

REPORT 6
(1215/11/IM)

Report of the Regulatory Processes Committee
Meeting of Wednesday 15 December 2010

Members: Mayor Wade-Brown, Councillors Gill (Chair), Best, Foster, Lester, Morrison and Pepperell.

THE COMMITTEE RECOMMENDS:

1. **ITEM 070/10RP ROAD STOPPING AND DISPOSAL – THE LOCAL GOVERNMENT ACT 1974: LEGAL ROAD ADJOINING 62 WELD STREET, WADESTOWN**
(1215/53/IM) (REPORT 2)

THAT Council:

1. (a) *Agree that the area of approximately 108m² (subject to survey) of unformed road (Road Land) adjoining 62 Weld Street (Adjoining Land) is not required for a public work.*
- (b) *Approve the disposal of the Road Land.*
- (c) *Delegate to the Chief Executive Officer the power to either offer the Road Land back to its former owner or their successor, or to approve the exercise of an exemption from offer back under section 40(2), 40(3) or 40(4) Public Works Act 1981 (if appropriate).*
- (d) *Authorise Council officers to initiate the road stopping process for the Road Land in accordance with section 342 and the Tenth Schedule of the Local Government Act 1974.*
- (e) *Delegate to the Chief Executive Officer the power to formally approve the road stopping and issue the public notice to declare the Road Land stopped as road, subject to all statutory and Council requirements being met and no objections being received.*

Note: that if objections are received to the road stopping and the applicant wishes to continue with the road stopping, a further report will be presented to the Committee for consideration.

- (f) *Delegate to the Chief Executive Officer the power to negotiate the terms of sale and enter into a sale and purchase agreement in respect of the Road Land, either with the former owner or their successor, or the owner of the Adjoining Land, provided any such agreement is conditional upon the road being stopped.*
- (g) *Agree to the acquisition of approximately 1m² of land currently held in Computer Freehold Register WN94/273, and to the vesting of that land in the Wellington City Council as road.*
- (h) *Delegate to the Chief Executive Officer the power to negotiate and finalise the terms of the acquisition described in (g) above, and enter into a sale and purchase agreement, by way of exchange.*

Leonie Gill
Chair