



Otorohanga District Council

# AGENDA

2 August 2011

Members of the Otorohanga District Council

Mr DF Williams (Mayor)  
Mr MM Baxter  
Mrs S Blackler (Deputy Mayor)  
Mr RM Johnson  
Mr A Ormsby  
Mr KC Phillips  
Mrs DM Pilkington  
Mr R Prescott

Meeting Secretary: Mr CA Tutty (Governance Supervisor)

## OTOROHANGA DISTRICT COUNCIL

2 August 2011

Notice is hereby given that an ordinary meeting of the Otorohanga District Council will be held in the Council Chambers, Maniapoto St, Otorohanga on Tuesday 2 August 2011 commencing at 10.00am.

25 July 2011

**DC Clibbery**  
**CHIEF EXECUTIVE**

### AGENDA

#### **VISITORS ATTENDING THE MEETING:**

11.00am - NZ Police

#### **ORDER OF BUSINESS:**

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**PRESENT**

**OPENING PRAYER**

**IN ATTENDANCE**

**APOLOGIES**

**ITEMS TO BE CONSIDERED IN GENERAL BUSINESS**

**CONFIRMATION OF MINUTES - 21 JUNE 2011**

**REPORTS**

**Item-127      OTOROHANGA COMMUNITY BOARD MINUTES 14 JULY 2011**

**To:              His Worship the Mayor and Councillors  
                    Otorohanga District Council**

**From:            Governance Supervisor**

**Date:             2 August 2011**

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**Executive Summary**

Minutes of the meeting of the Otorohanga Community Board held on 14 July 2011 as circulated.

**Staff Recommendation**

It is recommended that:

The unconfirmed minutes of the meeting of the Otorohanga Community Board held on 14 July 2011 are received and the recommendations contained therein adopted.

**CA Tutty**  
**GOVERNANCE SUPERVISOR**

**Item-128            KAWHIA COMMUNITY BOARD MINUTES 24 JUNE 2011**

**To:                    Chairperson and Members  
                          Otorohanga District Council**

**From:                Governance Supervisor**

**Date:                 2 August 2011**

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**Executive Summary**

Minutes of the meeting of the Kawhia Community Board held on 24 June 2011 as circulated.

**Staff Recommendation**

It is recommended that:

The unconfirmed minutes of the meeting of the Kawhia Community Board held on 24 June 2011 are received and the recommendations contained therein adopted.

**CA Tutty  
GOVERNANCE SUPERVISOR**

**Item-129            DISTRICT LIBRARIAN'S QUARTERLY REPORT FOR APRIL TO JUNE 2011**

**To:**                    **His Worship the Mayor and Councillors  
Otorohanga District Council**

**From:**                **District Librarian**

**Date:**                **2 August 2011**

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**Relevant Community Outcomes**

- Ensure services and facilities meet the needs of the Community
  - Foster an involved and engaged Community
- 

**Executive summary**

Renovation of the former meeting room in preparation for occupancy by the i-Site is currently underway. Children are participating in the "Winter Warmers" reading programme and a July school holiday activity has been held. Staff have attended Waikato Symphony User Group and APLM meetings and participated in the LIANZA regional weekend school. Statistics for materials issues and visitor numbers are in line with regional trends. Website visitor numbers are showing an upwards trend.

**Staff Recommendation**

That the District Librarian's Quarterly Report for the period April to June 2011 be received.

**Discussion**

**i-Site relocation**

The former Library meeting room is currently being refitted by the Otorohanga Development Board, in preparation for the i-Site's relocation to the library complex on 1 August. The Library will install a second APNK wireless aerial in the i-Site wing which will mean that internet access is readily available throughout the building. We hope this arrangement will help staff to manage the demand from both tourists and library patrons for this increasingly popular service.

**Library staffing**

Library assistant Sheila Pulham was on extended leave from 16 May to 4 July in order to undergo surgery. Over the six-week period of Sheila's absence, Gaylene Cumpstone was employed in a relief staffing capacity – Gaylene is a qualified librarian who previously worked at the Te Kuiti Library.

**Children's activities**

*Winter Warmers Reading Programme*

This year the library is offering the "Winter Warmers" reading programme for 20 children aged 9-12 years. "Winter Warmers" has been developed by the ECRRead'N Trust, sponsors of the annual summer library reading programme. Participants in the winter programme will be required to read six books over a six-week period from 4 July to 12 August, and write reviews in a reading journal.

This programme is less intensive of both staff time and funding than the summer programme and does not require the use of a venue. Children will receive a small, rugby-themed incentive for successful completion and we hope to organise a movie trip to add a social component at the conclusion of the programme.

*Pop-up Books Holiday activity*

On Tuesday 19 July, Kathryn Parsons of Waikato University Library brought her collection of children’s pop-up books to the Lyceum Clubrooms at Otorohanga. Around 20 children registered for a session during which Kathryn showed the children the variety of books she has collected. Kathryn then demonstrated how the children could create a pop-up feature of their own.

The Lyceum Clubrooms proved to be a suitable venue for this activity with an advantage being its easy walking distance from the library. These premises will not be suitable for larger groups of children, or for more “messy” activities.

**Waikato Symphony User Group meetings**

In April and July I attended meetings of the newly-formed Waikato region “Symphony” user group. Public libraries in our region operating SirsiDynix’s Symphony integrated library management system are: Matamata-Piako, Waipa, Waikato District, Waitomo and ourselves.

These meetings are an excellent opportunity for both technical and management staff at our libraries to share systems administration knowledge.

At the July meeting, SirsiDynix personnel from Melbourne demonstrated the most recent version of the Symphony software, along with new product innovations.

**Association of Public Library Managers (APLM) meeting**

I attended the second annual meeting of the Association in Nelson on 12-13 May. As Waikato regional representative, I presented a brief report on behalf of the eight Waikato libraries.

After addressing constitutional and organisational matters on the first day, the bulk of the second day’s programme consisted of a workshop on the theme of “The vision for the future of public libraries in NZ”.

I felt it was extremely worthwhile for me to participate in this meeting: I was pleased to have the opportunity to maintain my awareness of the issues impacting on public libraries and to interact with peer group librarians from local authorities throughout the country.

**LIANZA Waikato/BOP Weekend School, Waitomo, 7-8 May**

Sheila once again attended this event, which this year was held at the Waitomo Caves function centre. Around 50 librarians from all types of libraries throughout the region participated.

**Annual Issues Statistics (1 July 2010 – 30 June 2011)**

	2010/11	2009/10	% change
Otorohanga	57,683	62,082	-7.1%
Kawhia	3,229	3,201	-0.9%
<b>Total</b>	<b>60,912</b>	<b>65,283</b>	<b>-6.7%</b>

**Otorohanga Library Annual Visitor Numbers (1 July 2010 – 30 June 2011)**

2010/11	2009/10	% Change
58,696	58,009	+1.2%

### Otorohanga Libraries' website statistics

	Total website visits	Total unique visitors
April	28	19
May	99	46
June	70	53

### New Membership registrations (1 July 2010 – 30 June 2011)

Otorohanga Library	335
Kawhia Library	36
<b>Total</b>	<b>371</b>

### Annual Revenue (1 July 2010 – 30 June 2011)

	2009/10	2010/11
Memberships	2,346	2,327
Magazines	217	219
Photocopies	1,968	2,254
Kawhia revenue	92	6
CDs	422	8
DVDs/Videos	1,760	1,548
Interloans	585	627
Sale books	1,154	1,515
Fines (overdues)	5,359	5,485
Book rentals	1,077	1,069
Reserves	197	337
Lost books	722	571
Fax	7	102
Internet	4	-
Sundry	(144)	2
Donations	2,337	164
<b>TOTAL</b>	<b>18,103</b>	<b>16,234</b>

**Sarah Osborne**  
**DISTRICT LIBRARIAN**

**Item-130 DISTRICT BUILDING CONTROL OFFICERS REPORT FOR APRIL TO JUNE 2011**

**To: His Worship the Mayor and Councillors  
Otorohanga District Council**

**From: District Building Control Officer**

**Date: 2 August 2011**

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**Relevant Community Outcomes**

- The Otorohanga District is a safe place to live
  - Ensure services and facilities meet the needs of the Community
  - Promote the local economy and opportunities for sustainable economic development
  - Manage the natural and physical environment in a sustainable manner
- 

**Executive Summary**

A routine report on Building Control matters is presented.

**Staff Recommendation**

It is recommended that:

The District Building Control Officer's report for April to June 2011 be received.

**Report Discussion**

**Building Consents Issued**

**1 April to 30 June 2011** **% Change**

Total Consents Issued	74	-11%
Includes New Dwellings	7	+75%
And Commercial / Industrial / Cowsheds	1	-50%
Value of Building Work	\$2,751,202	-7%
CCCs Issued	69	

*Consents approved over the same period in 2010*

<i>Total Consents Issued</i>	83	
<i>Includes New Dwellings</i>	4	
<i>And Commercial / Industrial / Cowsheds</i>	2	
<i>Value of Building Work</i>	\$2,972,122	
<i>CCCs Issued</i>	92	

**GENERAL**

The Building Department continues to be busy. While the economic times and changes to Schedule One of the Building Act will affect our income, the paperwork war continues.

## **National Competency – Assessment System for Building Consent Authorities**

The new National Competency Assessment system for BCAs is a response to Government's goal to achieve greater national consistency, standardisation and efficiencies in administering the Building Act, Building Code and Regulations.

To some degree this new assessment system moves away from building types or categories to competency levels, eliminating a growing list of building types and focuses on competencies required to undertake the work.

Over time, the Department expects to see more consistent, efficient and better quality decision making by building officials. BCAs will be able to better manage their risk by having objective competency standards for staff.

The new national system establishing performance indicators and guidance for assessors for each core competency required by Regulation 10 of the Accreditation Regulations, resulting in national consistency and standardisation between building officials and BCAs. This system shifts some of the responsibility for gathering evidence of competency to the individuals being assessed, Building officials and inspectors, making assessment more collaborative.

### **Staff**

The Building Team has worked hard over the last 12 months to achieve a good outcome for Council. The Building Team has lost one staff member in December 2010 due to changes in the Act and the economic times. This has put extra pressure on remaining staff to manage the workload. All training is on hold because of the uncertain future in building control functions.

**G Phillips**  
**DISTRICT BUILDING CONTROL OFFICER**

**Item-131            DISTRICT PLANNERS REPORT FOR APRIL TO JUNE 2011**

**To:**                    **His Worship the Mayor and Councillors  
Otorohanga District Council**

**From:**                **District Planner**

**Date:**                **2 August 2011**

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**Executive Summary**

Reporting on Resource Consents granted under Delegated Authority for the period 1 April to 30 June 2011.

**Staff Recommendation**

It is recommended that:

The District Planner's report for April to June 2011 be received.

**Report Discussion**

***Resource Consents***

The number of Resource Consents granted under Delegated Authority in this period was 27 consents (12 Land Use, 15 Subdivision). In the same period in 2010 a total of 12 consents were granted, being 6 Land Use and 6 Subdivision approvals.

	<b>Land Use</b>	<b>Subdivision</b>
Wharepuhunga	1	0
Kio Kio	2	3
Waipa	1	2
Tihiroa	2	3
Otorohanga	3	4
Kawhia	3	3
<b>Total</b>	<b>12</b>	<b>15</b>

**Appeals to the Environment Court**

In 2010 two resource consent decisions issued by Council were appealed to the Environment Court.

There followed a Court ordered Mediation in February 2011 attended by myself, Councils Solicitor, the principals of CB transporters and the appellant, Mr D Hall. An agreement in principal was reached between the parties. This was confirmed by further discussions and a Memorandum of Parties was filed with the Environment Court on 11 May. On 17 May, Judge Harland signed a consent order confirming the original decision with one amendment. CB Transporters can continue to operate their business but are still subject to all the original consent conditions.

The appeal by Geryha Ltd against Councils decision to decline their subdivision application is following a similar path to resolution. Again the parties met at a Court ordered mediation and a Heads of Agreement was negotiated and signed by all present. Presently a draft set of conditions

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is being prepared for signoff by all those parties. At this stage I am unable to provide further detail until the amended application has been approved by the Environment Court.

**Aimee Bishop**  
**DISTRICT PLANNER**

### **Attachments**

- a. Decisions made under Delegation Authority 1 April to 30 June 2011

Resource Consent Decisions - /04/2011 to /06/2011

No	Applicant/Location/Proposal	O/S	Decision
<u>110021</u> 20/04/11	CG & AN Fitzgerald 728 Ngahape Rd Relocate Building Over 5 Years Old	LU AB	GDA
<u>110026</u> 2/05/11	JG & DA Hawkins 368 Barber Rd Create Right of Way pursuant to Section 348 Local Government Act	LU AB	GDA
<u>110012</u> 11/05/11	A & C Schreurs 164 Ormsby Rd Certificate of Compliance for Erection of Storage Shed with Sleepout	LU AB	GDA
<u>110023</u> 13/05/11	L & J Auton 20 Okupata Rd Boundary Encroachment of Proposed Dwelling Extensions	LU AB	GDA
<u>110027</u> 13/05/11	Allan Johnston Family Trust 17 Hincwai St Boundary Encroachment of Replacement Timber Retaining Wall	LU AB	GDA
<u>110028</u> 19/05/11	Brentran Jardine Trust Partnership Pouewe St Relocation of 3 Bedroom Dwelling Older Than 5 Years	LU AB	GDA
100018 27/05/11	Purekireki Marae 125 Ormsby Rd Proposed Front Yard Waiver for Alterations and Additions to the Purekireki Marae	LU AB	GDA
<u>110025</u> 30/05/11	Waikato River Trails Trust Waipapa Rd Construction of 9m Span Pedestrian Bridge	LU AB	GDA
<u>110016</u> 2/06/11	RJ & CH Clapcott 59 Haerehuka St Section 127 Application to Change Condition 2 of RM070082	LU	GDA
<u>110036</u> 17/06/11	Otorohanga South School 2 Rangipare St Outline Plan Application to Install Shade Unit	LU AB	GDA
<u>110037</u> 17/06/11	Department of Corrections Waikeria Rd Outline Plan Application to Erect 3 Telecommunication Antennas	LU AB	GDA
100028 24/06/11	J & H Bennett 30 Kaora Track	LU AB	GDA
Total for	L	12	
<u>110014</u> 29/04/11	Harlaw Farms Ltd 1084 Te Kawa Rd Create One Additional Allotment & Undertake Boundary Relocation	SB AB	GDA

<u>110018</u> 29/04/11	JG & DA Hawkins 368 Barber Rd Subdivision to Create One Additional Allotment & Create Right of Way over Sec 30 Blk X Mangaorongo SD	SB	AB	GDA
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<u>110020</u> 2/05/11	PC & RD Trubshaw 613 Ouruwhero Rd Boundary Relocation	SB	AB	GDA
<u>100085</u> 13/05/11	BK & LE Knight 106 Ngahape Rd Subdivision to Create Two Additional Allotments	SB	KB1	GDA
<u>110029</u> 13/05/11	WH & SM Giltrap Family Trust 6-7 Main North Rd Removal of Building Line Restriction from CT SA19C/967	SB	AB	GDA
<u>060034</u> 17/05/11	T R Carnachan 67 Rosamond Tce Create one additional urban allotment.	SB	ARL	D
<u>060043</u> 17/05/11	NKC Developments Ltd Harper Ave Create 115 residential allotments in three stages.	SB	ARL	D
<u>060139</u> 17/05/11	G Sanders 13 Haerehuka St Create one additional lot	SB	ARL	D
<u>070091</u> 20/05/11	S & S Hartwick 4398 S Hway 31 Kawhia Rd Create one additional lot	SB	ARL	D
<u>110019</u> 20/05/11	SL & SW Eynon 580 Puketarata Rd Subdivision to Create Two Additional Allotments	SB	AB	GDA
<u>110022</u> 2/06/11	WH & SM Giltrap Family Trust 6-7 Main North Rd Boundary Relocation	SB	AB	GDA
<u>100058</u> 7/06/11	E & P Bourke 485 Te Tahi Rd Proposed Subdivision to Create Two Additional Rural Residential Allotments and a Balance Lot	SB	AB	GDA
<u>110030</u> 7/06/11	Heracle Trust 115 Mangaorongo Rd Subdivision to Create 7 Additional Allotments & Cancel Existing ROW Easement in Part	SB	AB	GDA
<u>110032</u> 16/06/11	MSC & J Thomas Rakaunui Rd Subdivision to Create One Additional Allotment	SB	AB	GDA
<u>110040</u> 24/06/11	Murray Hislop Surveyors 94 Tapuae Rd Section 127 Application to Amend Lot 2 DP 441938 under RM060094	SB	AB	GDA
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Total for	S		15	
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Grand Total			27	

**Item-132            APPLICATION FOR TEMPORARY ROAD CLOSURE - TARGA NZ 2011**

**To:**                    **His Worship the Mayor and Councillors  
Otorohanga District Council**

**From:**                **Engineering Support Officer**

**Date:**                **02 August 2011**

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**Relevant Community Outcomes**

- Promote the local economy and opportunities for sustainable economic development
  - Manage the natural and physical environment in a sustainable manner
  - Foster an involved and engaged community
  - Recognise the importance of the Districts rural character
- 

**Executive Summary**

An application has been received from Club Targa Inc for the following road closures within the Otorohanga District, to enable the Targa New Zealand 2011 event and associated activities to proceed. To assist with the stage security, Club Targa Inc have also requested the closures to include 100 metres of each adjoining road, from where it intersects with the road being applied for.

**Staff Recommendation**

It is recommended that:

Approval be granted for the following road closures, including 100 metres of each adjoining road, from where it intersects with the road being applied for:

Purpose:                    Targa New Zealand 2011

Date:                      Thursday 27 October 2011

Details of Closure:        **Stage - Kawhia Harbour**

**HARBOUR ROAD** – starting 260m from its intersection with SH31 to the district boundary.

Includes intersections with Bernsten Road (no exit), Kihi Road (no exit), Hauturu Road, Rakaunui Road (no exit), Whenuaapo Road (no exit), Waipuna Road (no exit) and Owhiro Road (no exit). Effects McFarlane Road (no exit), Hikuparea Road (no exit) and Brown Road (no exit).

**Period of Closure:** 9.00am to 1.00pm

**Stage - Waitomo**

**WAITOMO VALLEY ROAD** – from the district boundary to its intersection with Haurua Road.

**HAURUA ROAD** – from its intersection with Waitomo Valley Road to the district boundary.

**Period of Closure:** 11.45am to 3.45pm

### **Stage – Rangitoto / Otewa**

**SIRCOMBE ROAD** – starting from its intersection with Rangiatea Road to its intersection with Lurman Road.

**LURMAN ROAD** – from its intersection with Sircombe Road to its intersection with Paewhenua Road.

**PAEWHENUA ROAD** – from its intersection with Lurman Road to its southern intersection with Maihihi Road.

**MAIHIIHI ROAD** – from its intersection with Paewhenua Road to its intersection with Tauraroa Valley Road.

**TAURAROA VALLEY ROAD** – from its intersection with Maihihi Road to its intersection with Otewa Road.

Includes intersection with Waimahora Road (no exit) and Owawenga Road (no exit).

**OTEWA ROAD** – from its intersection with Tauraroa Valley Road to its intersection with Barber Road.

**BARBER ROAD** – from its intersection with Otewa Road to the district boundary.

**Period of Closure:** 1.00pm to 6.00pm

With the following conditions imposed:

1. Persons will be allowed through in the event of an emergency.
2. Club Targa Inc is to pay an application fee of \$400.00 towards administration of the road closure to Otorohanga District Council.
3. Club Targa Inc is to pay for all advertising costs in appropriate newspapers. Public notice advertisements are to be published in the Waitomo News.
4. Club Targa Inc is responsible for obtaining public liability insurance (and paying the cost thereof) to a minimum value of \$2,000,000. This is required to indemnify Council against any damage to property or persons as a result of rally activities during the road closure period.
5. Club Targa Inc is to comply with the objection provisions contained in the Transport (Vehicular Traffic Road Closure) Regulations 1965.
6. Club Targa Inc is to liaise, and provide evidence of liaison with all operators and businesses that may be affected by the road closures.
7. Club Targa Inc is to consult with all residents of all properties on the roads intended to be closed and also residents on roads connecting with the roads intending to be closed, including any no exit roads. Mail drops to residents are also to be carried out. All mail drops to residents are to be approved by Council staff before distribution to residents commences and must include the date that objections close with Council. The subsequent mail drop is to be completed no later than ten full days before the proposed closures.
8. Club Targa Inc is solely responsible for signposting and policing of the roads to be closed, to ensure that only vehicles connected with the Rally have access to the road closure areas. This includes arranging the delivery, erection and staffing of all road closure barriers and the removal thereof after closures. All gates and entranceways are to be taped and tape is to be removed thereafter.
9. Signs advising of the road closures are to be erected at the start and end of the closed portions of roads and on each intersecting road two weeks prior to the road closure. All signs are to be removed immediately after the closure. A Club Targa representative is to

meet with Council Engineering Staff regarding the required signs format, size, location and quantity of signs for approval before they are manufactured and erected.

### **Report Discussion**

These road closures are proposed pursuant to the Tenth Schedule of the Local Government Act 1974. Club Targa are prepared to comply with the objection provisions contained in the Transport (Vehicular Traffic Road Closure) Regulations 1965, to build on the good relations they have with residents from the affected areas.

**Robyn Hodges**  
**ENGINEERING SUPPORT OFFICER**

**Item-133          POLICE PRESENTATION**

**To:**                    **His Worship the Mayor and Councillors  
Otorohanga District Council**

**From:**                **Executive Assistant**

**Date:**                **2 August 2011**

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**Relevant Community Outcomes**

- The Otorohanga District is a safe place to live
  - Ensure services and facilities meet the needs of the Community
- 

**Executive Summary**

Sergeants A Conners & R van Kalken will attend the meeting to present a 'What's happening in the District' report.

**Staff Recommendation**

It is recommended that:

The Police presentation on what's happening in the District is received.

**Anne Burdon**  
**EXECUTIVE ASSISTANT**

**Item-134 ROAD LEGALISATION PART OURUWHERO ROAD SO 61841, SO 47669, SO 421693 AND SO 440249**

**To: His Worship the Mayor and Councillors  
Otorohanga District Council**

**From: Engineering Manager**

**Date: 2 August 2011**

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**Relevant Community Outcomes**

- Manage the natural and physical environment in a sustainable manner.
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**Executive Summary**

Council has documents requiring consent to the legalisation of part of Ouruwhero Road from the intersection with Te Kawa Road to the Tihiroa Water Supply Reservoir.

The consent is to the declaring of land for road, the stopping and vesting of road, and the taking and vesting of severance pursuant to the Public Works Act 1981 as shown on the plans SO 61841, SO 47669, SO 421693 and SO 440249.

The actions involve the properties owned by, Maori Education Trust, Harlaw Farms Ltd (Neill), GA & PJ Richdale, C & LJ Mylchreest, JC Dickinson, AP & MH Moir and MJ Moir.

**Staff Recommendation**

It is recommended that:

1. The Otorohanga District Council hereby consents to the Minister of Land Information declaring -
  - a. Pursuant to Sec 114 of the Public Works Act 1981 the land described in the **First Schedule** below declared road and vested in the Otorohanga District Council.
  - b. Pursuant to Sec 116 and 117 of the Public Works Act 1981 the road described in the **Second Schedule** below being stopped and vested in the adjoining properties by way of amalgamation with the titles listed and subject to existing mortgages recorded on the titles.
  - c. Pursuant to Sec 119 of the Public Works Act 1981 the road described in the **Third Schedule** below being taken for severance from the titles listed and vested in the titles listed subject to the existing mortgages recorded on the titles.

***South Auckland Land District - Otorohanga District***

***First Schedule - Land to be Declared Road***

<i>Area</i>	<i>Description</i>	<i>Title</i>	<i>Owners</i>
291m <sup>2</sup>	Sec 3 SO 61841	SA57A/53	Harlaw Farms Ltd
218m <sup>2</sup>	Sec 4 SO 61841	SA734/279	C & LJ Mylchreest
2332m <sup>2</sup>	31.4p, 0-1-20.8 on SO 47669	SA257/246	JC Dickinson

126m <sup>2</sup>	5.0p SO 47669	SA1405/72	MJ Moir
3302m <sup>2</sup>	Sec 6 SO 61841	SA69A/81	Maori Education Trust
1304m <sup>2</sup>	17.4p, 35.6p SO 47669	SA69A/81	Maori Education Trust
614m <sup>2</sup>	Sec 3 SO 421693	SA69A/81	Maori Education Trust
878m <sup>2</sup>	Sec 4 SO 421693	SA69A/81	Maori Education Trust

**Second Schedule - Road to be stopped and vested by amalgamation in adjoining titles**

<i>Area</i>	<i>Description</i>	<i>Title</i>	<i>Owners</i>
3333m <sup>2</sup>	Sec 8 SO 61841	SA734/279	C & LT Mylchreest
252m <sup>2</sup>	10.0p SO 47669	SA734/279	C & LT Mylchreest
1555m <sup>2</sup>	9.1p, 0-1-12.4 on SO 47669	SA257/246	JC Dickinson
636m <sup>2</sup>	Sec 1 SO 421693	SA257/246	JC Dickinson
1957m <sup>2</sup>	0-1-37.4 SO 47669	SA1405/72	MJ Moir
2912m <sup>2</sup>	Sec 1 & Sec 9 SO 61841	SA69A/81	Maori Education Trust
2774m <sup>2</sup>	36.9p, 0-1-32.8p SO 47669	SA69A/81	Maori Education Trust

**Third Schedule – Land to be taken for severance and vested in the titles listed**

<i>Area</i>	<i>Description</i>	<i>From Owner</i>	<i>To Owner</i>	<i>To Title</i>
294m <sup>2</sup>	Sec 5 SO 61841	Maori Education Trust	GA & PJ Richdale	SA14C/223
965m <sup>2</sup>	Sec 7 SO 61841	Maori Education Trust	C & LJ Mylchreest	SA734/279
116m <sup>2</sup>	4.6p on SO 47669	JC Dickinson	Maori Education Trust	SA69A/81
55m <sup>2</sup>	2.2p on SO 47669	Maori Education Trust	JC Dickinson	SA257/246
111m <sup>2</sup>	4.4p on SO 47669	Maori Education Trust	MJ Moir	SA1405/72

2. The Mayor and Chief Executive of Otorohanga District Council be authorised to sign and seal any documentation necessary to legalise plans SO 61841, SO 47669, SO 421693, SO 440249.

**Report Discussion**

These legal actions are to put in place the road boundary adjustments over a substantial length of Ouruwhero Road from Te Kawa Road to the Tihiroa Water Supply Reservoir. The actions cover road realignments undertaken in the late 1960's, in 2000 and 2002. There are four road survey plans and seven owners involved in the negotiations. The most complex negotiations involved the Maori Education Trust who are the owners along the full length on the generally western side of the road.

Harlaw Farms Ltd (JW & JR Neill)

Net land loss 291m<sup>2</sup>. No requirement to pay owner for land loss as agreement made with current owner at time of construction. Fencing done.

#### Richdale, GA & PJ

Net land gain 294m<sup>2</sup>. No requirement for owner to pay for land gain as part of agreement made with current owner at time of construction to enable practical physical and safe access to house.

#### Mylchreest, C & LJ

Net land gain 4332m<sup>2</sup>. No requirement for owner to pay for land gain as an agreement was made with the current owner at the time of construction of the major upgrade of the intersection of Ouruwhero Road and Te Kawa Road.

#### Dickinson, CJ

Net land loss of 205m<sup>2</sup>. No requirement to pay owner for land loss as Compensation Agreements were signed in 2000 and 2002.

#### Moir, AP & MH

Net land gain of 1035m<sup>2</sup>. Part of the net land gain relates to actions in 1960's (430m) with the remainder in 2002. Fencing undertaken and land contoured by owner. No requirement for land owner to pay for land.

#### Moir, MJ

Net land gain of 1942m<sup>2</sup>. This land gain relates to the 1960's. The land was then owned by Morite Farms Ltd (Peter Moir – Jack Wallace Farm). There were offsetting land losses to the property in the vicinity of the water reservoir related to the origin Jack Wallace property now owned by the Cowans. The Moir property has, and continues, to supply the land on which the Tihiroa Rural Water Supply Reservoir sits at no cost to the Council for the land or the access to the land. The Council use of the land for the reservoir is protected by a Compensation Certificate on the Moir land title dated March 1988 with the Council paying a one off compensation of 10 cents for the loss of use of the land.

This is no requirement in the agreement for the owners to pay for the net area gain related to this road realignment.

#### Maori Education Trust

Net land loss of 2481m<sup>2</sup>. This land loss is made up of road realignment in 1960's and also in 2000 and 2002. Some of the land loss is covered by two Compensation Agreements in 2000 and 2002 which were recorded on the land title SA69A/81 and related to when the owner was Bracegirdle. The 1960's land loss was 854m<sup>2</sup> and a Registered Valuation was obtained for this loss and a value of \$2,306 + GST was set. The Maori Education Trust accepted this figure and on 4 March 2011 the Board resolved to accept the \$2,306 + GST for the road boundary adjustments at Ouruwhero Road. The Council agreement with the Maori Education Trust includes the requirement for Council to pay the above figure to the Maori Education Trust.

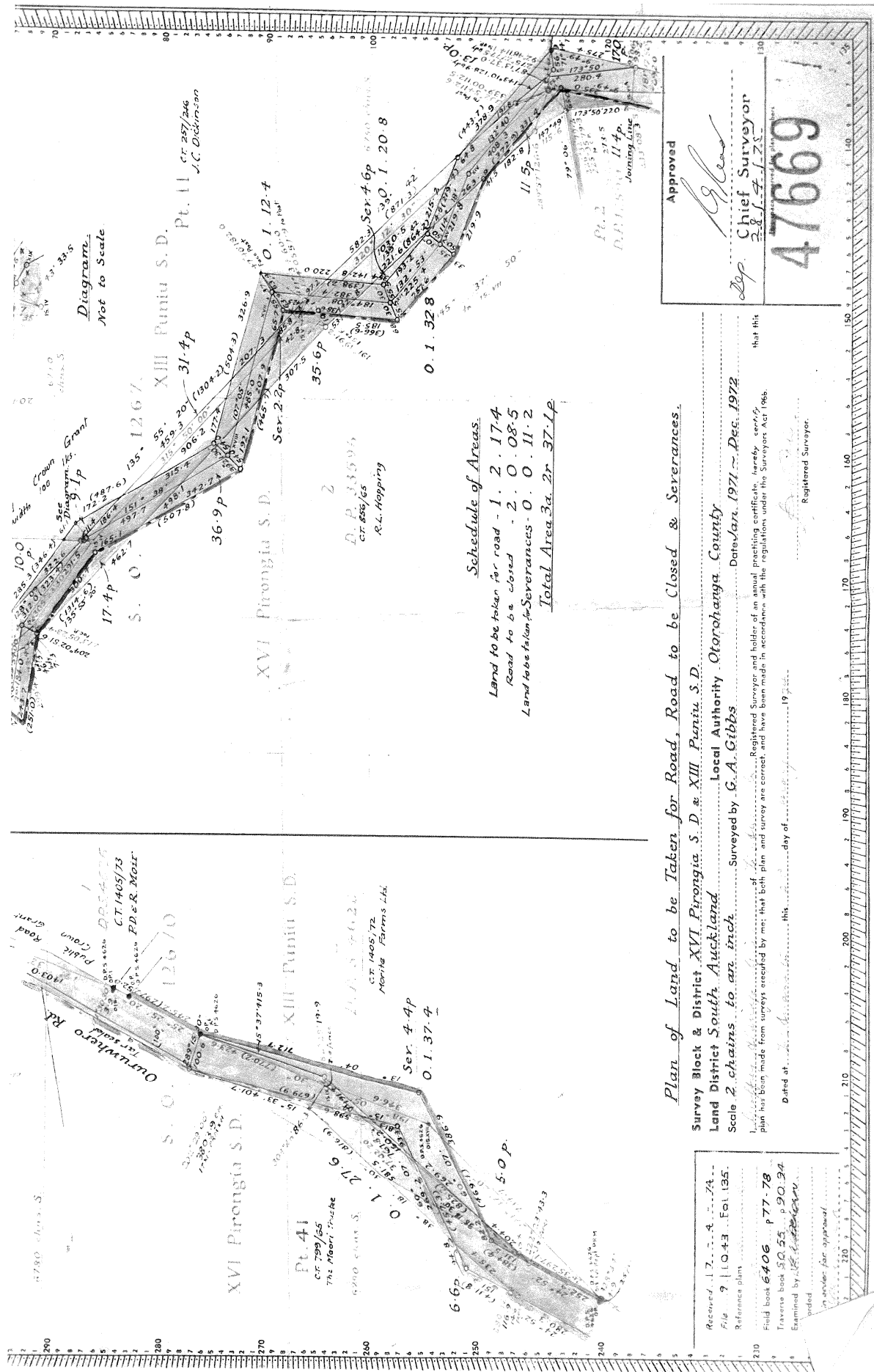
As is standard practice all of the above agreements with the land owners require the Council to meet all legal costs associated with the road legalisation process.

Prepared by

**Roy Chadwick**  
**ENGINEERING MANAGER**

#### **Attachments**

SO 47669, SO 61841, SO 421693 and SO 440249



LAND TO BE ACQUIRED FOR ROAD			
SHOWN	DESCRIPTION	TITLE REF.	AREA
SEC. 3	PT. LOT 2 DPS 36235	CT. 57A/53	291m <sup>2</sup>
SEC. 4	PT. SEC 14 BLK XIII PUNIU S.D.	CT. 73H/279	218m <sup>2</sup>
SEC. 6	PT. LOT 1 DPS 88179	CT. 69A/81	3302m <sup>2</sup>
TOTAL			3811m <sup>2</sup>

SEVERANCE			
SHOWN	DESCRIPTION	TITLE REF.	AREA
SEC. 5	PT. LOT 1 DPS 88179	CT. 69A/81	294m <sup>2</sup>
SEC. 7	PT. LOT 1 DPS 88179	CT. 69A/81	965m <sup>2</sup>
TOTAL			1259m <sup>2</sup>

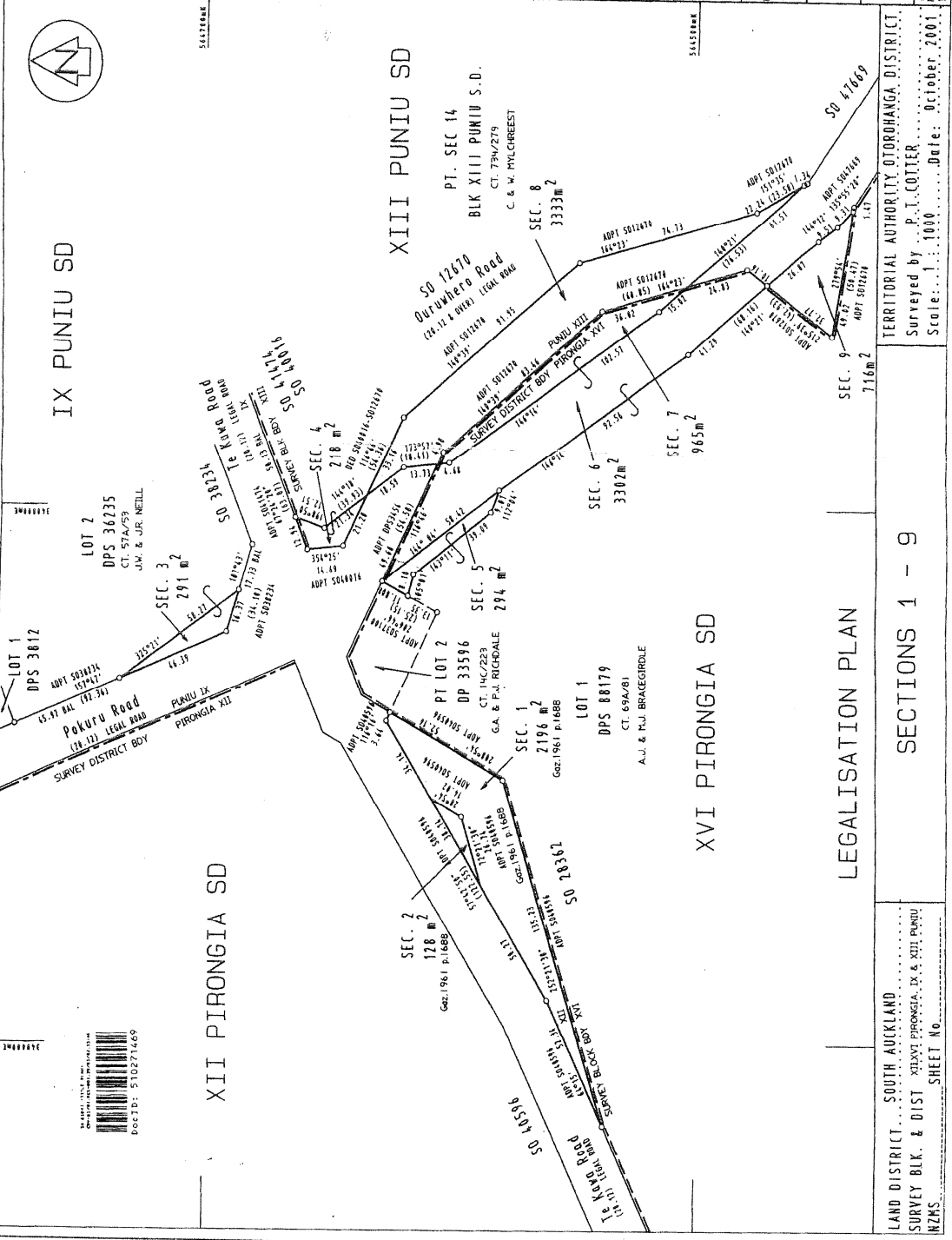
SEVERANCE TO BE AMALGAMATED			
SHOWN	DESCRIPTION	REF.	AREA
SEC. 2	LAND FOR USE ect.	Goz.1961 P.1688	128m <sup>2</sup>
TOTAL			128m <sup>2</sup>

ROAD TO BE STOPPED			
SHOWN	ADJOINING	TITLE REF.	AREA
SEC. 1	LOT 1 DPS 88179	CT. 69A/81	2196m <sup>2</sup>
SEC. 8	PT. SEC 14	CT. 73H/279	3333m <sup>2</sup>
SEC. 9	LOT 1 DPS 88179	CT. 69A/81	716m <sup>2</sup>
TOTAL			6245m <sup>2</sup>

CLASS II SURVEY			
Total Area	1,144,300		
Completed in	CT. 73H/279	CT. 69A/81	CT. 57A/53
	Goz.1961 P.1688	CROWN GRANT ROAD	



Approved

FILED BOOK NO. 51027469

LAND DISTRICT... SOUTH AUCKLAND  
 SURVEY BLK. & DIST XIII XVI PIRONGIA, IX & XIII PUNIU  
 NZMS SHEET NO. SO 61841

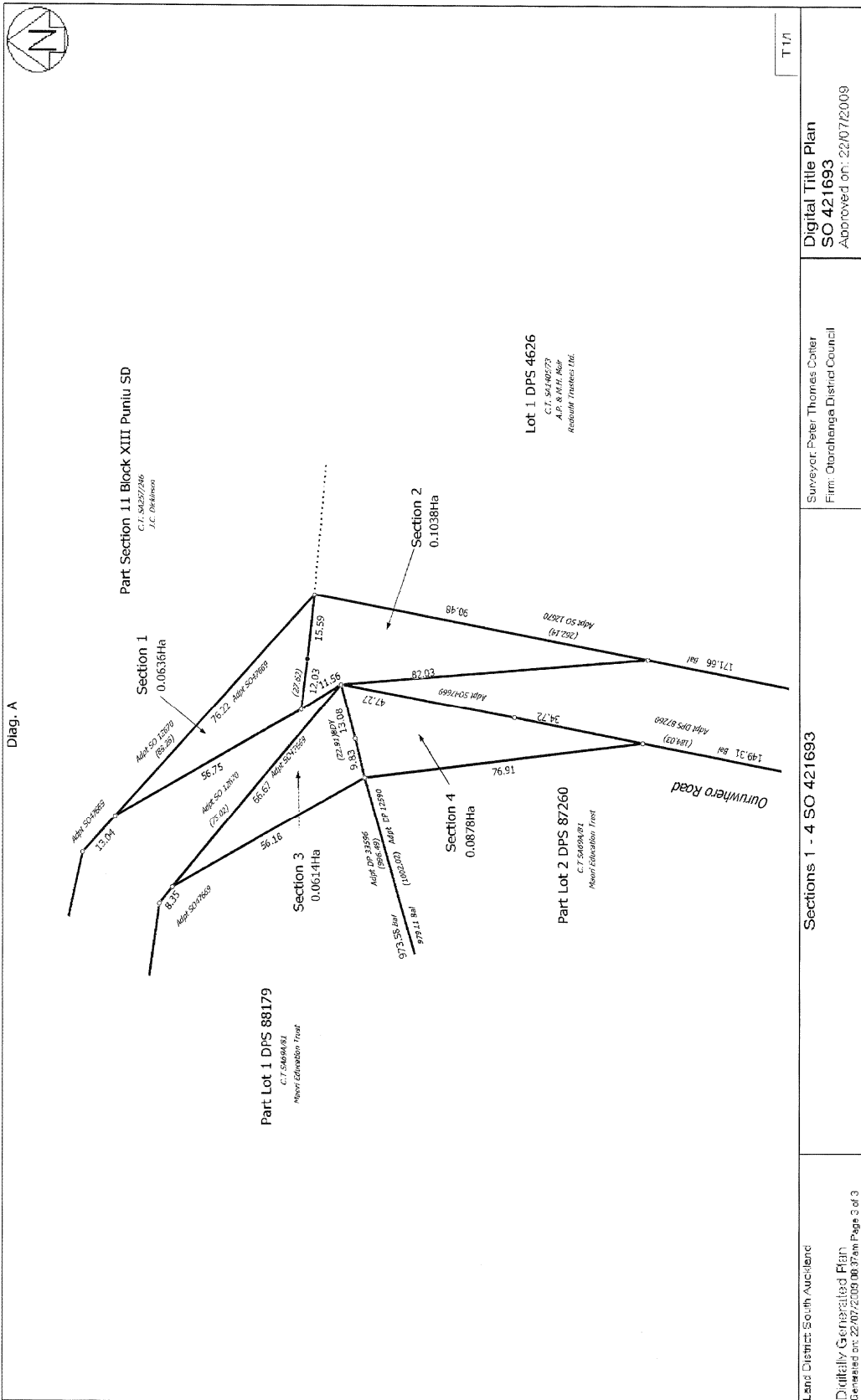
TERRITORIAL AUTHORITY OTOROHANGA DISTRICT  
 Surveyed by P. I. COTTER  
 Scale: 1:1000 Date: October 2001

Approved as to Survey  
 20/5/2002  
 P. I. Cotter  
 District Land Registrar

Deposited this 20th day of May 2002

File No. SO 61841

Instructions





**Item-135            ODC MATTERS REFERRED FROM 21 JUNE 2011**

**To:                    His Worship the Mayor and Councillors  
                          Otorohanga District Council**

**From:                Governance Supervisor**

**Date:                 2 August 2010**

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**Executive Summary**

**1.    CHIEF EXECUTIVE**

19 April 2011

- i.        To discuss with designer David Walmsley discreet changes to the existing district Logo as highlighted in the discussion held on this matter.

**2.    ENGINEERING MANAGER**

10 May 2011

- i.        To discuss, in a workshop situation, the issue of Property Owners planting trees along road boundaries and in other locations affecting visibility, damage by the root structure, etc.
- ii.      To investigate the option of utilising heat pumps at the Otorohanga Pool Complex to be included in a report on various options in respect to the pool complex.

21 June 2011 - Workshop to be held 14 July 2011 at 5.00pm.

**CA Tutty**  
**GOVERNANCE SUPERVISOR**

## GENERAL

### MOTION TO EXCLUDE THE PUBLIC

#### Item-136 SMITHS PIT OTEWA ROAD POSSIBLE SALE CONFIDENTIAL

##### Reason for Confidentiality

	<b>Grounds</b>	<b>Reason</b>
	Section 48(1) of the Local Government Official Information and Meetings Act 1987, which permits the meeting to be closed to the public for business relating to the following grounds: -	Subject to sections 6, 8 and 17 of the Local Government Official Information Act 1987, the withholding of the information is necessary to:
<b>“SMITHS PIT” OTEWA ROAD POSSIBLE SALE</b>	48(1a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.	7(2h) Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities. 7 (2i) Enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).

