

Entered by Board Secretary

## Road stopping

For decision:  For noting:

Reason for inclusion in closed board meeting session	
1. Please state why this report is being considered in the closed board meeting as opposed to the open board meeting. Please refer to the 'reasons for confidentiality' and provide a direct reference to one of these reasons.	To protect commercial interests
2. Please provide an estimated date for release of this report.	Completion of road stopping process

## Te tūhonga / Recommendation

That the Auckland Transport Board (board):

- a) Approves the disposal of a strategic asset, being land that is part of a road, once the road is approved to be stopped under the Public Works Act 1981 (PWA).

Location	Land Area	Description	Definition in this report
Quarry Road, Drury	1.6170 hectares (subject to survey)	Part of the western section of Quarry Road, Drury	Quarry Road (West)

## Te whakarāpototanga matua / Executive summary

1. This report seeks board approval for disposal of a strategic asset, being part of a road, once the road is approved to be stopped and as anticipated under an Agreement for the Development, Exchange and Realignment of Road, Drury South, between Auckland Council and Drury South Limited dated 8 November 2018 (Land Exchange Agreement).
2. Drury South Limited (Applicant) is undertaking a staged development of land at Drury South, Auckland. As part of the next stage of development, the Applicant proposes to stop the part of Quarry Road which is referred to as Quarry Road (West).

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3. Quarry Road is a formed road.

### Ngā tuinga ō mua / Previous deliberations

4. There have been no previous board deliberations regarding the particular matters in this report. However, the board has made earlier decisions with respect to several sections of road that have been stopped through successive applications under the Land Exchange Agreement.

### 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 road or sections of road. Prior to proceeding to publicly notify an application under the Local Government Act 1974 (LGA) or to recommend to the Minister for Land Information (Minister) 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. Quarry Road, Drury, lies within the Drury South Industrial and Residential Precincts development (Development). The stopping of Quarry Road (West) is anticipated under an Agreement for the Development, Exchange and Realignment of Road, Drury South, between Auckland Council and Drury South Limited dated 8 November 2018 (Land Exchange Agreement).
7. Several sections of road within the Development area have been stopped through successive applications. Legal and practical access through the Development area will be provided as part of the wider land development, with the new road network invested back to AT.
8. The stopping of Quarry Road (West) is to be progressed under the provisions of the PWA. Once stopped, the land will be amalgamated with adjoining land owned by the Applicant.
9. If the Minister declines consent to the stopping of Quarry Road (West), the Applicant will seek to stop the road under the provisions of the Local Government Act 1974.

### Ngā matapakinga me ngā tātaritanga / Discussion and analysis

10. **Quarry Road (West)**
  - a. Quarry Road (West) is shown coloured red on AC GeoMaps images (Attachment 1) and shown as Section 115 on draft SO Plan 585421 (Attachment 2).

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- b. In the overall context of the Applicant's development, Quarry Road (West) represents a small section of the wider roading network.
- c. All land adjoining Quarry Road (West) is owned by the Applicant, except for the land held in Record of Title NA19C/214 (Separate Land). The Applicant has an unconditional agreement for the acquisition of the Separate Land with settlement set for August 2023. A caveat is registered against the title to the Separate Land to protect the Applicant's interest in that land. Either transfer of the Separate Land to the Applicant, or the consent of the owner of the Separate Land to the stopping of Quarry Road (West), is required prior to submission of the road stopping application to Land Information New Zealand for the Minister's consent.
- d. It is proposed that ongoing north-south road connectivity within the locality will be provided by way of a temporary road until the Applicant's overall roading network incorporating Quarry Road (West) is complete. The new road network at completion will be vested back in AT in accordance with the Land Exchange Agreement.
- e. Internal consultation with AT technical staff will be undertaken for the stopping of the road. Any issues raised will be addressed prior to the road stopping proceeding further.

### **Ngā tūraru matua / Key risks and mitigations**

- 11. Investigations are underway to identify cultural or Māori Land issues relating to the road stopping application. Any issues raised by mana whenua during consultation will be discussed at a meeting facilitated through the AT Māori Policy and Engagement Team.

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

- 12. All costs associated with the stopping of road are to be met by the Applicant.
- 13. The financial consideration for the road land will be in accordance with the provisions of the Land Exchange Agreement.

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

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

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## Ngā whakaaweawe me ngā whakaaro / Impacts and perspectives

### Mana whenua

15. Mana whenua engagement is undertaken for road stopping applications. The road to be stopped 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

16. The AT Elected Member Relationship team and AC have will be advised of the application. Any issues raised by them will be addressed prior to progressing the application further.

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

17. Engagement with other Council Controlled Organisations is not required.

### Ngā kiritaki / Customers

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

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

19. The stopping of road is a statutory process. There are no relevant health, safety, or wellbeing considerations.

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## Ā muri ake nei / Next steps



20. In accordance with the statutory process under the PWA, following board approval the next steps include:
- completion of AT internal consultation;
  - completion of mana whenua engagement;
  - review of a land status report;
  - obtaining an approved survey plan;
  - either transfer of the adjoining Separate Land contained in Record of Title NA19C/214 to the Applicant, or obtaining the consent of the owner of the Separate Land to stop the road;
  - applying to the Minister for consent to stop the road;
  - (assuming Minister’s consent is granted) amalgamating the stopped with the Applicant’s adjoining land; and
  - advising AC of the road stopping.
21. Where the Minister grants consent to the road stopping, that stopping will progress in accordance with the PWA and the Land Exchange Agreement.
22. Where 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.
23. The timeframe for stopping of road and associated actions can be up to 18 months from the date of board approval.

## Ngā whakapiringa / Attachments

Attachment number	Description
1	Draft SO Plan 585421 – Drury Road, Drury
2	Auckland Council GeoMaps – Drury Road, Drury

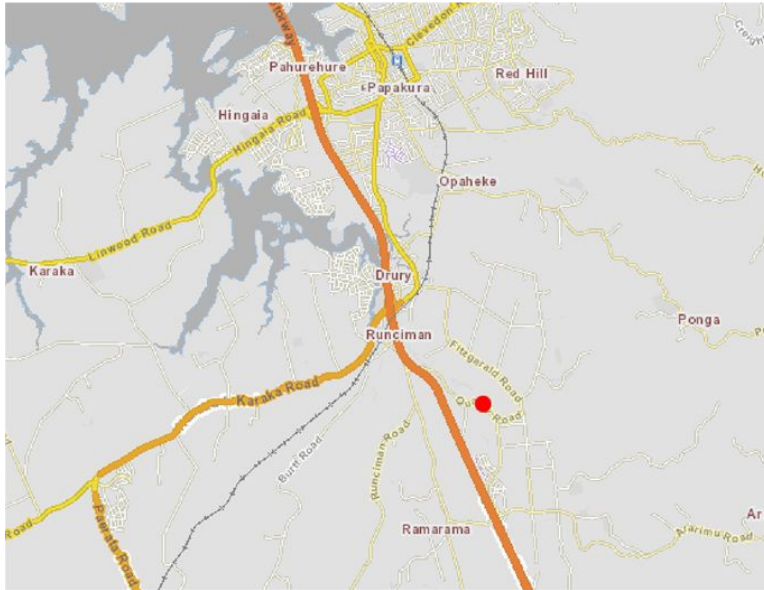
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### Te pou whenua tuhinga / Document ownership

Submitted by	Jane Small Group Manager PMO, Strategic Programmes and Property	
Recommended by	Mark Lambert Executive General Manager Integrated Networks	
Approved for submission	Dean Kimpton Chief Executive	

Road Stopping - Attachment 1

Auckland Council GeoMaps Images – Quarry Road, Drury



Location (red circle)



Road to be stopped marked in red (indicative)

