
REPORT 4

Report of the Regulatory Processes Committee
Meeting of Meeting of Thursday 5 December 2013

Members: Mayor Wade-Brown, Councillors Ahipene-Mercer (Chair), Foster, Lee, Pannett and Sparrow.

THE COMMITTEE RECOMMENDS:

1. PROPOSED ROAD STOPPING/LAND EXCHANGE - 47 MANNERS STREET (REPORT 3)

THAT Council:

- 1. Agree pursuant to Sections 319(1)(h) and 342(1)(a) of the Local Government Act (LGA) 1974 to declare surplus and stop the section of the unformed part of Victoria Street (Road Land), Te Aro (being approximately 88m² of land coloured 'mustard' as shown on plan in Appendix 1) and adjoining 47 Manners Street, Te Aro.
 - (a) Note that the area of stopped road will be amalgamated with the same adjoining land, 47 Manners Street, Te Aro (being Section 1 on Survey Office Plan 35946 comprising 1068m² under Computer Freehold Register WN35D/194).*
 - (b) Note that all costs associated with the relocation of any services currently existing within the unformed road will be borne by Cook Strait Holdings Ltd.**
- 2. Approve the disposal of the Road Land to the owners of 47 Manners Street, Te Aro.*
- 3. Authorise Council officers to commission a section 40 Public Works Act 1981 (PWA) report from suitably qualified consultants to identify whether the area of unformed legal road land must be offered back to its former owner or their successor, or whether exemptions from offer back applies.*
- 4. Agree to acquire approximately 16m² of 47 Manners Street, Te Aro, being the land coloured 'dark blue' on the plan in Appendix 1 (being a part of Section 1 on Survey Office Plan 35946 comprising 1068m² under Computer Freehold Register WN35D/194).*

- (a) *Note that the costs associated with the carrying out of the road vesting and land exchange will be met by Cook Strait Holdings Ltd; these will include survey, valuation and the legal costs for this application.*
 - (b) *Note that the costs of acquiring the land for road to vest will be offset against the proceeds of the proposed road stopping.*
- 5. *Agee to acquire approximately 53m² of 47 Manners Street, Te Aro, being the land coloured 'light blue' on the plan in Appendix 1 (being a part of Section 1 on Survey Office Plan 35946 comprising 1068m² under Computer Freehold Register WN35D/194).*
 - (a) *Note that the costs associated with the carrying out of the road vesting and land exchange will be met by Cook Strait Holdings Ltd; these will include survey, valuation and the legal costs for this application.*
 - (b) *Note that the costs of acquiring the land for road to vest will be offset against the proceeds of the proposed road stopping.*
 - (c) *Recommend that the any surplus funds resulting from the road stopping and land acquisition sales process will be used to contribute towards the cost of the proposed 'Lombard Lane Upgrade' project.*
- 6. *Authorise the Chief Executive Officer to carry out all further steps required to effect the land exchange.*

Ray Ahipene-Mercer
Chair

APPENDIX 1 - PLAN A1-07

