

## 8. Acquisition of land for stormwater drainage work in Victoria Street, Bega

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This report seeks Council approval for the acquisition of land at Lot 15 Section 3 DP 906, Victoria Street, Bega.

**Acting Group Manager, Infrastructure Waste & Water**

### BACKGROUND

In February/March 2008 extensive stormwater drainage work was carried out at the rear of properties in Manning Street, Bega. During construction, it was decided that a small section of land should be acquired from Lot 15 Manning Street.

10 The acquisition allows for better realignment of the drain and enables flatter batters to be constructed. As construction had already commenced the normal protocol for land acquisition could not be followed. Caddey Searl and Jarman were engaged to provide an independent land valuation which the property owner agreed to.

### Legal

A valuation of \$3,000 has been assessed by the independent valuer, Caddey Searl and Jarman.

### Asset

The widening and deepening of the stormwater drainage reserve will protect the houses in lower Manning Street from future flooding.

### 20 Consultation

In good faith, the owner signed a "construction permit to enter" allowing council to complete the work. Unfortunately, there has been a considerable time delay between the valuation and the matter being finally brought to Council for resolution, that has caused the property owner some angst. Due to delays and in recognition of early works, negotiations have resulted in agreement for payment of an additional \$500 compensation.

### Financial

The works and compensation are funded from the Stormwater Levy.

### RECOMMENDATION

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1. That the land acquisition of 140 square metres within Lot 15 DP 906 is approved for \$3,500.
  2. Authority is given to the Mayor and General Manager to sign the required documents.