



DIRECTOR SHIRE SERVICES REPORT

13th February 2007

DSS1	KAWANA LANE
	FILE: R KAWANA LN NJT {Folio No. *}

SUMMARY:

Reporting on a request to takeover the maintenance of Kawana Lane, Barraganyatti.

◆◆◆◆◆

DESCRIPTION:

Council has continued to receive requests that consideration be given to Council maintaining Kawana Lane, Barraganyatti.

Kawana Lane is a Dedicated Public Road that presently is not maintained by Council. The road provides access to residences and businesses.

The road was initially constructed by RZM as apart of the development of a Titanium Minerals Mine. Once mining ceased, maintenance of the road also ceased. The conditions of the development did not state that Council would take over maintenance of the road, only that the road should be maintained by RZM and left in a state suitable for residents.

Council considered a report on requests to maintain Kawana Lane at its meeting on 11th October 2005 and resolved:

"That this matter be listed for a works inspection."

A Works Committee meeting was held on 17th October 2005 and resolved:

"That \$3,000 be expended on Kawana Lane from funds allocated from Minor Roads, providing the funding is matched by the benefiting residents.

That minimal maintenance of the road be undertaken, when required, by Council."

A Rescission Motion at the Ordinary Meeting of Kempsey Shire Council on Tuesday, 15th November 2005, resolved:

"That the owners of land fronting Kawana Lane from the Pacific Highway to and including land owned by Mr Peter Dowsett be advised that Council is prepared to offer \$3,000 on a \$ for \$ basis

for road improvements to be carried out by the landowners to the standard of Council's unsealed road requirements.

"That the Director of Shire Services submit a report to Council's "Think Tank" detailing dedicated roads throughout the Shire which are not maintained by Council."

Maintenance was undertaken on the road under the Minor Roads Vote with matching funds of \$3,000 from Mr Peter Dowsett.

Council considered a report on Dedicated Public Roads at its Extraordinary Meeting ("Think Tank") on 11th October 2005 and resolved:

"That the presently maintained unsealed road network not be extended until the adoption of the Asset Management Plan for Roads."

This report outlined a list of roads that are dedicated and presently not maintained by Council. Kawana Lane was listed together with approximately 250km of other roads.

A draft of the Asset Management Plan is anticipated to be completed by the 30th March 2007.

It is understood that Kawana Lane services several dwellings and a number of businesses that include a tourist facility with cabins with a horse and pet motel, a blueberry farm, a sawmill, and a pig farm in the area which employ approximately 30 staff.

Section 94 funds in the amount of \$5,195 have been levied of which \$4,000 has been collected to date from a recent development on Kawana Lane. The implication in collecting these funds is that Council will take over the maintenance of the road, as the road contribution calculations include an ongoing maintenance component.

Council has 2 options:

1. Resolve to undertake maintenance of Kawana Lane.
2. Refund any Section 94 contributions collected.

It is recommended that as Kawana Lane services dwellings and significant developments, that Council maintain the road.

REPORT IMPLICATIONS:

- ***Environmental***

Nil.

- ***Social***

The maintenance of Kawana Lane will improve the amenity in the area and dissipate concerns that presently exist.

- ***Economic (Financial)***

The economic implication is that funds will need to be provided within existing budgetary constraints. Annual maintenance grading costs for the 1.2 km length of road would be in the order of \$1,000 - \$1,500.

- *Policy or Statutory*

Nil.

- *Director's Review*

Nil.

RECOMMENDATION:

That Kawana Lane be maintained by Council.

.....
A P Vermeulen
DIRECTOR SHIRE SERVICES