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## Road stopping

For decision:  For noting:

### Te tūtohunga / Recommendation

That the Auckland Transport Board (board):

- a) approves the commencement of road stopping procedures under the Public Works Act 1981 (PWA) and subject to no mana whenua objections being received, and the approval of the Minister for Land Information being received, notification to Auckland Council (AC) of the following sections of legal road for disposal:
  - i. part Waiapu Lane and part Gerrard Beeson Place, Onehunga (Waiapu Lane) being four sections of formed road with a total area of approximately 0.2047 ha (subject to survey) shown as Sections 1, 2, 3 and 4 on draft Survey Office Plan 570802 (Attachment 1).

### Te whakarāpopototanga matua / Executive summary

1. This report seeks board approval to commence the road stopping procedure for part of Waiapu Lane and Gerrard Beeson Place, Onehunga, under the PWA and the subsequent disposal of the stopped road land by AC to the adjoining owner.
2. The four sections of formed legal road to be stopped are proposed to be amalgamated with adjoining property as part of a development project being managed by Eke Panuku. The stopped road land, being approximately 0.2047 ha (subject to survey), has been identified in the Waiapu Precinct project.
3. The section of road proposed to be stopped along Waiapu Lane has two adjoining owners. To progress the application under the provisions of the PWA the applicant, Eke Panuku, will obtain the consent of those two adjoining owners. The sections of road proposed to be stopped along Gerrard Beeson Place only adjoins land owned by AC.

### Ngā tuhinga ō mua / Previous deliberations

4. There have been no previous deliberations on this matter.

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## Te horopaki me te tīaroaro rautaki / Context and strategic alignment

5. Auckland Transport (AT) as manager of the road corridor is required to consider applications for the stopping of roads or sections of roads. Prior to proceeding to publicly notify an application under the Local Government Act 1974 (LGA) or to recommend to the Minister for Land Information that the road be stopped under the PWA, consultation is undertaken with AT internal technical teams. This may include Development Consents, Network Operations and Safety, Road Corridor Delivery, Road Corridor Access, Planning and Investment, Property and Planning, Asset Management Planning and Policy, Māori Policy and Engagement and Elected Member Liaison.
6. The road stopping application is proposed to be progressed under the provisions of the PWA. Where the applicant is not the only adjoining owner, they will arrange written consent from the other adjoining owner and provide this to AT. If the applicant is not able to obtain the consent of the adjoining owner to the proposed road stopping at Waiapu Lane, then it would be appropriate to utilise the LGA road stopping process for the stopping of part of Waiapu Lane, which will require public notification of the road stopping and includes advising the adjoining owner. A decision to use the LGA road stopping process will be made by the Group Manager Property and Planning.

## Ngā matapakinga me ngā tātaritanga / Discussion and analysis

7. The road stopping application was made by Eke Panuku, on behalf of AC as owner of immediately adjoining land.
8. Internal consultation is currently in progress with AT technical staff for the application. Any comments received from internal staff will be addressed prior to the application proceeding further. The applicant will seek consent to the road stopping from the other two adjoining owners and if that consent is not obtained then the road stopping will be progressed under the provisions of the LGA.
9. The market value of the road to be stopped will be determined by an AT appointed valuer, as required under legislation. The value of the road can be approved by the Group Manager, Property and Planning as per the Board's delegated authority provided in April 2018.

## Ngā tūraru matua / Key risks and mitigations

Key risk	Mitigation
Mana whenua consultation may identify issues with stopping the road.	There are currently no identified cultural or Māori Land issues related to the road stopping application. A meeting with mana whenua may be facilitated through the AT Māori Policy and Engagement team to discuss any issues which may arise through consultation.

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## Ngā ritenga-ā-pūtea me ngā rauemi / Financial and resource impacts

10. All costs involved to stop sections of road are the responsibility of the applicant and are recovered on settlement of disposal of the stopped road.

## Ngā whaiwhakaaro ō te taiao me te panonitanga o te āhuarangi / Environment and climate change considerations

11. No environmental or climate change considerations have been identified.

## Ngā whakaaweawe me ngā whakaaro / Impacts and perspectives

### Mana whenua

12. Mana whenua engagement is undertaken for road stopping applications. The application is not within an area marked as a mana whenua site of significance in the Auckland Unitary Plan (Operative in Part) overlay.

### Ngā mema pōti / Elected members

13. The AT Elected Member Relationship team and AC have been advised of the application. Any comments received will be addressed.

### Ngā rōpū kei raro i te Kaunihera / Council Controlled Organisations

14. Engagement with other Council Controlled Organisations was not required for this application.

### Ngā kiritaki / Customers

15. No impact on customer experience has been identified. Public consultation is not required for applications progressed under the PWA.

## Ngā whaiwhakaaro haumaruru me ngā whaiwhakaaro hauora / Health, safety and wellbeing considerations

16. This is a statutory road stopping. There are no relevant health, safety or wellbeing considerations.

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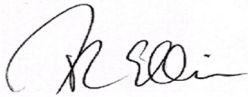
## Ā muri ake nei / Next steps

17. In accordance with the statutory process under the PWA, next steps include completion of AT internal consultation, mana whenua engagement, reviewing land status reports, obtaining the final Survey Office Plan, obtaining a valuation report, and applying to the Minister for Land Information for consent to stop the sections of road.
18. Assuming board approval, AT will advise AC of the decision, then the stopped sections will be amalgamated with the adjoining land owned by AC for development.

## Te whakapiringa / Attachment

Attachment number	Description
1	Part Waiapu Lane and Part Gerrard Beeson Place, Onehunga – road stopping four sections totalling approximately 0.2047 ha Sections 1, 2, 3 and 4 on draft SO Plan 570802.

## Te pou whenua tuhinga / Document ownership

Submitted by	Jane Small <b>Group Manager Property and Planning</b>	
Recommended by	Mark Lambert <b>Executive General Manager Integrated Networks</b>	
Approved for submission	Shane Ellison <b>Chief Executive</b>	

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## Glossary

Acronym	Description
AC	Auckland Council
AT	Auckland Transport
Waiapu Lane	Part Waiapu Lane, and Part Gerrard Beeson Place, Onehunga – road stopping four sections totaling approximately 0.2047 ha Sections 1, 2, 3 and 4 on draft Survey Office Plan 570802.
ha	hectares
LGA	Local Government Act 1974
PWA	Public Works Act 1981
SO Plan	Survey Office Plan