

Entered by Board Secretary

AGENDA ITEM 18 BOARD DECISION PAPER	
To:	Board
From:	Murray Burt, Director Infrastructure and Place
Reviewed:	Dean Kimpton, Chief Executive
Date:	21 February 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) delegation DFA 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 or the Local Government Act 1974.

Location	Land Area (ha)	Description	Definition
Molley Green Place, Mt Roskill	0.0252	Unformed road	Molley Green Road Land
Morrie Laing Avenue, Mt Roskill	0.0650	Unformed road	Morrie Laing Road Land
Ingot Place, Silverdale	0.3430	Formed and unformed road	Ingot Place Road Land

Te whakarāpopototanga matua / Executive summary

3. AT has received applications for the stopping and disposal of areas of legal road. This report provides an overview of the applications 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 matters 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 applications have been made to AT to stop road:

Applicant	Road Proposed to be Stopped
Kāinga Ora - Homes and Communities (KO)	Molley Green Road Land and Morrie Laing Road Land
Silverdale Estates Limited (SEL)	Ingot Place Road Land

7. Molley Green Road Land

- a) The Molley Green Road Land is shown coloured red on AC Geomaps and as Section 1 on draft Survey Office Plan 590717 (see Attachment 1).
- b) KO proposes to pay for the Molley Green Road Land by undertaking other works on Molley Green Place which will provide public benefit and an enhanced asset for AT. AT is investigating KO's proposal and may decline it. If the proposal is declined, the stopped road will, instead, need to be paid for in cash.

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8. Morrie Laing Road Land

- a) The Morrie Laing Road Land is shown coloured red on AC Geomaps and as Section 1 on draft Survey Office Plan 596790 (see Attachment 2).
- b) The Morrie Laing Road Land is proposed to be disposed of to KO as adjoining landowner. The road stopping will provide a greater development opportunity for KO's land on Morrie Laing Avenue.

9. Ingot Place Road Land

- a) The Ingot Place Road Land is shown coloured green on AC Geomaps and as Area A and Area B on the Proposed Road Stopping Plan (see Attachment 3).
- b) The Ingot Place Road Land is proposed to be disposed of to SEL as adjoining landowner. The road stopping will provide a greater development opportunity for the SEL owned land on Ingot Place.

10. It is proposed that the stopping of Molley Green Road Land, Morrie Laing Road Land and Ingot Place Road Land be progressed under the provisions of the PWA, provided the owners of any adjoining land provide their written consent to the stopping of the road. If an adjoining owner does not provide their consent, then the applicable road stopping will proceed under the provisions of the LGA.

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

11. 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

- 12. No risks have been identified in relation to any of the proposed road stoppings.
- 13. No impact on customer experience has been identified.
- 14. 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

- 15. All costs associated with the stopping of the roads, including AT staff time, are to be met by the applicable applicant.
- 16. 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.
- 17. Stopped road land is disposed of at market value determined by an appointed AT panel registered valuer.
- 18. The Group Manager, Strategic Development Programmes and Property has authority to approve financial consideration as per the board’s delegated authority provided in April 2018.

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

19. 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 have been advised of the application.
Council Controlled Organisations (CCO)	Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>	Engagement with other CCO's is not required.

20. 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.

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21. Any issues raised will be addressed prior to progressing the applications further.
22. 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

23. Following board approval, the road stopping applications 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.
24. If the Minister grants consent, the road stopping will progress in accordance with the PWA.
25. 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.
26. 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 #	Description
1.	Molley Green Road Land
2.	Morrie Laing Road Land
3.	Ingot Place Road Land

Te pou whenua tuinga / Document ownership

Submitted by	Recommended by	Approved for submission
Jane Small (Author) Group Manager Strategic Development Programmes and Property	Murray Burt Director Infrastructure and Place	Dean Kimpton Chief Executive
		