

# DOCUMENT ON EXHIBITION

*A prosperous  
and progressive  
community*

## Water Pipes Across and Along Roads Policy

Exhibition period: 28 days  
18 July – 15 August

Please address any queries to;  
Executive Assistant, Operations

Please submit your feedback in writing  
addressed to the General Manager

Email:  
[council@midwestern.nsw.gov.au](mailto:council@midwestern.nsw.gov.au)

Post:  
Mid-Western Regional Council  
PO Box 156  
Mudgee NSW 2850

ADOPTED	VERSION 2.2
COUNCIL MEETING MIN NO	REVIEW
DATE:	FILE ROA100072, WAT500007

## Objective

Access to water is a significant issue for all rural properties, and in many cases there is a need to get the water from one side of the road to the other for stock or domestic purposes. Council has in place an approval process to allow pipe crossings or placement of pipes within public road reserves.

The objective of this policy is to ensure that all private pipelines and associated infrastructure constructed on/under public road reserves are carried out to a high uniform standard and that the pipeline may not be a burden on the community.

This policy will assist Council in achieving Theme 4, Goal 4.1 of the Community Plan, *'Connecting our Region High Quality Road Network that is Safe and Efficient'*.

## Legislative requirements

- Roads Act 1993 – Sect101 Restoration of Public Road Following Excavation Etc

## Related policies and plans

- Community Plan
- Operational Plan – Fees and Charges

## Policy

Where practical, Council will grant approval for a private pipeline to be located within a public road reserve, subject to compliance with the following conditions or as otherwise appropriate under the circumstances:-

1. Submission of detailed engineering plans showing details of the proposed pipeline and any other associated infrastructure. The location of pipeline is to be in accordance with requirements of the General Manager or delegate.
2. All works are to be undertaken in accordance with Aus-spec #1 (as amended by Mid-Western Regional Council).
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 Defects Liability Bond as set in Councils Fees and charges, must be paid 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 to the satisfaction of the General Manager. 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 adjustments to utilities necessary to allow construction are to be carried out 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 the Department of Climate Change, Energy, the Environment & Water's 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 appropriate ongoing insurance cover to indemnify Council against any claims and 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 submitted on a yearly basis.
8. The applicant is to complete an agreement with Council that any future maintenance would be carried out as and when required to Council's satisfaction and that 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 under Section 138 of the Roads Act must be obtained from Council to permit the installation of water pipes within the road reserve. Since the introduction of the NSW Planning Portal, Section 138 must be applied for exclusively through the NSW Planning Portal.

Written concurrence from Transport for NSW will be required in respect of any roads under their control, specifically Castlereagh Hwy, Ilford Rd, Bylong Valley Way, Wollar Rd, Ulan Rd, Hill End Rd, Goolma Rd, Cope Rd and Gollan Rd.

10. All work to be carried out by suitably qualified persons. 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
11. At the point of crossing the road, the pipe shall be sleeved in not less than 50mm diameter steel pipe or PVC pipe and such sleeve shall:
  - be laid at right angles to the centreline of the road
  - be not less than 0.5 metres below the road surface throughout its length
  - extend for not less than 1 metre beyond road shoulders/graded width on each side of the road.
12. The road surface must be fully reinstated and compacted to the General Manager's or delegate's requirements 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.
13. A pipe may be replaced within an existing sleeve, which meets the above requirements at any time without further approval.
14. Location Post to be erected adjacent to fence lines, indicating existence of underground pipes.
15. At least 14 days notice shall be given before commencing any work and the exact position being pegged.
16. A Traffic Guidance Scheme (TGS) completed by a "Certified Person" for the implementation and management of construction traffic on or adjacent a public road during the works is to be submitted to Council prior to commencement of works.

17. Any damage caused to the pipe, sleeve or location posts by Council or contractors engaged by council during maintenance/construction of the road to be repaired at the licensee's cost.
18. Council may at any time revoke this licence or alter the above conditions.
19. Council reserves the right to charge an annual fee for the leasing of land for the pipeline subject to negotiation with the General Manager or delegate.
20. Council reserves the right to decline any application.
21. All completed work is to have Works as Executed (WAE) diagram detailing the infrastructure installed in the public road reserve including GIS location of all major infrastructure including pump stations, valves, change of directions, manholes or hydrants. All pipe sizes, class and pipe types (I.E. DICL, uPVC etc.).

## Application to Lay a Water Pipe Under Council Roads/Footpaths

Name:

Address:

Contact Phone #

Describe proposed location  
(distance from nearest cross road / direction)

Estimate Date for construction

Supporting Information  
(if deemed appropriate by the applicant)

### Agreement:

Please find enclosed the fee applicable for granting of the permit as identified in the Annual Fees & Charges of the Council. I understand that final approval and issue of the permit will not be provided until all conditions contained within Council's *"Water Pipes Across and Along Roads"* Policy have been complied with.

**Signed & Dated (Applicant)**

### Office Use Only:

Complies with Policy (Yes / No)

Bond Paid / Drawings Supplied

Recommended course of action.

Assessment / Inspection Undertaken by (print)

Signed & Dated:

Project Approved to proceed if agreement  
signed and returned (reason if refused)?

Signed & Dated  
(General Manager or Delegate):