



Policy Document

UNMADE ROAD DEVELOPMENT POLICY

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Classification: Infrastructure		
Strategic Plan link: Strategy 1.1.7 Section 90(8a) & (8b) of the <i>Local Government Act 1999</i>		
References and related Policies & Procedures: Local Government Act 1999 DCSB-I-14.02 Crossover, Road Verge, and Driveways Policy		

1. Introduction

There are many public road reserves within the District Council of Streaky Bay which are currently unmade, unformed, or formed only.

2. Policy Objective/Statement

To provide clear guidelines regarding requests relating to the construction or maintenance of unmade, unformed and formed roads.

This policy will assist Council in determining the extent to which it will be involved in the survey and capital improvement and/or maintenance of unmade or unformed road reserves to ensure:

- any works on unmade, unformed, or formed roads are undertaken without impact on existing budgeted works.
- that there is a fair and transparent process in place for the improvement of unmade roads.

This policy does not apply to vehicular access (driveway) from the road to the property boundary as per Councils Crossover, Road Verge, and Driveways Policy DCSB-I-14.02.

3. Definitions

Public Road Reserve An area of land gazetted to public use as a road, but does not include State controlled roads. In some cases, these areas may be graded periodically as fire access tracks, or for other purposes. For the purposes of this policy, these roads are considered unmade.

Formed road - A public road reserve that does not have gravel paving but which is formed using a grader so that stormwater will drain off laterally.

Unformed road - A public road reserve that has been cleared and open to, and customarily used by the public.

Unmade road – A public road reserve that has had no capital improvements including clearing, formation and gravel paving. Notwithstanding, an unmade road may be trafficable or un-trafficable in all weathers.

4. Policy

There is no obligation on the Council to undertake capital improvement and/or maintenance of unmade, unformed, or formed roads within a public road reserve for the purpose of access by the land owner to his or her land.

In general Council will not undertake capital improvements or maintenance works to unmade, unformed, or formed roads where the road does not provide access to a property with an existing dwelling. Special circumstances such as access to beaches, camp grounds and tourist attractions may be considered at Councils discretion.

Where a written request is received requesting the construction of an unmade, unformed, or formed road to provide access to a property

- a. The request is to be drawn to the Council's attention and listed for budgetary consideration in future road construction or maintenance programs and in reference to Councils Asset Management Planning or other policies and budgetary constraints. Council may consider partial funding of the works in agreement with the person making the request
- b. Where the person making the request wishes to undertake construction at their expense, the approval for capital improvements will be by resolution of Council and provide that the works:
 - I. be totally funded by the person making the request, including associated survey and fencing costs; and
 - II. be undertaken by Council with the Works Manager providing a quote for the works at Private Works rates; or
 - i. a consulting engineer be engaged at the persons expense to design and submit drawings for approval and supervise construction to the Council's satisfaction.
 - III. be undertaken to Councils specifications and AusRoad Guidelines

Where a public road reserve is constructed to a standard approved by Council, and inspected and accepted by the District Services Manager, Council will continue to maintain the road to a standard set by resource and budgetary constraints applicable within each financial year in accordance with Council Asset Management Planning.

5. Delegations

The District Services Manager and the Regulatory Services Manager must report jointly on the establishment of any road on an unmade road reserve. The decision to allow the capital improvements of an unmade road reserve must be resolved by a council resolution, except in the case of clearing for fuel reduction zones (fire breaks) which is delegated to the District Services Manager.

6. Policy Review

This policy shall be reviewed every three years unless legislative changes require an earlier review.

7. Records Management

All records shall be kept and disposed of in accordance with councils Document Control Policy, Records Management Policy & Procedure and the Local Government General Disposal Schedule 20 Version 4.

8. Availability of Policy

This policy will be available for inspection at the Council's principal office during ordinary business hours at no charge. Copies of this policy may be obtained upon request at a cost published in Council's Schedule of Fees and Charges.

9. References/Legislation

Local Government Act 1999
DCSB –I-14.02 - Crossover, Road Verge, and Driveways Policy
Development Act 1993