

APPLICATION TO OCCUPY ROAD RESERVE  
AND ERECT PERMANENT FENCE

Ashburton District Council  
Infrastructure Services  
PO Box 94  
ASHBURTON

Dear Sir/Madam

Permission is requested from the Council to erect a permanent fence for a length of \_\_\_\_\_ metres on the road line adjoining my property described as \_\_\_\_\_ fronting the \_\_\_\_\_ Road.

In consideration of your permitting me to erect a permanent fence, I AGREE AS FOLLOWS:

1. That the fence is to be stockproof and is to be erected not closer than two and a half metres (2.5 metres) from the edge of the gravel on a gravelled road or three metres from the edge of the seal on a sealed road, and shall be erected to the satisfaction of the Group Manager Infrastructure Services or his representative.
2. That the fence may not be erected so as to enclose both sides of a road reserve without special authority from Council and if a fence already encloses the opposite side of the road the permit is inoperative until referred back to Council for confirmation.
3. That for myself, my executors, and administrators I will indemnify and keep indemnified the Council, so long as the fence shall be on the road reserve, from and against all actions, claims, and demands brought or made against the Council in any way arising out of or in connection with the existence of the said fence on the roadline adjoining my property.
4. That I will paint the corner or end posts white.
5. That I will not cultivate the road flank until I have applied and received from the Council permission to carry out such work.
6. That the Council may withdraw at any time, because of changing circumstances, the consent granted hereunder and I undertake to remove the said fence forthwith back to my property boundary.
7. That the property owner accepts responsibility for the cost of repairs to underground water pipes, telephone or power cables, or other services that may be damaged as a result of the erection, repair or demolition of the fence, and will make appropriate enquiries from the relative authorities regarding location and the presence of any such pipes or cables.

8. That I will not be entitled to any compensation on the withdrawal of the Council's consent, and agree to meet the cost of any remedial work undertaken by the Council as the result of my failure to comply with the provisions of the occupancy.
9. That I accept responsibility to take all necessary measures to prevent stock damaging any stock water race banks within the fenced area. (Note - Past experience has shown that stock grazing on enclosed roadlines has caused considerable blocking of roadside drains with resultant flooding).
10. That I will keep cut all growth between the fence line and the road verge to ensure that the fence is visible to road users at all times.
11. That I will not construct, allow or cause to be constructed any structure or store baleage/silage on the land
12. That the permit to occupy is not transferable, and the Council may enter upon the land at any time.
13. That I will during the continuance of the occupancy keep the fence in good order and repair.

Dated: \_\_\_\_\_

Signature: \_\_\_\_\_

Name and title: \_\_\_\_\_

Application No. \_\_\_\_\_ PropertyNo. \_\_\_\_\_

Address: \_\_\_\_\_

Conditions/Comments: \_\_\_\_\_

\_\_\_\_\_

Approved: \_\_\_\_\_ Date: \_\_\_\_\_

(Engineer)