



Fw: Final Response (Part 2) - LGOIMA 306763: Shaw Bird Park - Official Information

From: Official Information <officialinformation@hcc.govt.nz>
Sent: Sunday, March 12, 2023 12:14 PM **To:**
Official Information <officialinformation@hcc.govt.nz> **Subject:** Final Response
(Part 2) - LGOIMA 306763: Shaw Bird Park - Official Information

Kia Ora,

I refer to your **information request below**, Hamilton City Council is able to provide the following response.

Your Request 1:

When did the bridges suddenly appear on the East/West Road, as they weren't there when the environment court action was held?

Our Response 1:

Some form of gully crossings have been identified in the development of Southern Links since the outset, whether they are culverts, bridges or other crossing forms. This is a separate issue to the Environment Court decision. The Environment Court decision related to an objection by Mr and Mrs Shaw to the taking of the land. The Court found the taking of interests in the Shaws' land as proposed by the Council is fair, sound and reasonably necessary for achieving the Council's objectives. The Court dismissed the objection in all respects. The full Environment Court decision is available [here](#).

Your Request 2:

If so, does that mean the Environmental Court action is null and void, all of this information was not presented to the court?

Our Response 2:

No

Your Request 3:

Who is building the bridges and when did they appear on East/West road?

Our Response 3:

Council has engaged Downer NZ for the East/West Road between Peacockes Road and Hall Road. Council is yet to confirm the final contractor for completing the project. Gully crossings have been identified in the Southern Links network for many years and the final form of crossings is confirmed as part of detailed design.

Your Request 4:

What are the costs of these bridges? Are the rates and the taxpayer paying for these bridges?

Our Response 4:

Finals costs are yet to be confirmed as contracts for the remaining works have not been let. Therefore as this information does not exist we are refusing this part of your request per section 17(e) of the Local Government Official Information and Meetings Act 1987 (LGOIMA).

The costs of the bridges are not separated out in the existing contract. Funding for the East-West Road includes a combination of Government funding, rates funding and development contributions.

Your Request 5:

Why is road necessary?

Our Response 5:

The East-West Road provides a key connection to enable development, housing and safe connectivity for people and transport in the Peacocke neighbourhood. The necessity for the road is addressed in the Environment Court decision linked above.

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Kind Regards,

Laura | Official Information Coordinator

Governance & Assurance Team | People and Organisational Performance

Email: officialinformation@hcc.govt.nz



From: Official Information <officialinformation@hcc.govt.nz>
Sent: Friday, 10 March 2023 2:05 pm
To: Official Information <officialinformation@hcc.govt.nz>
Subject: Final Response (Part 1) - LGOIMA 306763: Shaw Bird Park - Official Information

Kia Ora,

I refer to your information request dated 26 January for the following requests concerning the Peacockes/Shaw Bird Park area:

- When did the bridges suddenly appear on the East/West Road, as they weren't there when the environment court action was held
- If so, does that mean the Environmental Court action is null and void, all of this information was not presented to the court
- Who is building the bridges and when did they appear on East/West road?
- What are the costs of these bridges? Are the rates and the taxpayer paying for these bridges?
- Why is road necessary?

As per our requirement under Local Government Official Information and Meetings Act 1987, Hamilton City Council is formally advising you that we have decided to grant your request and will be providing response to these questions. However, we require some further time to allow us to gather approvals to release the information per our standard process.

We ask you to please bear with us as we complete your request. This information will be provided to as soon as it is approved for release.

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Kind Regards,

Laura | Official Information Coordinator

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