISIONS TAKEN BY THE BOARD

7. CONFIRMATION OF REPORT

The Board **resolved** that the report of the ordinary meeting held on Wednesday 22 June 2005 be confirmed subject to the inclusion of an explanation of absence from Yani Johanson and the change of a 4.00 pm start time for the meeting of 27 July 2005.

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8. CRANMER SQUARE PROPOSED 10 MINUTE PARKING RESTRICTION

The Board considered a report on the proposed 10 minute parking restriction for Cranmer Square.

The Board **resolved**:

1. That the Community Engagement Team engage with the Inner City West Residents Association (ICON), Cathedral Grammar School, the Transport & City Streets Unit and other affected parties in order to investigate and report back to the Board, other possible options.
2. That the Transport and City Streets Unit discuss with the Parking Unit the enforcement of current parking restrictions in the area.

9. OSBORNE STREET KERB AND CHANNEL RENEWAL

The Board **resolved** to defer consideration of this report until information on the undergrounding of this area is available.

10. ROAD NAMING AND RIGHT OF WAY NAMES

The Board considered a report seeking its approval for one new road name and three new right of way names.

The Board **resolved** to approve the use of the name Tussuck Lane for the Settlers Crescent subdivision, Via Maris Way for the Moncks Spur subdivision and approve the proposed right of way names Rapanui Lane and Francis James Lane.

The meeting concluded at 4.35 pm.

CONFIRMED THIS 27 DAY OF JULY 2005

**BOB TODD
CHAIRPERSON**