

Policy Name	Private Planting on Verges
Policy Number	TS13
Responsible Section	Parks and Gardens
Responsible Department	City Assets
Date Last Adopted	10 October 2023
Date of Next Review	October 2026
Applicable Legislation	Electricity Act 1996 Gas Act 1997 Local Government Act 1999 (Section 221) Highways Act 1926 National Gas (South Australia) Act 2008 Road Traffic Act 1961 Telecommunications (Interception) Act 2012 Water Industry Act 2012
Related Governance Documents	Policy CA08–Tree Management Policy TS15 – Parking Management Policy CD42 – Public Art Policy
City Plan Theme	Environment - A City which cares for its natural Environment and heritage Place Making - A City where people love to be

PURPOSE/OBJECTIVE

To ensure our streets contribute to the placemaking of the City of Port Adelaide Enfield and are environmentally sustainable, attractive, visually consistent, safe and manageable.

SCOPE

This policy applies to all road verge alterations by residents within the City of Port Adelaide Enfield.

PRINCIPLES

Council is supportive of residents who wish to improve the appearance of the streetscape in recognising that:

- Verge developments have the ability to unite neighbours and improve the social wellbeing of the community.
- Verge developments can provide habitat and a food source for wildlife.

- Street trees are vital to the appearance and environmental sustainability of the neighbourhood.
- The verge is a part of the road reserve whereby safety and accessibility is of paramount importance.
- The verge contains essential overhead and underground infrastructure that may be accessed for maintenance or repair works without the notification of Council or adjacent property owners in accordance with relevant legislation.

POLICY

1. Verge Development

- 1.1 The City of Port Adelaide Enfield encourages residents to take pride in their streetscape through the development and ongoing maintenance of the verge in accordance with the Verge Development Guidelines.

2. Verge Development Authorisation

- 2.1 To legally protect the resident and the Council, the resident is required to complete the Verge Development Application Form and accept the associated Terms and Conditions.
- 2.2 The issue of an automatic Permit under Section 221 of the Local Government Act 1999 shall be granted to the applicant upon receipt of a Verge Development Application Form that is completed to the satisfaction of Council's authorised delegate.
- 2.3 Non-standard Verge Development applications may be permitted by Council's authorised delegate, at their discretion, considering the following:
 - The safety of road users,
 - Existing infrastructure;
 - Best environmental practice; and
 - The character and amenity of the streetscape.
- 2.4 Council reserves the right to remove non-conforming or poorly maintained verge developments and / or construct a footpath within the area at its discretion. Compensation will not be provided for the removal and / or alteration to the verge as a result.

DEFINITIONS

Verge - The Crown land between the kerb of a street and the property boundary that provides a space for safe pedestrian movement; vehicular access to private properties; public amenities including trees, furniture and road lighting; a corridor for Australia Post delivery and above or below ground service infrastructure for the provision of water, sewer, gas, electricity and telecommunication services.

Section 221 of the Local Government Act defines the development of a verge as a road altering activity.

