

20. 12. 2005

**REPORT BY THE CHAIRPERSON OF THE
RICCARTON/WIGRAM COMMUNITY BOARD**

PART A – MATTERS REQUIRING A COUNCIL DECISION

1. REMPSTONE DRIVE ROAD LEGALISATION

General Manager responsible:	General Manager City Environment
Officer responsible:	Transport and City Streets Manager
Author:	Stuart McLeod, Property and Leasing Adviser, DDI 941-8520

PURPOSE OF REPORT

1. The purpose of this report is to seek the Council's approval for part of existing road reserve (Part Lot 44 DP 74999, Certificate of Title CB43B/220) to be dedicated as road pursuant to Section 111 Reserve Act 1977.

EXECUTIVE SUMMARY

2. Lot 44 DP 74999 was created as part of an earlier subdivision and was vested in the Christchurch City Council as road reserve.
3. For traffic safety reasons the subdivision consent for 401 Wigram Road has been granted subject to certain conditions, one of these being the vesting part of the road reserve as road. This will allow adequate access from Rempstone Drive to the three new lots.
4. The process to impose a consent notice for not allowing access to Wigram Road from the new lots is in place.
5. This dedication is needed prior to the subdivision plan being deposited with Land Information New Zealand. The proposed subdivision plan is attached.
6. The Council has the ability to dedicate the road reserve as road under Section 111 of the Reserves Act 1977.

FINANCIAL AND LEGAL CONSIDERATIONS

8. All costs associated with the dedication process are to be met by KMH Developments Limited.
9. Section 111 Reserves Act 1977 – Road reserve may be dedicated as a road. This Section states that, where any land is vested in any local authority for the purposes of a road reserve and the land is required for the purposes of a road, the land may be dedicated as a road by resolution of the local authority.

BACKGROUND ON REMPSTONE DRIVE ROAD LEGALISATION

10. A subdivision for the extension of Rempstone Drive was approved in 1997, it was at the City Streets Unit request that the end of the roadway be constructed as a cul-de-sac and hence the creation of Road Reserve section the size of 500m² at Wigram Road. The reason for not requiring the intersection to be formed at the time was the safety concerns evident at Wigram Road. The safety work will involve major realignment of Wigram Road and this work is programmed at some future stage {see attached plan}.
11. The creation of the Road Reserve has enabled transport planners to readdress the need of vehicle movements to Westlake Suburb at this point.
12. The current subdivision consent RMA/20020033 has been approved subject to the new road being formed and legalised. Consent order denying vehicle access onto Wigram Road for these sections is a condition for the subdivision.
13. Construction of the road and two new dwellings is progressing, hence the need to dedicate this part of the road reserve as road.

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STAFF RECOMMENDATION

It is recommended that, pursuant to Section 111 Reserves Act 1977, the Christchurch City Council hereby resolves to dedicate that part of the existing road reserve (formerly part of Part Lot 44 DP 74999) now known as Section 1 SO 359134 as road.

BOARD RECOMMENDATION

That the staff recommendation be adopted.

The Board wishes to express its concern that physical work has proceeded on the site to the extent that it has, prior to this dedication process being considered by the Board and the Council.