

Entered by Board Secretary

AGENDA ITEM 17 BOARD DECISION PAPER	
To:	Board
From:	Murray Burt, Director Infrastructure and Place
Reviewed:	Dean Kimpton, Chief Executive
Date:	19 June 2024
Title:	Road Stopping – Disposal of a Strategic Asset

Aronga / Purpose

1. This report seeks board approval for the disposal of road, being a strategic asset, under the provisions of the Public Works Act 1981 (PWA) or the Local Government Act 1974 (LGA).

Tuku mana / Delegation

2. Board approval is required to dispose of a strategic asset. The applicable delegation is Auckland Transport (AT) Delegated Financial Authority 4.2 – Approve the acquisition or disposal of land.

Ngā tūtohunga / Recommendations

That the Auckland Transport Board (board):

- a) Approves the disposal of a strategic asset, being land that is part of the road described below, if the road is stopped under the Public Works Act 1981 (PWA) or the Local Government Act 1974 (LGA).

Location	Land Area (ha) (subject to survey)	Description	Definition
Flanagan Road, Drury	0.9600 ha and 0.2000 ha	Unformed road	Flanagan Road Land

Te whakarāpopototanga matua / Executive summary

3. AT has received an application for the stopping and disposal of areas of legal road. This report provides an overview of the application and proposed stopping and disposal of road in accordance with relevant statutory and AT processes.

Ngā tuhinga ō mua / Previous deliberations

4. There have been no previous board deliberations regarding the matter in this paper.

Te horopaki / Background

5. AT, as road controlling authority, is required to consider applications for the stopping of road or sections of road.
6. The following application has been made to AT to stop road:

Applicant	Road Proposed to be Stopped
Kiwi Property Holdings No. 2 Limited (KPHL)	Flanagan Road Land

7. The location of the Flanagan Road Land is shown on the AC GeoMaps images at Attachment 1.
8. It is proposed that, once stopped, the Flanagan Road Land is disposed of to KPHL as adjoining landowner, by way of exchange for an area of KPHL land to vest as road. The land exchange is subject to an assessment in terms of AT and AC land exchange policy.
9. It is proposed that the application for the stopping of the Flanagan Road Land will be progressed under the provisions of the PWA. KPHL owns the land adjacent to the Flanagan Road Land, so there is no requirement for any adjoining landowner consents to the stopping of the road.

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Te hononga ki te “Statement of Intent 2023 - 2026” / Alignment to Statement of Intent 2023 - 2026

10. Road stopping is a statutory process managed by AT. In processing applications to stop a section of legal road consideration is given to any impact on road users and Aucklanders’ immediate needs or future outcomes.

Me mōhio koe / What you need to know

- 11. No risks have been identified in relation to the proposed road stopping.
- 12. No impact on customer experience has been identified.
- 13. The stopping of road is a statutory process. There are no relevant health, safety, or wellbeing considerations.

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

- 14. All costs associated with the road stopping, including AT staff time, are to be met by the applicant.
- 15. The financial considerations for the sections of road to be stopped will be in accordance with the provisions of the disposal requirements of the PWA or the LGA.
- 16. It is proposed that the Flanagan Road Land be disposed of as part of a road exchange between Auckland Council and KPHL. That exchange will be undertaken in accordance with AC and AT’s roading exchange policy under which both qualitative and quantitative assessments are undertaken.

Ka whaiwhakaaro ki te Tiakanga Taiao / Climate change and sustainability considerations

- 17. No environmental or climate change considerations have been identified.

Ngā whakaaweawe atu anō / Other impacts

Relationship	Consulted Y/N	Views and Perspectives Received
Māori	Yes: <input checked="" type="checkbox"/> No: <input type="checkbox"/>	Mana whenua engagement is undertaken for road stopping applications.
Elected members	Yes: <input checked="" type="checkbox"/> No: <input type="checkbox"/>	The AT Elected Member Relationship team are advised of the applications.
Council Controlled Organisations (CCO)	Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>	Engagement with other CCO’s is not required.

- 18. Consultation is undertaken with AT internal technical teams and relevant stakeholders prior to progressing the road stopping under the provisions of either the PWA or the LGA.
- 19. Issues raised during consultation have been sufficiently addressed to progress this application further.
- 20. Public notification is not required for a proposed road stopping progressed under the PWA. Public notification of a proposed road stopping is required when the stopping is progressed under the LGA.

Ā muri ake nei / Next steps

- 21. Following board approval, the road stopping application will be processed in accordance with the PWA and AT policy and processes, including AT granting consent (under delegation) to stop the road, and obtaining the consent of the Minister for Land Information (Minister) to stop the road.
- 22. If the Minister grants consent, the road stopping will progress in accordance with the PWA.
- 23. If the Minister declines the request to stop any area of road under the PWA, the proposal to stop the road is reviewed and, if not withdrawn by the applicant, will be progressed under the LGA.




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24. The timeframe for stopping of road and associated actions can be up to 18 months or longer from the date of board approval.

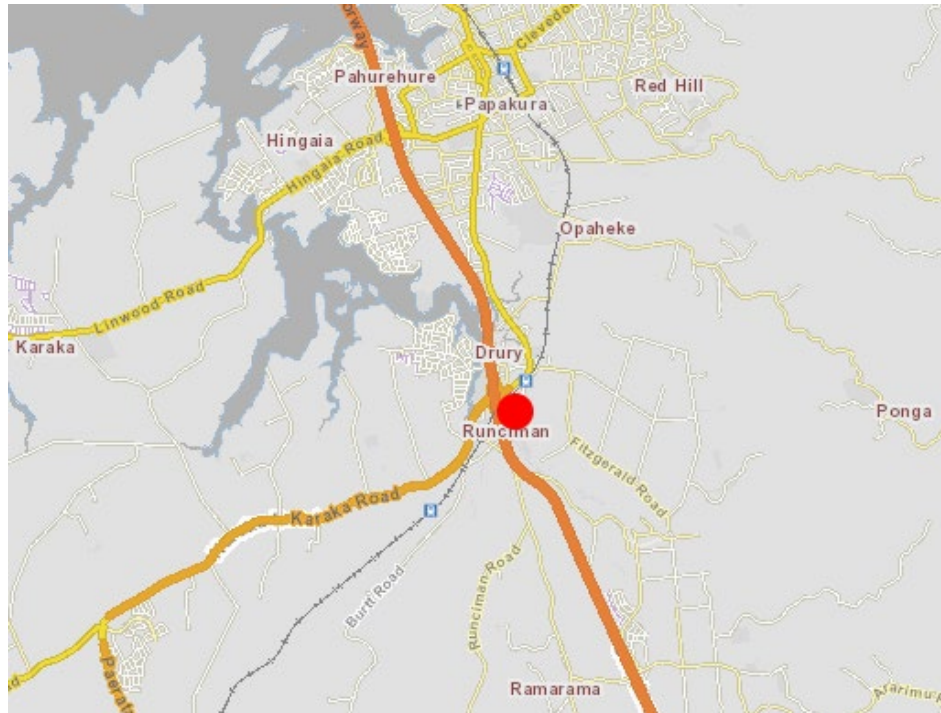
Te whakapiringa / Attachment

Attachment #	Description
1.	Flanagan Road Land

Te pou whenua tuhinga / Document ownership

Submitted by	Recommended by	Approved for submission
Harriet Glen Acting Group Manager Strategic Development Programmes and Property	Murray Burt Director Infrastructure and Place	Dean Kimpton Chief Executive
		

Attachment 1	Flanagan Road Land
17. Road Stopping – Disposal of a Strategic Asset	



Indicative location of road proposed to be stopped marked with red circle (AC GeoMaps)



Road proposed to be stopped indicated with red outline (AC GeoMaps)