



**City Administrative Centre**  
Bridge Road (PO Box 42), Nowra NSW Australia 2541 - DX 5323 Nowra  
Phone: (02) 4429 3111 - Fax: (02) 4422 1816

**Southern District Office**  
Deering Street, Ulladulla - Phone: (02) 4429 8999 – Fax: (02) 4429 8939

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

Website: [www.shoalhaven.nsw.gov.au](http://www.shoalhaven.nsw.gov.au)

For more information contact the City Services & Operations Group

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## Graffiti Management

**Policy Number:** POL 12/323 • **Adopted:** [Click here to enter date] • **Minute Number:** [Click here to enter Minute number] • **File:** 1244E • **Produced By:** City Services & Operations Group • **Review Date:** Missing TRIM data for Review Date

### 1. PURPOSE

The Graffiti Management policy provides a commitment to the management of graffiti across the Shoalhaven City Council area. It also provides a basis to manage and minimise the impact of graffiti across the Shoalhaven City Council Local Government Area.

The Graffiti Management Policy has been developed in response to concerns of graffiti proliferation raised by community members within the Shoalhaven.

### 2. STATEMENT

Shoalhaven Council is committed to providing safer communities, supporting ownership of local neighbourhoods, reducing the occurrence of graffiti and addressing perceptions of criminal activity such as graffiti. This is to establish the Shoalhaven as a preferred place to live, work, visit and play.

Community groups have placed an increased emphasis on Graffiti management and in support Council are to develop a robust management framework including having appropriate operating and management practices in place. In addition a well defined policy and management framework is essential.

#### 2.1. Objectives of the policy

- To enhance the built and natural environment in the Shoalhaven by reducing the incidence and visibility of graffiti.
- To remove graffiti as quickly as possible as a strict deterrent.
- To involve the local community and youth as partners in reducing graffiti.
- To remove graffiti using environmentally sustainable methods to minimise harm to the environment.
- To encourage private property owners to take responsibility for prompt action against graffiti on property under their management.

#### 2.2. Legislation

The “Graffiti Control Act 2008” is the relevant NSW Government legislation.

For current information relating to Graffiti legislation, please refer to the Crime Prevention website.

[http://www.crimeprevention.nsw.gov.au/cpd/protectcommunity/graffitivandalism/the\\_laws\\_relating\\_to\\_graffiti.html](http://www.crimeprevention.nsw.gov.au/cpd/protectcommunity/graffitivandalism/the_laws_relating_to_graffiti.html)

### 2.3. Policy Implementation Strategy

Shoalhaven City Council will *support* this Policy by:

Implementing a Graffiti Management Plan with strategies that constitute five main categories:

**Eradication** – graffiti removal and methods; Private Property Agreement; prioritising actions; response times; partnerships with volunteer services; Crime Prevention Through Environmental Design principles

**Engagement** – networks with community, major infrastructure owners, and business; Public Art Policy, projects and programs; diversionary activities; place management

**Education** – graffiti education program for offenders and non-offenders; public educational information and initiatives; Council website; promotional material; campaigns

**Enforcement** - recording; reporting; prosecution; partnerships with police, schools, Corrective Services and Juvenile Justice;

**Evaluation** – targets; measures; audit; timeframes; surveys; consultation; identification of factors outside Council's control.

Fundamental to implementation of the Graffiti Management Policy are:

- Regular inspections and removal of graffiti based on assessment;
- Photographic recording of graffiti to assist police in identifying offenders;
- Encourage private property owners relating to the quick removal of graffiti on their property.
- Publicise the reporting of graffiti within community promotional material

### 3. PROVISIONS

To achieve this commitment, and in partnership with stakeholders and relevant agencies, Shoalhaven Council will:

- Implement a whole of community approach and proactive response to community safety, protection of assets and graffiti management.
- Promote community participation in decision-making processes and ensure that community expectations are considered. This will be done by integrating the needs and expectations of our stakeholders and employees into our planning through effective communication.
- Establish partnerships between Council and law enforcement agencies, utility owners, private property owner/occupiers, youth and offenders
- Align our systems with best practice graffiti and vandalism processes where budgets allow
- Promote community responsibility, and assist the community in maintaining their property through awareness, education and reporting

- Continually improve our management practices by assessing performance against corporate commitments and stakeholder expectations.
- Work with stakeholders to assist in design and planning of the built environment to deter graffiti.
- Retain regular monitoring and incident response capability for Graffiti and effective reporting mechanisms to provide relevant and timely information, and promote confidence in Graffiti removal and its management.

## **Policy Guidelines**

### **3.1. General**

The following guidelines provide key directives to Council staff and community:

- Reduce the incidence of graffiti through the use of precise strategies including an improved reporting mechanism, prioritising removal and persisting with removal.
- Removal of graffiti on Council assets shall be undertaken in accordance with Council's adopted Asset Management Plan. The frequency of inspection and removal is subject to yearly allocation of resources.

## **4. IMPLEMENTATION**

The City Services & Operations Group is allocated overall responsibility for the implementation of this policy and all documents prepared for inclusion in the graffiti management plan.

To maximise opportunities, coordinate efforts, ensure efficiencies and reduce costs, relevant council departments will jointly implement the Graffiti Management Policy and Graffiti Management Plan.

## **5. REVIEW**

To be reviewed within 1 year of the election of a new council.

## **6. APPLICATION OF ESD PRINCIPLES**

This policy meets the ESD principle of developing social integrity.



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## Dealing with Requests for the Closure, Sale or Transfer of Council and Crown Roads

**Policy Number:** POL13/22 • **Adopted:** [\[Click here to enter date\]](#) • **Minute Number:** [\[Click here to enter Minute number\]](#) • **File:** 2895E, 29219E • **Produced By:** Strategic Planning & Infrastructure Group • **Review Date:** 31/08/2017

### 1. PURPOSE

To provide clear direction to the public and staff on the management of requests to Council for the closure and sale of Council and/or Crown Roads and the transfer of Crown Roads to Council.

### 2. STATEMENT

Requests for the closure, sale or transfer of Council or Crown Roads may be initiated by the Crown Lands Division, a member of the public or by Council.

There are a number of categories of roads which are impacted by this policy including:

- a) Council formed public road;
- b) Council unformed public road; and
- c) Crown public road

Each category of road is dealt with differently however the guiding principles associated with the closure, sale or transfer consider the reasons for supporting or rejecting requests of this nature.

### 3. RELEVANT LEGISLATION

The relevant legislation pertaining to this policy are:

- a) Roads Act 1993;
- b) Crown Lands Act 1989; and
- c) Local Government Act 1993.

### 4. PROVISIONS

The following issues are to be considered when determining whether a request to close, sell or accept transfer of a Council or Crown Road should be supported:

- a) Access to adjoining properties;

- b) Operational issues:
  - Emergency services
  - Utility services
  - Walking tracks/trails
  - Recreational purposes
  - Bush fire breaks/Asset Protection Zones
  - Buffers;
- c) Planning issues;
- d) Value:
  - Heritage;
  - Community;
  - Scenic;
  - Environmental e.g. open space corridor;
  - Financial/Economic;
- e) Asset Management:
  - Standard of formation
  - Future maintenance costs
  - Benefit to Council's existing road network
- f) The Council needs to consider the following when accepting or requesting the transfer of a Crown Road;
  - The upgrading of the road to acceptable Council standard as part of a Development Consent
  - Grant of DA Consent and payment of fee and "bonding" is held by Council
  - Long term liability which may necessitate a report to Council

## **5. IMPLEMENTATION**

Requests relevant to this policy will be dealt with by the Property Unit of the Planning Resources and Property Section.

The Implementation of the request will be undertaken using the processes detailed in Council's Intranet site e.g.

[http://dnnintranet/Portals/IntranetDataStore/Indexed/d12\\_130834.PDF](http://dnnintranet/Portals/IntranetDataStore/Indexed/d12_130834.PDF).

The process requires that the sale of Council road be on the basis of market value at highest and best use.

## **6. REVIEW**

This Policy will be reviewed within one year of the election of every new Council.

## **7. APPLICATION OF ESD PRINCIPLES**

ESD Principles are considered through the provisions of the policy as outlined in Clause 4.



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## CONSIDERATION OF REQUESTS TO SUPPORT CLOSURE OF RURAL ROADS

**Policy Number:** POL12/232 • **Adopted:** 16/03/1999 • **Amended:** 28/09/2004, 13/10/2009 • **Minute Number:** MIN99.328, MIN04.1175, MIN09.1375 • **File:** 2895E • **Produced By:** Strategic Planning & Infrastructure Group • **Review Date:** 1/12/2016

### 1. PURPOSE

To ensure that Council support for a proposed road closure will not compromise any public benefit in retaining the road in public ownership.

### 2. STATEMENT

#### 2.1. Background

The use (or not) of Crown roads in the rural areas of New South Wales varies depending whether constructed or not and, if constructed, the standard of construction. Nevertheless, some of these roads are perceived by some persons as being of no value or use to the general public, and the Council regularly receives requests for their closure by adjoining owners.

As the NSW State Government is the owner of Crown Roads in NSW, Council does not have the authority to determine whether or not they should be closed. Nevertheless, Council as the local roads authority can make representations for closure to the relevant State agency.

This policy statement sets out Council's adopted policy for the consideration of such requests. It was reaffirmed and amended by Council on 28<sup>th</sup> September 2004 by Minute 04.1175.

#### 2.2. Objectives of Retaining Roads in Public Ownership

The common perception of roads is that they are merely to allow public access by vehicles to various lands/locations etc. Although this is true, they also provide:

- valuable corridors for foot passage (for example bush walking)
- bridle tracks;
- "low impact" recreational pursuits;
- use by emergency four wheel drive vehicles;
- use for utility services;
- valuable open space corridors for flora/fauna;
- strategic use for bush fire breaks;

*Shoalhaven City Council - Consideration of Requests to Support Closure of Rural Roads*

- intrinsic value (eg scenic value);
- heritage value (eg routes used by pioneers or containing Aboriginal heritage);
- buffers against intrusive rural industries; and
- other environmental value (for example minimise soil erosion, protection of water quality from run-off etc).

Roads is therefore, important as a public asset which should not be readily disposed of.

### **3. PROVISIONS**

#### **3.1. Circumstances Under Which May Be Supported**

These circumstances are limited. Generally they are when:

- there is significant encroachment within the road reserve, for example a dwelling-house; and/or
- there is an offer to open a new route (or road reserve) in exchange for the closed road.

If the Council supports a closure, this approval will be subject to consolidation of the area closed with an adjoining parcel.

#### **3.2. Requests to Support Road Closures**

Requests for road closures must be submitted in writing and address the matters for consideration specified in clauses 2.2 and 3.1 above.

If the Council is not satisfied there is justification for a road closure (per clause 3.1) and the objectives of clause 2.2 will not be met, Council will oppose the proposed closure.

If Council agrees to support the road closure, this does not imply that Council will meet any of the costs associated with the process. It is incumbent on the proponent for road closure to meet such costs.

### **4. IMPLEMENTATION**

City Services Group will assess applications for road closure.

### **5. REVIEW**

This policy will be reviewed within one year of the election of every new Council.

### **6. APPLICATION OF ESD PRINCIPLES**

ESD principles are considered through the objectives of the policy as stated in clause 2.2.





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## **TRANSFER OF CROWN ROAD RESERVES TO COUNCIL FOR PRIVATE PROPERTY ACCESS**

*Policy Number: POL08/367 • Adopted: 16/12/2003 • Amended: 25/1/2005, 22/3/2005 • Minute Number: MIN03.1719, MIN05.40, MIN05.283 • File: 29219, DA02/2553 • Produced By: Strategic Planning Group • Review Date: 1/12/2012*

### **1. PURPOSE**

To provide clear direction to the public and staff on the management of requests to Council for the transfer of Crown roads to Council under Section 151 of the Roads Act.

### **2. STATEMENT**

This policy statement is based on Minute numbers 03.1719 of 16/12/03 and 05.40 of 25/1/05. Council adopted this policy on 16<sup>th</sup> December 2003 when considering a development application involving transfer of a Crown Road into Council ownership. The policy was reaffirmed and amendments made by Minute 05.40 on 25<sup>th</sup> January 2005. The policy was further amended by Minute 05.283 on 22<sup>nd</sup> March 2005.

### **3. PROVISIONS**

- 3.1.1. Council will accept transfer of a Crown Road into Council ownership, subject to the “applicant” upgrading the road to the applicable Council standard as part of the Development Consent.
- 3.1.2. Formal request to the Department of Lands to transfer a Crown road to Council under Section 151 of the Roads Act 1993 will only be made following granting of development consent to the proposed development, development is initiated, payment of the appropriate fee and “bonding” for the required road work is held by Council.
- 3.1.3. Where it is identified that Council will incur a significant long-term financial liability in rural areas, the application will be reported to Council for determination.

### **4. IMPLEMENTATION**

The Strategic Planning & Infrastructure Group has responsibility for the resolution of Crown road transfer requests.

### **5. REVIEW**

This policy will be reviewed within one year of the election of every new council, or earlier if required.

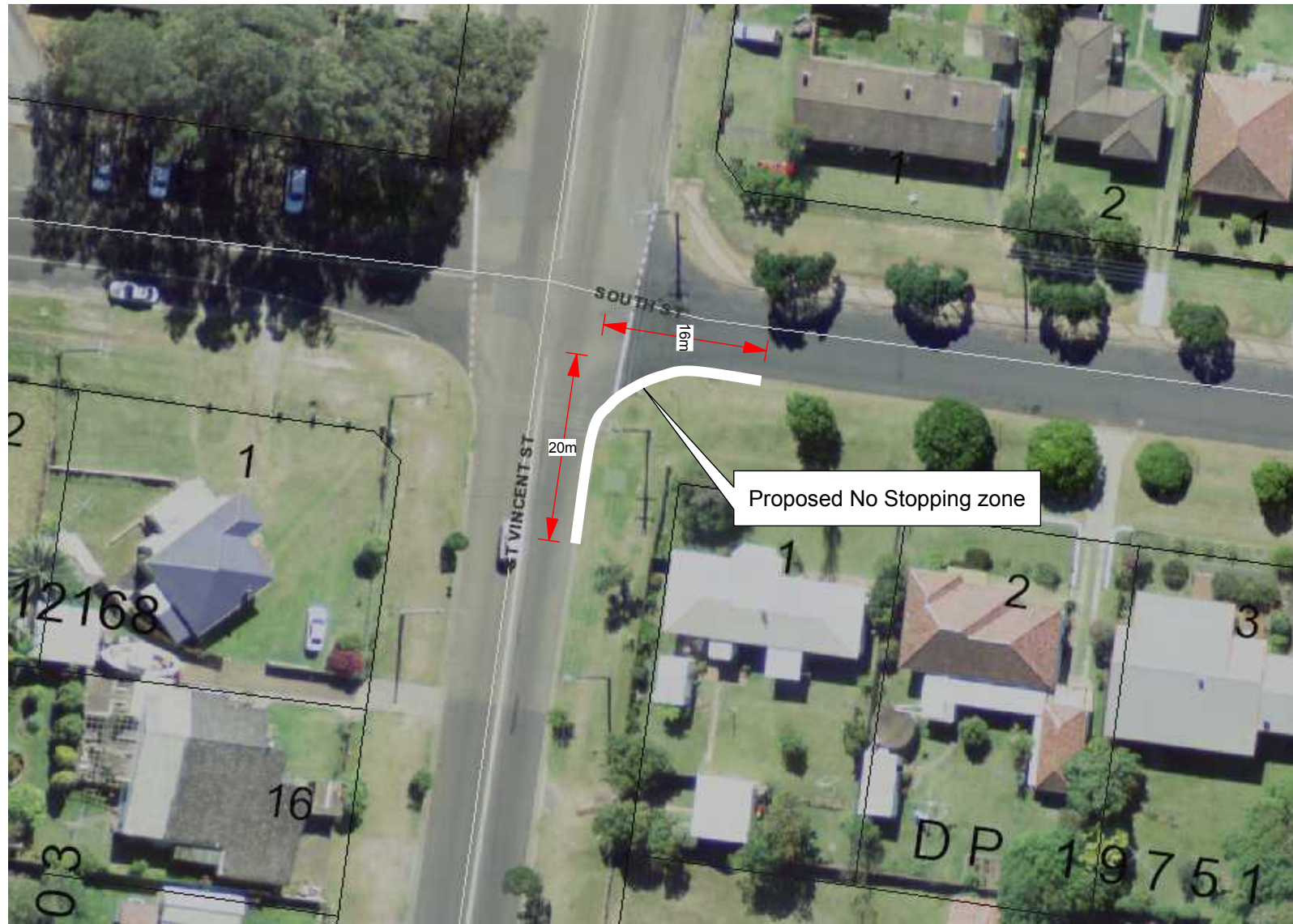
### **6. APPLICATION OF ESD PRINCIPLES**

There are no identified ESD issues.



**Proposed timing of existing No Parking restrictions  
Green Street, Ulladulla**

**TRAF 2013/15**



**Proposed No Stopping zone**  
intersection of South St and St Vincent St, Ulladulla

**TRAF 2013/16**