

ORDINARY ITEMS FOR CONSIDERATION

REPORTS THROUGH THE GENERAL MANAGER

REPORTS FROM THE ACTING DIRECTOR ENGINEERING AND OPERATIONS

a28 [EO-CM] Road Closure and Opening - Cylinders Drive, Kingscliff

ORIGIN:

Design

FILE NO: GR3/12/6

SUMMARY OF REPORT:

Council at its meeting of 17 October 2006 resolved to commence negotiations with the owners of nine allotments in Cylinders Drive (previously named Lorna Street) for an exchange of land from each property along the eastern, beachfront boundary for a section of road reserve (of the same area), to be closed, along the western property boundaries being Cylinders Drive.

Negotiations have been concluded with the owners of each property agreeing to cover all relevant costs involved including legal fees, road closure fees and plan registration costs.

The road closure application has been processed by Crown Lands Division and approved and the plan of road closure and opening has been registered as DP1170748.

Upon gazettal of the road closure by the Crown Lands Division ownership of the road closure parcels will vest in Council as Operational Land. Council will then be required to transfer the ownership of each individual parcel to the relevant land owners.

The exchange of land will enable the land owners a sufficient area to construct a dwelling with adequate setback from Cylinders Drive which they were previously unable to do due to the constraints from the coastal erosion line.

It is therefore necessary for Council to approve the transfer of Lots 10-18 in DP1170748, being road closure parcels, to the relevant land owners in exchange for the dedication of land as road as shown in the same registered plan.

RECOMMENDATION:

That Council:

- 1. Approves the transfer of Lots 10-18 in DP 1170748, being road closure parcels, to the adjoining land owners in exchange for road dedication as shown in DP 1170748; and**
- 2. All necessary documentation to be executed under Common Seal of Council.**

REPORT:

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Negotiations have been concluded, with the owners of each property agreeing to cover all relevant costs involved including but not limited to legal fees, road closure fees and plan registration costs.

The road closure application has been processed by Crown Lands Division and approved and the plan of road closure and opening has been registered as DP1170748.

Copy of DP1170748 shows Lots 10-18 as road closure parcels and the area along the eastern boundaries of lots 1-9 as road widening.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER/FURTHER INFORMATION:

To view any "non confidential" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au (from 8.00pm Wednesday the week before the meeting) or visit Council's offices at Tweed Heads or Murwillumbah (from 8.00am Thursday the week before the meeting) or Council's libraries (from 10.00am Thursday the week of the meeting).

1. Council report – Draft Development Control Plan 55 – Seaside City (DW 46430289).
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