

Drainage Easements – Maintenance of Open Drains

Adoption Date:	11/04/1983
Amendment Date:	22/05/2005, 20/01/2009, 21/06/2013, 21/02/2017, 20/09/2022
Minute Number:	MIN83.608, MIN05.138, MIN09.21, MIN13.601, MIN17.104, MIN22.635
Review Date:	01/12/2024
Directorate:	City Services
Record Number:	POL22/104

1. Purpose

To clarify the conditions under which Council is prepared to undertake maintenance works on open drains within drainage easements on private property, to safeguard the public interest and the rights of other property owners.

2. Statement

This Policy statement is based on Council minute 83.608 of 11th April 1983. Council reaffirmed the policy in its revised format with minor amendments on 22nd February 2005 & 20th January 2009.

3. Provisions

The individual property owner should be responsible for the normal maintenance of an open stormwater drain within a drainage easement (in favour of Council) that passes through their property. When the open stormwater drain becomes obstructed with matter which has been washed into it such that it will significantly reduce its conveyance capacity and potentially cause loss of water from the easement, then Council should seek to rectify the situation by exercising its right, in accordance with the terms and conditions of the easement, to enter the property and undertake any maintenance work as considered necessary, to safeguard the public interests and rights of other property owners.

4. Implementation

The City Services Directorate has responsibility for implementing this policy.

5. Review

The City Services Directorate will review this policy within one year of the election of every new Council.