

Gore District Council Decisions



APPLICATION UNDER SECTION 348

LOCAL GOVERNMENT ACT 1974

Application reference	OTHR24704
Applicant	H Bonnar
Proposal	Application under s348 of the Local Government Act 1974 (LGA) to create a new right of way over Lot 7 Deposited Plan 2218 in favour of Lot 6 Deposited Plan 2218.
Location	7 Lewis Street, Gore
Legal Description	Lot 7 Deposited Plan 2218
Decision Date	16 December 2024

SUMMARY OF DECISIONS

1. Consent is granted pursuant to Section 348 of the LGA, subject to the conditions outlined in this decision, imposed pursuant to Section 348 (2) of the LGA. The consent only applies if the conditions outlined are met.
2. The decision to grant consent was considered by Werner Murray, under delegated authority pursuant to Section 34A of the RMA.

1. The Proposal

Consent is sought to establish a right of way over Lot 7 Deposited Plan 2218, in favour of Lot 6 Deposited Plan 2218.

The legal width of the right of way will be 5.5m.

The right of way has been formed and no further physical works are proposed or deemed necessary.

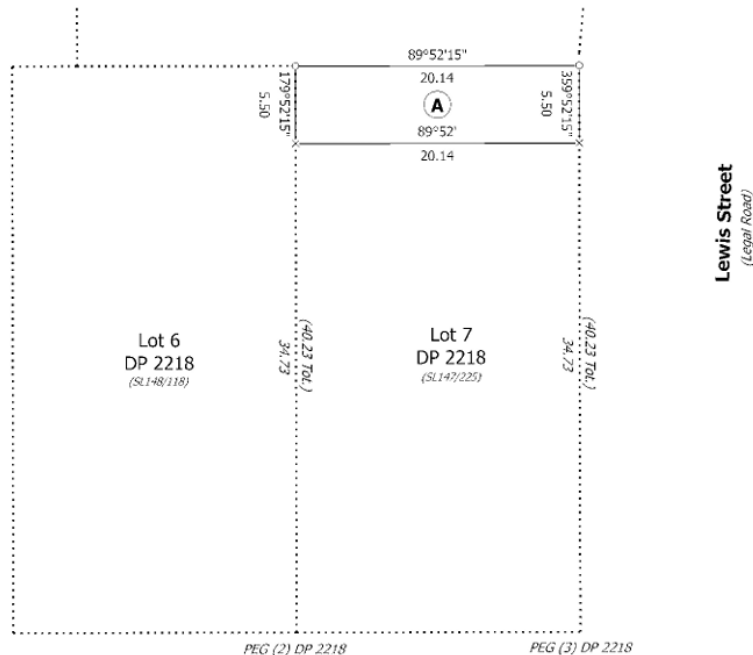


Figure 1: Proposed right of way plan.

2. Reasons For Decision

The site is within the Residential A zone. Both sites are utilised for residential activity.

Lot 6 DP 2218, the Lot benefiting from the right of way has frontage onto Thomas Street, however the historic situation has been to access the site via Lewis Street.

No physical works are proposed or deemed necessary as the right of way and vehicle crossing have been formed.

The sites are not subject to any natural hazard risk.

3. Decision on application to create (a) new right of way(s) Pursuant to Section 348 of the LGA

Consent is **granted**, subject to conditions outlined below imposed pursuant to Section 348 (2) of the LGA, for the creation of the following ROW Easements;

Conditions:

The Gore District Council hereby consents to the granting or reserving of Right of Way Easements A over Lot 7 Deposited Plan 2218 in favour of Lot 6 Deposited Plan 2218 under section 348 of the Local Government Act 1974, subject to the following conditions:

- 1 That the activity be undertaken in accordance with the application for the creation of the Right of Way easements as shown on the following plans:
 - Title Plan LT 612620 'Easement over Lot 7 DP 2218'

4. Other Matters

The costs of processing the application are currently being assessed and you will be advised under separate cover whether further money is required.

If you have any enquiries please contact the duty planner on phone (03) 209 0330 or email planning@goredc.govt.nz.

Prepared by



Joanne Skuse

Decision made by



Werner Murray

Appendix A: Approved Plans

