

# Richmond Shire Council

## Subordinate Local Law No. 4 – (Local Government Controlled Areas, Facilities and Roads) 2012

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## **Part 1 Preliminary**

### **1 Short title**

This subordinate local law may be cited as *Subordinate Local Law No. 4 – (Local Government Controlled Areas, Facilities and Roads) 2012*.

### **2 Purpose and how it is to be achieved**

- (1) The purpose of this subordinate local law is to supplement *Local Law No.4 – (Local Government Controlled Areas, Facilities and Roads) 2012* in order to protect the health and safety of persons using local government controlled land, facilities, infrastructure and roads and preserve features of the natural and built environment and other aspects of the amenity of local government controlled land, facilities, infrastructure and roads.
- (2) The purpose is to be achieved by providing for—
  - (a) the regulation of access to local government controlled areas; and
  - (b) the prohibition or restriction of particular activities in local government controlled areas or roads.

### **3 Authorising local law**

The making of the provisions in this subordinate local law is authorised by *Local Law No.4 – (Local Government Controlled Areas, Facilities and Roads) 2012* (the *authorising local law*).

### **4 Definitions**

Particular words used in this subordinate local law have the same meaning as provided for in the authorising local law.

## **Part 2 Use of local government controlled areas, facilities and roads**

### **5 Prohibited and restricted activities—Authorising local law, s 5(1)**

- (1) For section 5(1)(a) of the authorising local law, the activities prescribed in column 2 of schedule 1 are declared to be prohibited in the corresponding local government controlled area or road (or part thereof) mentioned in column 1 of schedule 1.
- (2) For section 5(1)(b) of the authorising local law, the activities prescribed in column 2 of schedule 2 are declared to be restricted in the corresponding local government controlled area or road (or part thereof) mentioned in column 1 of schedule 2, to the extent described in column 3 of schedule 2.

**6 Motor vehicle access in local government controlled areas—Authorising local law, s 6(1)(b)**

For section 6(1)(b) of the authorising local law, the areas prescribed in column 1 of schedule 3 are declared to be motor vehicle access areas.

**7 Prohibited vehicles—Authorising local law, s 6(3)**

For section 6(3) of the authorising local law, the specific types of motor vehicle prescribed in column 2 of schedule 3 are declared to be prohibited vehicles in the corresponding specified motor vehicle access area in column 1 of schedule 3.

**8 Opening hours for local government controlled areas—Authorising local law, s 7(1)**

For section 7(1) of the authorising local law, the times prescribed in column 2 of schedule 4 are declared to be the opening hours for the local government controlled areas mentioned in column 1 of schedule 4.

**9 Permanent closure of local government controlled area—Authorising local law, s 8(3)**

For section 8(3) of the authorising local law, the local government controlled areas described in schedule 5 are permanently closed to public access.

**Part 3 Matters affecting roads**

**10 Notice requiring owner of land adjoining road to fence land—Authorising local law, s 9(3)**

For section 9(3) of the authorising local law, the minimum standards for a fence that is the subject of a compliance notice under section 9(2) of the authorising local law are as follows—

- (a) the fence must be of adequate strength for the purposes of restraining the types of animal contained in the area adjacent to the fence

## Schedule 1 Prohibited activities for local government controlled areas or roads

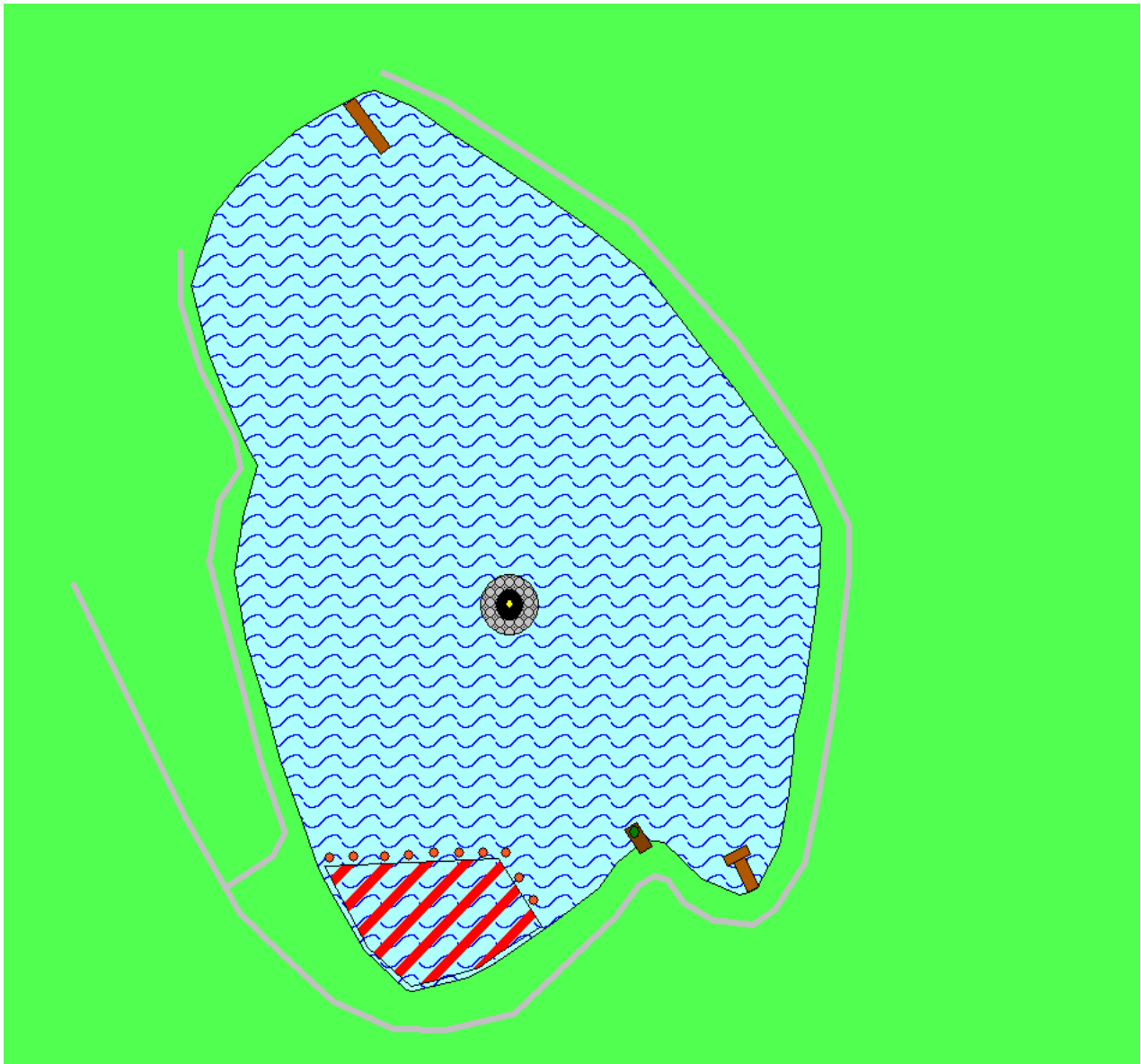
	<b>Column 1 Local government controlled area or road</b>	<b>Column 2 Prohibited activity</b>
1	All local government controlled areas or roads within the local government area	<ul style="list-style-type: none"> <li>(1) Any activity not in accordance with the purposes or objects for which such facility/road/ park / reserve is held by Council.</li> <li>(2) Any activity which is likely to injury, endanger, obstruct, inconvenience or annoy any other person.</li> <li>(3) Any activity that will cause damage to the local government controlled area or road</li> </ul>
2	All roads within the local government area	Causing an offensive liquid, sediment or substance to be discharged onto a road
3	All parks and reserves	Damaging or interfering with vegetation
4	The following caravan parks– Richmond Shire Council Caravan Park	<ul style="list-style-type: none"> <li>(1) Disposing of liquid waste other than in a drainage point provided for that purpose</li> <li>(2) Disposing of refuse other than in a container provided for that purpose</li> <li>(3) Using facilities in a way that makes them unclean or insanitary</li> </ul>
5	The following jetties and boat ramps– Lake Fred Tritton	<ul style="list-style-type: none"> <li>(1) Fishing in such a manner as to obstruct or impede vessels or vehicular or pedestrian traffic accessing boat ramp.</li> <li>(2) Gutting, cleaning or washing fish on jetty</li> </ul>
6	Richmond Shire Racecourse Grounds	<ul style="list-style-type: none"> <li>(1) Disposing of liquid waste other than in a drainage point provided for that purpose</li> </ul>

	<b>Column 1 Local government controlled area or road</b>	<b>Column 2 Prohibited activity</b>
		<ul style="list-style-type: none"><li>(2) Disposing of refuse other than in a container provided for that purpose</li><li>(3) Using facilities in a way that makes them unclean or insanitary</li></ul>
7	Richmond Shire Rodeo Grounds	<ul style="list-style-type: none"><li>(1) Disposing of liquid waste other than in a drainage point provided for that purpose</li><li>(2) Disposing of refuse other than in a container provided for that purpose</li><li>(3) Using facilities in a way that makes them unclean or insanitary</li></ul>

## Schedule 2      Restricted activities for local government controlled areas or roads

	<b>Column 1 Local government controlled area or road</b>	<b>Column 2 Restricted activity</b>	<b>Column 3 Extent of restriction</b>
1	All local government controlled areas within the local government area	Consumption of alcohol	Make application to Council under the <b>Liquor Act</b> to have the area declared an area for the public consumption of alcohol
2	All roads within the local government area	The washing or cleansing, painting, repairing, alteration or maintenance of vehicles on a road' (see s.66(3)(b) of the Transport Operations (Road Use Management) Act 1995, which permits local laws to regulate these activities on roads	Permitted only if the vehicle is temporarily disabled with a minor fault and the driver of the vehicle stops for no longer than is necessary for the performance of maintenance work limited to the minimum necessary to allow the vehicle to be moved from the road.
3	The following cemeteries– Richmond Cemetery	Bringing an animal into the cemetery  Interfering with a grave, memorial or with flowers or tokens on a grave or memorial	Permitted only if the animal is an assistance dog  Not permitted
4	Lake Fred Tritton	Water craft activities including water skiing, sailing, jet skiing, wind surfing, fishing from a boat, canoeing, use of outriggers	Permitted only outside Zone A as per schedule following

## Lake Fred Tritton Swimming and Water Craft activity zone



### Schedule 3 Motor vehicle access areas in local government controlled areas

	<b>Column 1</b> <b>Motor vehicle access areas</b>	<b>Column 2</b> <b>Prohibited vehicles</b>
1	Lake Fred Tritton	All motor vehicles in areas highlighted in Schedule A to follow as "No Motor Vehicle Access" except:- <ul style="list-style-type: none"><li>(a) Council or contractor's vehicles, in the course of carrying out council approved improvement or maintenance;</li><li>(b) where special permission has been granted by Council or an Authorised Person</li></ul>
2	All other Parks	All motor vehicles except:- <ul style="list-style-type: none"><li>(a) Council or contractor's vehicles, in the course of carrying out council approved improvement or maintenance;</li><li>(b) where special permission has been granted by Council or an Authorised Person</li></ul>



## Schedule A - Lake Fred Tritton

7.

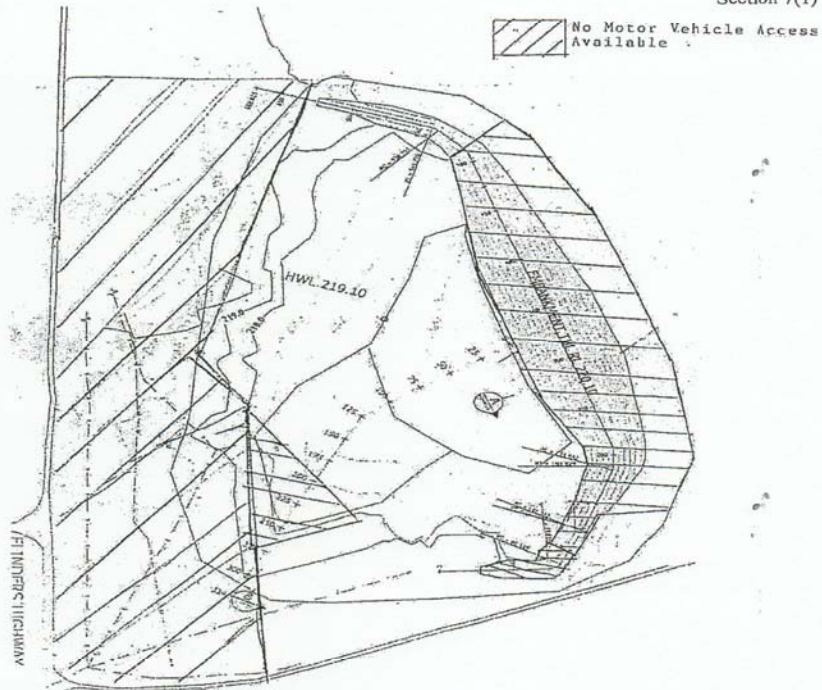
Richmond Shire Council

Subordinate Local Law No. 50 (Lake Fred Tritton) 2003

### SCHEDULE 2

#### AVAILABILITY OF MOTOR VEHICLE ACCESS

Section 7(1)



RJP

## **Schedule 4      Opening hours for local government controlled areas**

1	All parks in the local government Controlled Area	5:00am-9:00pm everyday including public holidays
2	Lake Fred Tritton	(1) 5:00am-9:00pm everyday including public holidays for all water based activities  (2) 5:00am-12:00am everyday including public holidays for all land based activities

## **Schedule 5      Permanent closure of local government controlled areas**

Intentionally left blank

### **Drafting certificate**

This is to certify that, in my opinion, the proposed *Richmond Shire Council Subordinate Local Law No. 4 – (Local Government Controlled Areas, roads and Facilities) 2012*, has been drafted in accordance with the *Local Government Act 2009*.

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Chief Executive Officer