

Application for Consent to Building or Structure Over Councils Works and/or Easements

To the Manager Assets

I/We

Of (address) _____

Telephone No _____ Facsimile No _____

Being the owner(s) of the land described hereunder hereby request consent to construct, erect and/or retain the building and/or structure described hereunder over the works of the Council easement hereunder subject to any Conditions required by Moorabool Shire Council and as set out on the back hereof.

Description of Land

The following details will be on your Property Title. Alternatively you can get this information from the Land Channel, at <https://www.landata.vic.gov.au/tpc/>

Street _____ Number _____

Town _____ Lot Number _____

LP Number _____ CA Number _____

Sec. Number _____ Parish _____

Dimensions _____

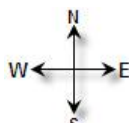
Frontage _____ Depth _____

Situated on the _____ side of street _____

(Insert direction . North, South, East, West)

Locality Plan:

Indicate the position on the land of the proposed building or structure and the position of the Council works and or Easement.



Description and Dimension of Building and/or Structure (must include floor type)

Please provide the following*

A current copy of property title including easement classification

Scaled drawings showing the site plan, structure and its footings proposed to be constructed and position relative to easement

Written permission from the owners of all other assets in the easement (if applicable), for example sewer or water mains (Western Water in Bacchus Marsh and Central Highlands Water in Ballan) or telecom cables

*Application will not be assessed until all documents have been submitted

Conditions for permit to build over stormwater pipe/easement

Permit issued in so far as Council's rights are concerned, subject to the following conditions:

1. That other Authorities with utilities/assets within the easement are notified of works to be undertaken
2. You permit Council to enter into and upon the building or other structure and/or the easement for the purpose of inspecting, constructing and maintaining or repairing any drain or other works of the Council now laid or which may be hereinafter laid by the Council.
3. You be solely responsible for all injury, loss or damage which may be occasioned to the said building or other structure by reason of or incidental to the carrying out of the inspection, construction, maintenance or repair of the said drain or other works of the Council or by reason of or incidental to the presence of the said drain or other works of the Council.
4. You indemnify the Council against all actions, claims, suits and demands arising out of or incidental to the erection and/or retention of the said building or other structure over the said drain or other works of the Council and/or the said easement.
5. You pay the Council any additional costs incurred by it in inspecting, constructing, maintaining or repairing the said drain or other works of the Council by reason of the said building or other structure having been erected over such drain or other works of the Council and/or the said easement.
6. Not to sell or mortgage land to which this Consent refers without first disclosing the contents of this Consent being granted.
7. You meet the costs of any alterations Council may make to its drains, or manholes as a results of this Consent being granted.
8. You accept responsibility either now or in the future, for the relocation of any private house drains or other works of the Council that are located underneath the proposed building.

Note: This Consent does not constitute a building permit or permit under the Planning and Environment Act for the use of land for any purpose not in conformity with any Interim Development Order or Planning Scheme made pursuant to such Acts and does not absolve the person to whom it is give from complying with any Statute of Regulations made thereunder and particularly with the Building Code of Australia, Victoria, any applicable Municipal By-Law of the provisions of any Planning Scheme or other Interim Development Order affecting the land.

This Personal Information is held by Moorabool Shire Council in accordance with the Privacy and Data Protection Act 2014

Signature of Owner(s)

Dated this

_____ day of _____

Witness

Please note:

Personal information will be held securely and will not be used or disclosed for any other purpose