

# **Easement for New Footpath on Centreway, Pauanui**

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<b>TO</b>	Tairua-Pauanui Community Board
<b>FROM</b>	Sam Edlin - Roading Engineer
<b>DATE</b>	24 March 2015
<b>SUBJECT</b>	<b>Easement for New Footpath on Centreway, Pauanui</b>

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## **1 Purpose of Report**

For the Tairua-Pauanui Community Board to recommend that Thames-Coromandel District Council agree to allow an easement across Pauanui Community Church land at Centreway, Pauanui. This easement is for the purpose of constructing and maintaining a footpath for public use connecting the Pauanui shopping centre with the new community centre.

## **2 Background**

- On 24 November, the Tairua-Pauanui Community Board confirmed prior to Christmas 2014 that a footpath on Centreway be constructed, connecting the Pauanui shopping centre with the existing footpath outside the new community centre. The Tairua-Pauanui Community Board also confirmed that the Pauanui community church were agreeable to the footpath on their property due to this being the route used by the public currently.
- The Centreway footpath has been designed and was presented to the Tairua-Pauanui Community Board at their workshop on the 16 February 2015 for comment
- Consultation with the Pauanui Community Church in regards to the proposed footpath construction design has been completed with the outcome being that they are happy with the design with only some minor changes requested.
- Advice from Council's legal team has been sought, they advise that Council approval is required prior to any easement agreement being formalised with the Pauanui Community Church.

## **3 Issue**

An easement is required in order to construct a footpath for public use on Pauanui Community Church property, connecting the Pauanui shopping centre with the new community centre. Refer to Attachment A for the footpath design.

## **4 Discussion**

A footpath through the Pauanui Community Church property is the most direct route (and is currently used by pedestrians) to/from the Pauanui shopping centre and the existing footpath on the north-eastern side of Centreway and the new Pauanui community centre.

Council is legally required to have an easement over the Pauanui Community Church land in order to construct and maintain a footpath. An easement agreement is required to be in place before construction of the footpath commences.

If the Tairua-Pauanui Community Board recommends that Council approve the request for an easement, a report will be presented to the 13 May 2015 Council meeting for their approval.

If approved by Council an easement agreement will be compiled and signed by the Pauanui Community Church and Council prior to work starting.

Construction of the footpath could then proceed with the timing of this work likely to be June 2015.

## **5 Suggested Resolution(s)**

That the Tairua-Pauanui Community Board:

1. Receives the report.
2. Recommends to Council to allow for an easement across Pauanui community church's property for the purpose of constructing and maintaining a footpath for public use.

## **References-Tabled/Agenda Attachments**

***Attachment A***            *Centreway Footpath Design*

**Attachment A - Centreway Footpath Design**