Pipes Across and Along Roads – Water, Drainage & Irrigation WO-CP-503

(PUBLIC POLICY)

1 Policy History

Revision No.	Council Meeting Date	Minute No.	Adoption Date
1	09/04/2019	19/119	09/04/2019

2 Policy Objective

The purpose of this policy is to set down guidelines to ensure that all private pipelines and associated infrastructure constructed on/under public road reserves are carried out to a high standard and that the pipeline does not become a burden to the community through inappropriate location or construction methods.

Retrospective application of this policy can be applied for in writing to Council's General Manager.

3 Policy Statement

Where it can be practically located, Council will grant approval for a private pipeline to be located in a public road reserve subject to compliance with conditions 1 - 18 listed below:

Upon full compliance with these conditions, an approval under Section 138 of the Roads Act 1993 can be issued. Under this act, Council must be notified of the date that construction will commence to allow adjoining landowners and other affected parties to be advised of the works.

Approval is for a period of 1 year from the issue of the Section 138 Roads Act Approval. The approval will lapse if the pipeline is not substantially commenced in that period.

1. Submission of detailed engineering plans showing details of the proposed pipeline and any other associated infrastructure. The location of the pipeline is to be in accordance with requirements of the Director Infrastructure & Operations.
2. All works are to be undertaken in accordance with Council's specifications as amended by Griffith City Council. The Applicant is to meet all costs.
3. An assessment of the environmental effects of the proposed pipeline is to be undertaken in accordance with the Environmental Planning & Assessment Act and a review of environmental factors submitted to Council with the engineering plans.
4. A bond of 5% of the total cost of works (minimum $500) shall be lodged with Council to ensure that all defects in the works, which become apparent during the construction period and for a period of twelve (12) months after completion, are remedied in accordance with Council's specifications. If these defects are not satisfactorily remedied Council may use bond moneys to carry out rectification works or disconnect the pipeline. Any unexpended bond money will be returned at the end of the twelve (12) month period, less the estimated cost of any outstanding works.
5. Any adjustment to utilities necessary to allow construction are to be carried out at the

cost of the Applicant and to the satisfaction of the relevant authority. Written confirmation of same will be required to clear the refund of the bond money.

6. The applicant will be required to provide details of Murrumbidgee Irrigation concurrence with the site of any proposed pump station location and copies of the authority to extract water in quantities commensurate to the size of the pipeline.

7. The applicant is to provide ongoing Public Liability insurance to the value of $20 million dollars, which policy is to indemnify Griffith City Council against any claims arising from the placement of the pipeline within the road reserve. The policy is to cover the cost of any damage to Council assets arising from the operation or failure of this pipeline. Details of this insurance cover must be approved by Council prior to commencing the work and a certificate of currency submitted on a yearly basis. Council is to be listed as an 'interested party' on the policy.

8. The applicant is to enter into a licence agreement with Council setting out all terms and conditions, inclusive that any future maintenance works be carried out in accordance with Councils specifications. The full cost of relocating or upgrading any section of the proposed pipeline, affected by future realignment or upgrading of the adjoining roads, will be met by the applicant.

9. Before any work is commenced, approval to the proposal must be obtained in writing. Prior written approval from the Roads & Maritime Services is also required in respect of any roads under their control.

10. At the point of crossing the road, the pipe shall be sleeved as required by Council's current specifications. Concrete pipes will be excluded from being sleeved.

11. The road surface must be fully reinstated and compacted in accordance with Councils specifications and shall be appropriately covered so as not to create a slippery surface. Any repair/compaction required to be undertaken by Council will be charged for as Private Works.

12. Location Post to be erected adjacent to fence lines, indicating existence of underground pipes.

13. Council's Surveyors will undertake a survey of the pipe prior to backfilling. This survey will form part of the licence agreement indicating the location of the pipe on Council's road reserve. A charge will be applicable to undertake the survey works and payable by the applicant to Council. A minimum of five (5) days' notice is required for Council Surveyors.

14. At least 14 days' notice shall be given before commencing any work and the exact position being pegged so that the site can be inspected by Council's representative.

15. Any damage caused to the pipe, sleeve or location posts are to be repaired by the party causing the damage.

16. Council may at any time revoke the licence or alter the above conditions.

17. Council reserves the right to charge an annual fee for the licensing of the road reserve for the pipeline subject to Council's adopted Revenue Policy.

18. Council reserves the right to decline any application. An appeal process can be submitted to Council in writing for determination at an Ordinary Meeting of Council.

4 Definitions

Water reticulation system means a building or place used for the transport of water, including pipes, tunnels, canals, pumping stations, related electricity infrastructure, dosing facilities and water supply reservoirs.

(Source: Griffith Local Environmental Plan 2014)

5 Exceptions

This Policy does not apply to development which requires development consent under Griffith Local Environmental Plan 2014, State Environmental Planning Policy (Infrastructure) 2007 and/or State Environmental Planning Policy No. 52 Farm Dams & Other Works in Land & Water Management Plan Areas.

6 Legislation

Roads Act 1993 Section 138 – Works and Structures
Roads Act 1993 Section 101 - Restoration of public road following excavation etc.
State Environmental Planning Policy (Infrastructure) 2007
State Environmental Planning Policy No. 52 - Farm Dams & Other Works in Land & Water Management Plan Areas
Griffith Local Environmental Plan 2014

7 Related Documents

Engineering Specifications
Section 138 Applications

8 Directorate

Infrastructure & Operations