

1 Policy History

Revision No.	Council Meeting Date	Minute No.	Adoption Date
1	Before 24/04/1990	-	Before 24/04/1990
2	11/10/1994	843	11/10/1994
3	14/01/2003	25	14/01/2003
4	11/05/2010	0142	11/05/2010
5	14/10/2014	0338	14/10/2014
6	13/03/2018	18/084	13/04/2018
7	09/07/2024	24/182	08/08/2024

2 Policy Objective

To provide a means of producing income and reducing maintenance by Council on unnecessary road and drainage reserves.

3 Policy Statement

3.1 Leases of road reserves and drainage reserves for commercial purposes shall be classified as either:

- (a) Leases considered to be essential to and forming an integral part of the operation of the business; or
- (b) Leases that are not essential to the business and are used for landscaping and similar works to enhance the appearance of the area.

The lessee shall be liable for the payment of rates and a lease fee based on:-

- (i) In the case of category (a), 5% of the current land value; and
- (ii) In the case of category (b), a nominal annual rental (refer to Revenue Policy).

3.2 Where a lease is for the provision of car parking on the footpath verge, an annual fee will be determined per car space as per the adopted Council Revenue Policy.

3.3 The lessee shall be responsible for all legal cost and survey fees associated with the preparation of the lease/licence agreement.

3.4 Evidence of a current public liability insurance policy (minimum \$20 million) is to be provided which must indemnify Council against all public liability over the leased area.

4 Definitions

None

5 Exceptions

None

6 Legislation

None

7 Related Documents

None

8 Directorate

Sustainable Development