

2 November 2018

**To WHOM IT MAY CONCERN**  
**INTRODUCTION OF SECURITY BONDS ON DEVELOPMENTS FOR DAMAGE TO COUNCIL ASSETS**  
**AND ROAD OPENING PERMIT AND CONSTRUCTION CERTIFICATE**

Orange City Council will be introducing the above as from 1 January 2019. Details of the new procedures are outlined below.

**ROAD OPENING PERMIT AND CONSTRUCTION CERTIFICATE**

The Road Opening Permit and Construction Certificate is designed to protect the interests of the community and provide direction in meeting Council's legal responsibilities with regard to road opening and restoration activities within Council's road reserves.

The road opening permit applies to road opening activities within all road reserves that are under the control and responsibility of Council. This includes roads handed over to Council by developers, but excludes roads still in the sub division development phase.

Section 138 of the NSW Roads Act requires that all activities undertaken within Council's road reserve to be approved by Council **prior to the activities being undertaken**. Section 138 approvals can be sought from Council by applying for a Road Opening Permit and Construction Certificate – prior to work commencing.

The *Table 1* below outlines the applicable fees. These will increase 1 July each year in line with other Council fees and charges.

Road Opening Permit	Application fee	Inspection fee
Per application dwellings, dual occupancy and minor developments	\$250.00	\$100.00 (2 off inspections)
Per application Industrial, commercial unit & other major developments	\$250.00	\$150.00 (3 off inspections)
Late fee where work has commenced prior to permit being obtained - application & inspection fees will also need to be paid	\$750.00	
Per additional inspection		\$50.00

**Table 1**

## SECURITY BOND

A security bond will be taken on all new developments to protect Council assets, such as water, sewer, drainage, kerb and gutter, road pavement and footpaths, during the construction process of a development.

The *Table 2* below outlines the sliding scale for the security bonds. This will increase 1 July each year in line with Council's other fees and charges.

Council Asset Security Bond	Application Fee	Inspection Fee
Each Council Asset Security Bond	\$150.00	\$100.00 (2 off inspections)
Development value less than \$50,000	No bond required	
Development value \$50,001 - \$150,000	\$1,000.00	
Development value \$150,001 - \$300,000	\$1,500.00	
Development value \$300,001 - \$600,000	\$2,000.00	
Development value \$600,001 - \$1,000,000	\$3,000.00	
Development value \$1,000,001 - \$2,000,000	\$6,000.00	
Development value \$2,000,001 - \$3,000,000	\$9,000.00	
Development value \$3,000,001 - \$4,000,000	\$12,000.00	
Development value \$4,000,001 - \$5,000,000	\$15,000.00	
Development value \$5,000,001 - \$6,000,000	\$18,000.00	
Development value \$6,000,001 - \$7,000,000	\$21,000.00	
Development value >\$7,000,001	\$24,000.00	

**Table 2**

The security bond may be provided, at the applicant's choice, by:

- Monetary deposit with the Council, or
- Unconditional Bank Guarantee satisfactory to the Council.

If you have any questions please contact me on 6393 8505.

Yours faithfully



**Jason Theakstone**  
MANAGER ENGINEERING SERVICES