

Central Hawke's Bay District Council – Report

TO: Council
FROM: Roothing Manager
DATE: 5 August 2010
FILE REF: LAN 6-101
SUBJECT: ROAD STOPPING OF UNFORMED PART OF HIRANUI ROAD

1.0 SUMMARY

There is an unformed part of Hiranui Road which Council by resolution has agreed to have stopped. The road stopping process has been completed under the Local government Act with no submissions.

2.0 RECOMMENDATION

THAT

1. Council declares that the unformed part of Hiranui Road is stopped.
2. The road stopping procedure is completed to enable disposal of the unformed part of Hiranui Road to Roundaway Station.

REASON

The Objective of the decision will contribute to the following Community Outcomes:

- *A strong, prosperous and thriving economy.*
- *An environment that is appreciated, protected and sustained for future generations.*

3.0 BACKGROUND

There is an unformed part of Hiranui Road east of Wanstead which runs through the Roundaway Station property. The owners of Roundaway Station have requested Council to stop the road and have paid all of the costs

According to the Act the following steps were taken in order for Council to stop the road:

1. Prepare a plan of the road proposed to be stopped along with explanation as to purpose – **Completed**.
2. At last twice at intervals of not less than 7 days give public notice of the proposal and where the plan may be inspected calling on persons objecting to the proposal to lodge their objection in writing within 40 days – **Completed**.
3. Serve notice after the first publication to the occupiers of all land adjoining the road proposed to be stopped – **Completed**.
4. Affix a notice of the proposed stopping in a conspicuous place to each end of the road proposed to be stopped – **Completed**.

Council received no objections to the stopping of the road throughout this process.

The remaining steps to be followed include:

- Formal notice by Council that the road is stopped.
- Transmit 2 copies of the notice and the plans to our legal advisor.
- Obtain a new legal description of the affected land.

Roundaway Station has agreed to purchase the closed road at market value so that Council will maximise the disposal of surplus land.

4.0 OPTIONS

Option 1

Council declares that the unformed part of Hiranui Road is stopped.

The road stopping procedure is completed to enable disposal of the unformed part of Hiranui Road to Roundaway Station.

5.0 STATUTORY IMPLICATIONS

- Local Government Act 1974.
- Local Government Act 2002.
- Public Works Act 1981.

Council has authority to close roads that are not required as part of the roading network and dispose of the surplus land.

6.0 CONSULTATION

6.1 External

6.2 Internal

Chief Executive
Regulatory Services Manager

7.0 FINANCIAL

The net proceeds (income less costs) of the disposal of any surplus land are allocated to the Capital Projects Account.

8.0 POLICY/DELEGATION REFERENCE

- LTCCP
- Funding Policy
- Roothing Activity Management Plan

Shawn McKinley
Roothing Manager