



Auckland Transport Open Board Meeting – 25 February 2025

**Agenda item 15.0**

**Public presentation: Road stoppages of the dead-end of Waimarie Rd, to enable ownership to be transferred to Auckland Council, to ensure these greenspaces can enjoy protection under the Reserves Act 1977**

**By Dave Allen**

# Population increase - Whenuapai

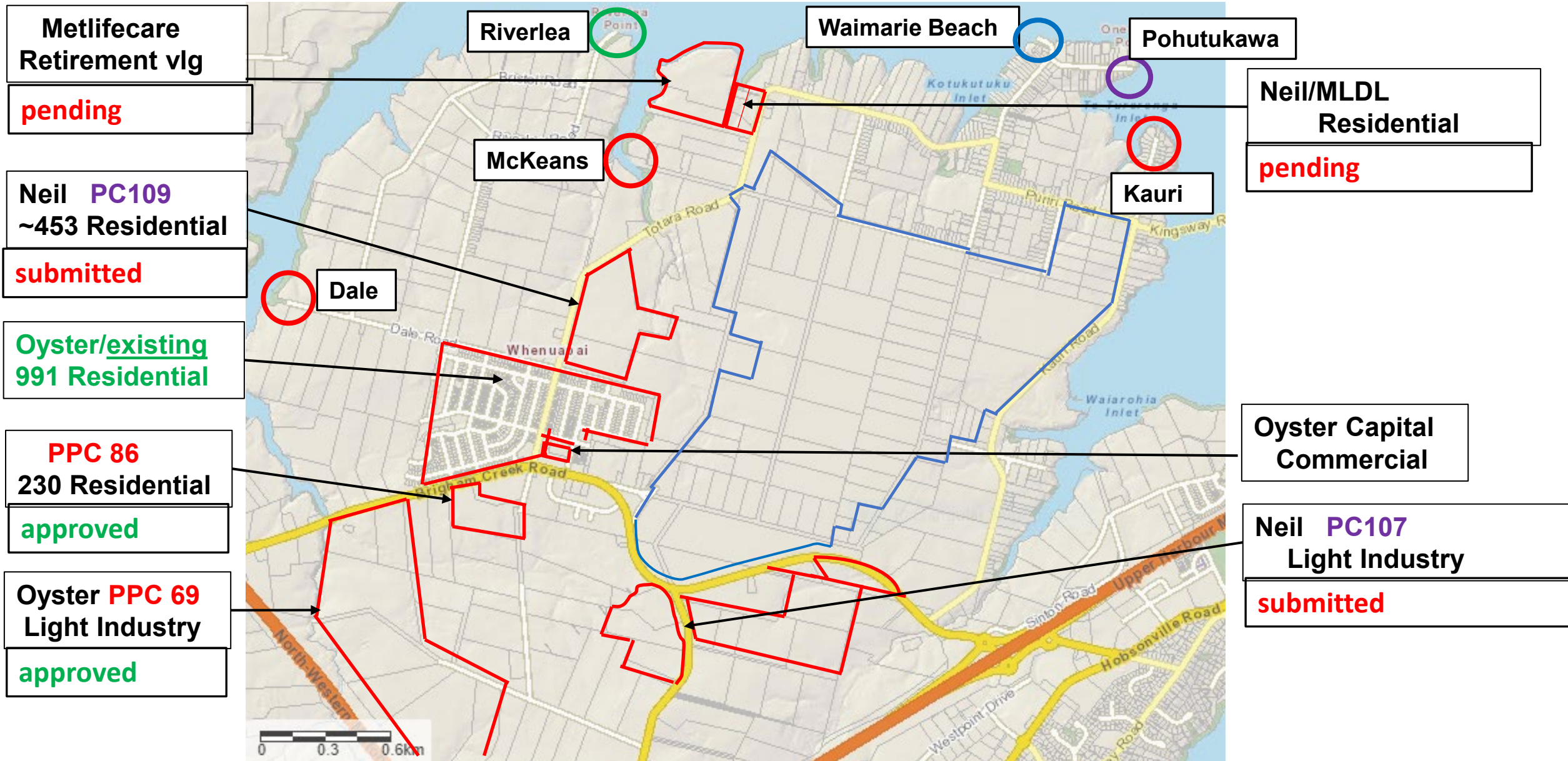
~1,200 houses today, 2025

6,069 houses by 2031

16,594 houses by 2051

A.C. Long Term Plan

# Whenuapai – developments & “road-ends”



# Waimarie Beach Reserve

## Features

The only boat ramp in the Whenuapai region

Area highly valued by the community as a Reserve

Traditionally & frequently used by the public as a Reserve .  
 . (unfortunately only the lower part)

**Encroachment & also “discouragement” of public  
from the entire upper part by adjoining properties**

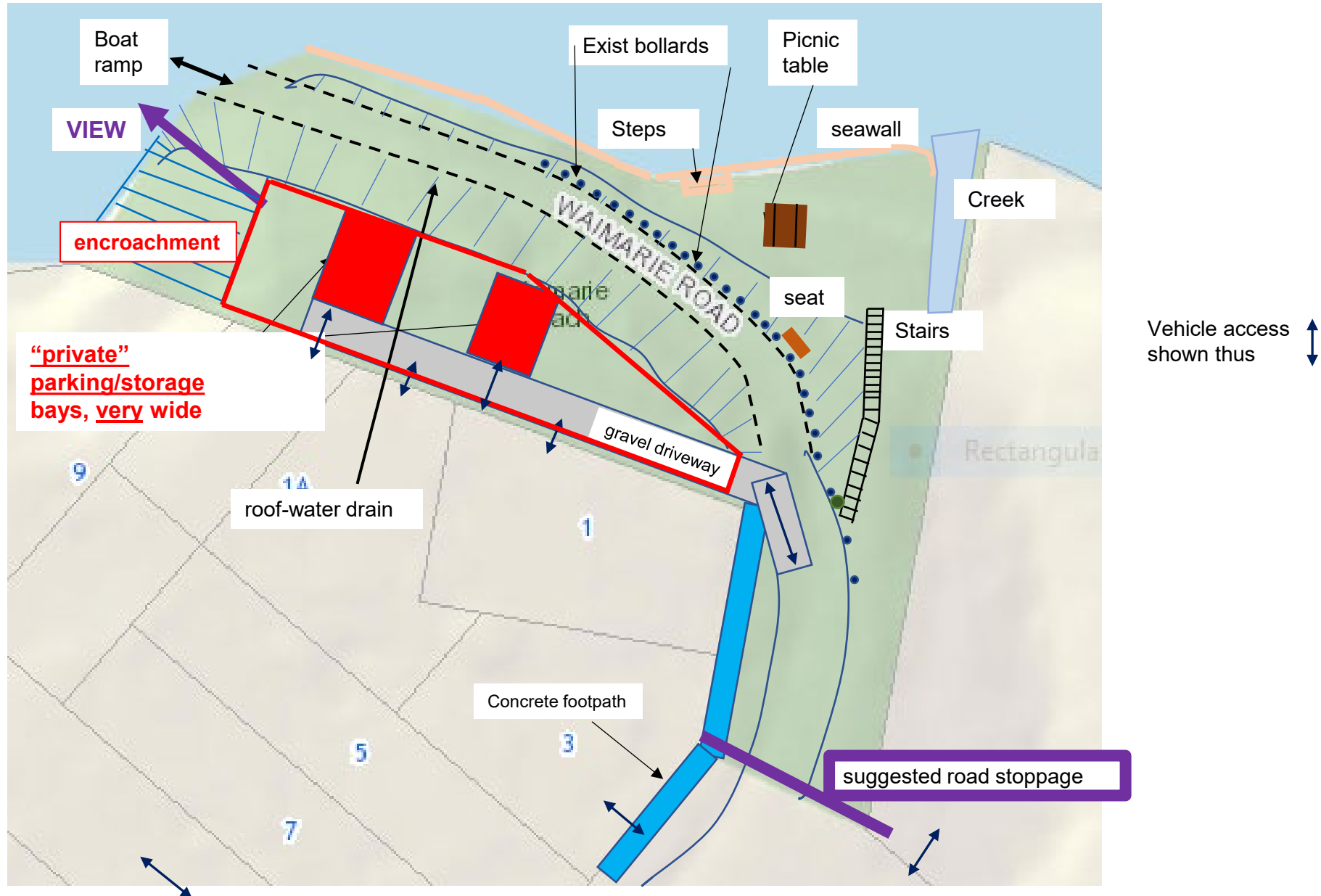


**Panoramic view from upper part Waimarie Beach reserve**  
**Denied to the public by local resident**





# Waimarie Beach Reserve



# Waimarie Beach reserve

32 submitters to the LPMP reported in writing, being “chased off” the upper reserve by the owner of the adjoining property

## Typical examples of the 32 submissions:

!

From a member of an immigrant church group, holding a prayer meeting:-

“a man who lived nearby came out of his house and told us to go back to where we came from”

“ the local resident at the top told me to “xxxx off”.

I told him it was a public area and he told me Auckland Transport had given him the land “

## Excerpt from review of CCOs – July 2020

Auckland Transport and the Council can both make road-related bylaws. (page 32/104)

Auckland Transport can make bylaws regulating **transport** matters (such as maximum speed limits, parking rules and vehicle weights)

while the

Auckland Council can regulate **non**-transport matters (such as public safety, **protecting the public from nuisance and minimising offensive behaviour**)



## **The professed Auckland Transport attitude today.**

With the Road Reserve **being enjoyed** and used as reserve, while remaining legal road, it is **unclear** as to how the Whenuapai community has been **disadvantaged**

(letter July 2022, AT to MP Chris Penk)

**When adjacent residents aggressively discourage all visitors to the upper part, it is very “clear”**

# Conclusion- Waimarie Beach

Change the legal designation from

“Road”

(with little or no protection)

to

“Esplanade Reserve”

with associated protection under the Reserves Act 1977

and the current encroachment can be prevented,  
so the entire reserve, is available for public use

19 years ago Riverlea Reserve was created with a “road stoppage”  
of the dead-end of Riverlea Road

**The same could now also be done for the “dead-ends” of:-**

**Waimarie Road** - as an example - see earlier slides

**McKeans Road**

**Dale Road**

**Kauri Road**

**Pohutukawa Road**

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# Legal Roads -> Legal Reserves



**It is totally inappropriate for AT to own reserves !**



# A free reserve ! (Currently all a “road”)

Pohutukawa Rd



# Support

The following parties have expressed their support to the Waimarie Road “stoppage”

- 1) Cr John Watson (Albany ward councillor)
- 2) Cr Wayne Walker (Albany ward councillor)
- 3) Upper Harbour Local Board (UHLB)
- 4) Whenuapai R & R
- 5) 98% of the 165 Whenuapai submitters  
to the UHLB Local Parks Management Plan



**end**

**3 Supplementary slides follow**

# Riverlea Rd- was a road, now a Reserve





# Waitakere Council board minutes Nov 2005

→ [W·A·I·T·A·K·E·R·E·C·I·T·Y·C·O·U·N·C·I·L](#)



MINUTES OF A MEETING OF THE MASSEY COMMUNITY BOARD HELD IN THE CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY, ON WEDNESDAY, 2 NOVEMBER 2005, COMMENCING AT 7.35 PM.

## 13 → APPROVAL TO STOP A LEGAL ROAD, RIVERLEA ROAD, WHENUAPAI

2099/2005

MOVED by Cr Cooper, seconded JG Riddell:

- That the Approval to Stop a Legal Road, Riverlea Road, Whenuapai report be received.
- That the Massey Community Board recommends to Council, to stop approximately 120 metres of Riverlea Road, Whenuapai prior to the cul-de-sac end, in accordance with schedule 10 of the Local Government Act 1974.

**CARRIED**

# The issue

Due to an inadvertent administrative oversight, when the “super-city” was formed from the “legacy” Councils, the  
WAIMARIE BEACH **RESERVE**  
actually still had legal designation as a “**ROAD**” - so now “owned” by A.T.

This error was because the Waitakere Council mistakenly believed the area was already legally a Council reserve  
- to the extent it was on the AC “asset list” for 10 years, but now on being so informed, it has been removed and shows only on the AT “asset list”