CASSOWARY COAST REGIONAL COUNCIL

POLICY

Intermittent Sealing of Unsealed Roads

Policy Number: 3.05

1. Authority

1.1. Local Government Act 2009
1.2. Regulations under the Act.

2. Scope

This Policy applies to all unsealed roads under the jurisdiction of the Cassowary Coast Regional Council.

3. Purpose

From time to time Council receives requests to either seal a short section of unsealed road, or for an applicant to seal such a short section of road at their own expense. This Policy and the associated procedure provide a framework for the consistent assessment of such requests.

4. Responsibility

4.1. Councillors are responsible for adopting the policy, setting the annual budget allocation for the Transport Program and providing the approval, or otherwise, of applications as they are presented.

4.2. The Chief Executive Officer has overall responsibility for the implementation and execution of the policy.

4.3. The Director Infrastructure Services is responsible for the technical assessment of applications under this policy.
5. References

- Cassowary Coast Regional Council - INTERMITTENT SEALING OF UNSEALED ROADS Procedure
- FNQROC Development Manual

AUSTROADS
- Unsealed Roads Manual – Guidelines to Good Practice

6. Definitions

To assist in interpretation, the following definitions apply:

“Authorised Person” means the Chief Executive Officer of the Council or a person delegated by the Chief Executive Officer as being authorised.

"Maintained Road" means a road, which is listed as maintained on council's road register.

"Private access road" is a road constructed within a road area that is not listed as maintained on councils road register.

"Road" means (a) an area of land that is dedicated to public use as a road; or (b) an area of land that—
   (i) is developed for, or has as 1 of its main uses, the driving or riding of motor vehicles; and
   (ii) is open to, or used by, the public; or
   (c) a footpath or bicycle path; or
   (d) a bridge, culvert, ford, tunnel or viaduct.

"Roadworks Permit", means an approval issued under Cassowary Coast Regional Council Subordinate Local Law No. 1 (Administration) 2011, Schedule 7— Alteration or improvement to local government controlled areas and roads. Council does not condone or accept any responsibility for any work carried out within a road area without its written approval.

"Sealed pavement", for a road, means a road with a surface of asphalt, bitumen, concrete, pavers, or suitable engineering substitutes.

"Sealed road" means a maintained road that has a sealed pavement.

"Unmaintained Road" means a road which is not a maintained road.

"Unsealed Road" means a road, which is a maintained road that is not a sealed road.

7. Policy

Intermittent sealing of unsealed roads is concerned with issues such as minimising the effect of dust on habitable dwellings and other amenity issues. While Council does not commit to the provision of intermittent seals on its unsealed road network, it may allow for such works at the applicant’s cost, subject to the requirements of the Intermittent Sealing of Unsealed Roads Procedure.

Subject to application being warranted and there being sufficient funds available, Council may at its discretion, partially fund a road upgrade to a maximum of 50% of the actual
construction costs. The decision to partially fund a road upgrade will consider the additional benefits to the community in excess of those received by the applicant.

Approved works that are part funded by council are to be constructed, or project managed by council.

Alternatively, the applicant may engage a contractor to undertake the works (at the applicant’s cost) after first applying for a Roadworks Permit.

**Standards**

Standards for road upgrades are defined in the accompanying procedure “Intermittent Sealing of Unsealed Roads Procedure”.

All road section upgrades are to have designs certified by a Registered Professional Engineering of Queensland (RPEQ) and be approved by council prior to construction.

**Validity Period**

All offers and/or funding agreements made under this policy have a 30 day validity period from date of offer.

**Exemptions**

- This Policy does not apply to new road areas created by the re-configuration of a lot.
- This Policy does not apply to the sealing or upgrading of a road required as a result of an application under the Sustainable Planning Act.
- This Policy does not apply to private access roads.

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