

### 1. Purpose

To advise property owners of potential costs where kerb and guttering and footway paving is constructed adjacent to their property.

### 2. Objectives of the Policy

To recover contributions for the cost of kerb and guttering and footway paving from adjacent property owners.

### 3. Policy Scope

This policy applies when Council is constructing new kerb and guttering in an urban area.

### 4. Background

Council has authority under section 217 of the *Roads Act 1993* to recover the cost of constructing any kerbing, guttering or footway paving from adjoining property owners.

### 5. Definitions

**Kerb and Guttering** – concrete structure generally constructed to control stormwater and define boundary between vehicle carriageway and pedestrian footpath.

**Layback Crossings** – concrete structure to allow vehicles to cross between carriageway and footpath.

**Footway Paving** – constructed path for use by pedestrians. Excludes cycleways and shared cycleway pedestrian facility.

### 6. Policy Statement

The owner of land adjoining a public road is liable to contribute 50% of the actual cost of constructing or paving any kerb, gutter or footway along the front of the land.

The owner of land adjoining a public road with a secondary frontage is liable to contribute 25% of the actual cost of constructing or paving any kerb, gutter or footway along the secondary frontage of the land.

Costs will be recovered on the basis of lineal length of the property frontage or property secondary frontage. Layback crossings constructed as part of the kerb and guttering works are considered part of the lineal frontage.

Council will not recover any costs associated with constructing footway paving adjacent residential properties.

### 7. Responsibilities

The following officers in Council have responsibility for implementation of this policy: Manager Road Operations; Manager Asset & Design, and; Director Technical Services.

### 8. Associated Documents

- *Roads Act 1993*.
- Policy Document – Access Across Road Reserves to Properties.

### 9. Getting Help

Manager Road Operations.

### 10. Version Control

This policy shall be reviewed every four years by the Director Technical Services. Next due review date July 2021.

Policy Name	Version	Resolution	Date
Kerb and Gutter and Layback Crossing	1	129	16 November 2006
Contributions for Kerb & Guttering and Paving	2	124/1314	19 September 2013
Contributions for Kerb & Guttering and Paving	3	30/1718	20 July 2017