

# 2250 – Sealing of Unsealed Roads

## Governance Policy



### PURPOSE

- 1) The purpose of this Policy is to provide a guideline for the management of unsealed roads within the North Burnett Regional Council local government area, to minimise the impact from dust for residents.

### SCOPE

- 2) This Policy applies to all requests made to Council for the application of a sealed road in front of private property adjacent or in close proximity to an unsealed roads.
- 3) This Policy does not apply to private unsealed roads, state-controlled roads or sealing of driveways.

### DEFINITIONS

Term	Definition
Council	means North Burnett Regional Council
Council Controlled Road	means any road within Council's local government area, but does not include a public thoroughfare easement, a private road or a state-controlled road.
Maintenance	for the purposes of this Policy, means, works undertaken to arrest deterioration and restore the asset to its original condition.
Unsealed Rural Road	for the purposes of this Policy, means any rural, Council controlled road that is not a formed, gravelled pavement or sealed pavement that is open to and used by the public.
Class 3 Road	means a rural sub-arterial road that provides freight and traffic distribution.
Class 4 Road	means a rural collector road that provides traffic collection and distribution.
Class 5 Road	means a rural access road that provides access to a rural property.

### POLICY

#### OBJECTIVES

- 4) To provide guidelines for when Council will consider the sealing of unsealed roads to minimise the effect of dust on residents.

#### PRINCIPLES

- 5) Requests for sealing of Council's unsealed roads must be made in writing by the resident or property owner.
- 6) Requests will be considered in circumstances where Council considers that traffic using the unsealed road is causing an unreasonable dust nuisance to the resident.
- 7) The resident or property owner will be required to fully contribute to the expense incurred by Council to construct and seal the relevant section of road that is deemed to be an issue.

#### POLICY STATEMENT

- 8) Where the resident agrees to meet all costs involved, Council will construct a sealed road.
- 9) A Deed of Agreement establishing terms and conditions of the agreement must be executed by all parties to the Deed, before works commence.
- 10) Charges may be payable by the resident upon execution of the Deed, as determined by Council.
- 11) Council will consult with the adjoining resident and/or property owner in respect to the length of seal required to overcome the dust problem.
- 12) If the request is approved, Council will program and undertake the works at its earliest convenience.
- 13) Council will construct the road to a standard that is consistent with the speed environment of the road where the seal is being applied.
- 14) Wherever practical:

- (a) Class 3 roads will be sealed to 7 metres in width; and a minimum of 100 meters in length.
  - (b) Class 4 and class 5 roads will be sealed to 6 metres in width.
- 15) Once the unsealed road has been sealed, all future maintenance work will be undertaken by Council at its expense, except in circumstances where Council determines that the resident and/or property owner have contributed to the damage.

**ROLES AND RESPONSIBILITIES**

- 16) The resident or property owner must apply to Council in writing requesting the sealing of an unsealed road.
- 17) Council’s authorised officer will consider the request, in particular any information or evidence that substantiates the dust concerns raised by the resident or property owner and meet with all relevant parties to discuss the works required and likely timing.
- 18) If Council is not satisfied there is an unreasonable dust impact to the resident, it will advise the resident and/or property owner in writing of Council’s decision.
- 19) Should any request be approved, Council will formally respond in writing to the resident and/or property owner advising of the cost of the works and anticipated timing of the works.

**RELATED DOCUMENTS**

Related documents are:  
 20) Application for Dust Suppression Seal

**RESPONSIBLE OFFICER**

General Manager Works

**APPROVAL DATE**

10 November 2021

**REVIEW DATE**

November 2025 (Standard four year term)

**REVISION HISTORY**

<b>Version</b>	<b>General Managers</b>	<b>Approval Date</b>	<b>History</b>
1	General Manager Works	10 November 2021	New