DISTRICT COUNCIL OF Streaky Bay
29 Alfred Terrace, Streaky Bay SA 5680
T: (08) 8626 1001 **E:** dcstreaky@streakybay.sa.gov.au

UNMADE ROAD DEVELOPMENT POLICY

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Strategic Plan link: Infrastructure that Meets our Community, Economic and Environmental Needs		
References and related Policies, Procedures and Forms: *Local Government Act 1999* Local Government (Financial Management) Regulations 2011 *Planning, Development and Infrastructure Act 2016*		

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1. 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.

2. Introduction

There are many public road reserves within the District Council of Streaky Bay which are currently unmade, unformed, or formed but not paved or sealed.

3. Strategic Focus

The Policy strategic focus is in ensuring that infrastructure meets our community, economic and environmental needs, and ensuring that we have a healthy natural environment and an attractive built environment.

4. Policy 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.

5. Policy Detail

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 landowner 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, campgrounds 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.

6. Development Applications

Where a development application proposes new development or new allotments which rely upon an Unformed Road or Unmade Road for access, it will be subject to assessment against relevant provisions of the Planning and Design Code requiring safe and convenient access for the purposes of planning assessment by the relevant authority.

Where upgrades are required to ensure appropriate and safe access to proposed developments, any such upgrades will be undertaken by the developer at the developer's expense and subject to an appropriate Infrastructure Agreement or Bonding Agreement with the Council prior to the grant of any related section 221 authorisation for the works under the *Local Government Act 1999* or any development authorisation under the *Planning, Development, and Infrastructure Act 2016*, as relevant.

7. Delegations

The General Manager - Infrastructure and the General Manager – Prosperity, 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 General Manager – Infrastructure.

8. Records Management

All records shall be kept and disposed of in accordance with Councils Records Management Policy & procedure and the current General Disposal Schedule.

9. Further Information and Policy Availability

This policy will be available for inspection at the Council offices listed below during ordinary business hours and available to be downloaded, free of charge, from Council's internet site: www.streakybay.sa.gov.au

District Council of Streaky Bay
29 Alfred Terrace
Streaky Bay SA 5680

Copies will be provided to interested parties upon request. Email dcstreaky@streakybay.sa.gov.au

10. Document History

Version No	Issue Date	Description of Change	Date Endorsed
1.00	June 2017	First Version	15 June 2017
2.0	May 2024	Second Version – development addition	22 May 2024