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**REPORT 1**

**MAKARA STREAM RESERVE: PROPOSED NEW LICENCE  
UNDER RESERVES ACT 1977 – 418 MAKARA ROAD**

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**1. Purpose of report**

To obtain the Makara/Ohariu Community Board's endorsement and feedback (if any) on officers' recommendation to Council grant a new grazing licence of 4,384 square metres to Wei Lin and Nanyu Jiang (the Licensees) at 418 Makara Rd, Makara.

This matter is to be considered by the Environment Committee at its meeting on 20 March 2014 (see appendix 2 for draft report).

**2. Executive summary**

This report recommends the Licensees are granted a new licence broadly consistent with the *Leases Policy for Community and Recreation Groups*. The land is held as Local Purpose Reserve under the Reserves Act 1977.

The proposed Licensees (Wei Lin and Nanyu Jiang) have recently purchased the adjacent site and are seeking a grazing licence under similar terms as the previous owner.

The Licensees propose to use the land for grazing stock and in return will keep the area tidy and maintained for Council.

Given that the proposed Licensees are not an incorporated society, nor do they propose a public community activity, the proposed licence falls outside of the *Leases Policy for Community and Recreation Groups*. However, the proposed licence is to be consistent with similar occupation agreements over land held under the Reserves Act 1977.

The *Leases Policy for Community and Recreation Groups* allows licence fees to be determined separately from the policy formula. In this case a rent of \$750.00 + GST per annum has been decided.

**3. Recommendations**

Officers recommend that the Makara/Ohariu Community Board:

1. *Receive the information.*
2. *Endorse the recommendations contained in the report to be considered by the Environment Committee at the meeting of 20 March 2014, and provide feedback to be included in the report if necessary.*

#### **4. Discussion**

The land is located at 418 Makara Road, Makara and has been occupied since 1997 by the former adjoining owner, Mike Horsley. This licence had expired and so the licensee was holding over on a month to month basis. The licensee paid \$176pa + GST and was wholly responsible for all weed control along with repairs and maintenance to the land and fences etc.

The proposed licence is for a term of five years with a five year renewal option and an annual rental of \$750 + GST. As before, the proposed Licensee will be wholly responsible for weed control along with repairs and maintenance to the land and fences etc.

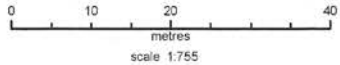
#### **5. Conclusion**

Council officers are seeking support from the Makara/Ohariu Community Board for the proposal and will include the Board's feedback in their report to the Environment Committee as necessary.

Contact Officer: *Grace Clapperton-Rees (Property Advisor) and Amber Bill (Open Space Parks Manager)*



**Proposed Lease**  
 418 Makara Rd - Grazing site - 4384 sq m



Property boundaries, 20m Contours, road names, rail line, address & title points sourced from Land Information NZ. Crown Copyright reserved. Property boundaries accuracy +/-1m in urban areas, +/-30m in rural areas. Census data sourced from Statistics NZ. Postcodes sourced from NZ Post. Assets, contours, water and drainage information shown is approximate and must not be used for detailed engineering design. Other data has been compiled from a variety of sources and its accuracy may vary, but is generally +/- 1m.

MAP PRODUCED BY:  
 Wellington City Council  
 101 Wakefield Street  
 WELLINGTON, NZ

ORIGINAL MAP SIZE: A4  
 AUTHOR: presto2j  
 DATE: 23/12/2013  
 REFERENCE:



## ENVIRONMENT COMMITTEE 20 MARCH 2014



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### MAKARA STREAM RESERVE: PROPOSED NEW LICENCE UNDER RESERVES ACT 1977

#### 1. Purpose of report

To recommend the Committee approves a new grazing licence of 4,384 square metres to Wei Lin and Nanyu Jiang (the Licensees) at 418 Makara Rd, Makara.

#### 2. Executive summary

This report recommends the Licensees are granted a new licence broadly consistent with the *Leases Policy for Community and Recreation Groups*. The land is held as Local Purpose Reserve under the Reserves Act 1977.

The proposed Licensees (Wei Lin and Nanyu Jiang) have recently purchased the adjacent site and are seeking a grazing licence under similar terms as the previous owner.

The Licensees propose to use the land for grazing stock and in return will keep the area tidy and maintained for Council.

Given that the proposed Licensees are not an incorporated society, nor do they propose a public community activity, the proposed licence falls outside of the *Leases Policy for Community and Recreation Groups*. However, the proposed licence is to be consistent with similar occupation agreements over land held under the Reserves Act 1977.

The *Leases Policy for Community and Recreation Groups* allows licence fees to be determined separately from the policy formula. In this case a rent of \$750.00 + GST per annum has been decided.

Makara/Ohariu Community Board were notified of this proposal at their meeting on 20 February 2014 (see appendix 2 for the report that they were given).

#### 3. Recommendations

Officers recommend that the Environment Committee:

1. *Receive the information.*
2. *Agree to grant a new licence under the Reserves Act 1977 to Wei Lin and Nanyu Jiang of 4,384 sqm legally described as Lot 5 DP78002 WN45D/298 (subject to the usual terms and conditions noted below).*

3. *Note the terms of the licence are to be broadly consistent with Council's "Leases Policy for Community and Recreation Groups" except for rent.*
4. *Note that approval to grant the licence is conditional on:*
  - (a) *appropriate Iwi consultation*
  - (b) *public notification under s119 and s120 Reserves Act 1977*
  - (c) *no sustained objections resulting from the above consultation and notification; and*
  - (d) *legal and advertising costs being met by the respective lessee / licensee (where applicable)*

#### **4. Discussion**

The land is located at 418 Makara Road, Makara and has been occupied since 1997 by the former adjoining owner, Mike Horsley. This licence had expired and so the licensee was holding over on a month to month basis. The licensee paid \$176pa + GST and was wholly responsible for all weed control along with repairs and maintenance to the land and fences etc.

The proposed licence is for a term of five years with a five year renewal option and an annual rental of \$750 + GST. As before, the proposed Licensee will be wholly responsible for weed control along with repairs and maintenance to the land and fences etc.

#### **5. Conclusion**

Officers recommend that the Environment Committee approves the licence to Wei Lin and Nanyu Jiang.

Contact Officers: *Grace Clapperton-Rees (Property Advisor) and Amber Bill (Open Space Parks Manager)*

## SUPPORTING INFORMATION

### 1) Strategic fit / Strategic outcome

*The proposed licences will be consistent with the objectives of the “Leases Policy for Community and Recreation Groups” which are:*

*-ensure maximum community benefit is derived from Council-owned land and buildings;*

*-strengthen participation and engagement in community and recreational activities; and*

*-ensure leases are managed fairly, processes are transparent and Council officers have the flexibility to respond to community needs.*

### 2) LTP/Annual Plan reference and long term financial impact

*The proposed licence will have no substantial long-term financial impact*

### 3) Treaty of Waitangi considerations

*There are no Treaty of Waitangi considerations*

### 4) Decision-making

*This is not a significant decision*

### 5) Consultation

#### a) General consultation

*Public consultation will be undertaken as required under the Reserves Act 1977*

#### b) Consultation with Maori

*Iwi will be consulted*

### 6) Legal implications

*The Licence will be subject to the provisions of the Reserves Act 1977*

### 7) Consistency with existing policy

*The proposed licence will be consistent with the “Leases Policy for Community and Recreation Groups”.*