

# INFORMATION SHEET

## Preliminary Plan showing the portion of Anson Street proposed for closure

### About the proposal

Council is committed to providing high quality open spaces for community use throughout Kilburn and Blair Athol. A new reserve will be created north of Rushworth Reserve, which will be excavated and planted with vegetation for recreational use and as a stormwater detention basin to store stormwater runoff that could otherwise potentially cause flooding.

It is proposed to close a segment of Anson Street to connect the Rushworth and Dover Street Reserves and create a larger continuous open space area. The portion of Anson Street that is proposed for closure is shown on the attached 'Preliminary Plan'.

### Where is the land located?

The portion of Anson Street that is proposed for closure is identified as 'A' on the attached 'Preliminary Plan'.

### Use of the closed road for open space

Council's overall goal is to create a vibrant and attractive city that is well-planned, with safe and healthy places to live, work and play. When it plans ahead, Council takes into account changing population demographics, changing community needs and shifts in leisure trends such as the increasing demand for structured recreation activities.

One of Council's key priorities is to provide community facilities that will benefit as many people as possible in the local community. The new open space reserve will create a safe, clean, healthy and visually attractive environment that will improve the quality and amenity of the area. The reserve is expected to deliver significant social benefits for residents as it will provide much needed recreational opportunities for a wide range of people in the local area, and beyond and have a positive social impact.

### Stormwater management

The reserve will also be used to manage the stormwater runoff from the surrounding area by creating a lowered stormwater basin planted with vegetation and designed to store stormwater runoff that would otherwise potentially cause flooding in the local area. It is important to make sure that the stormwater is adequately controlled.

### Road closure process

To enable a segment of a road to be closed, it is necessary to formally close the road in accordance with the requirements of the *Roads (Opening and Closing) Act 1991* subject to the consent of the Attorney General and the granting of any easements or the relocation of services as required.

### Preliminary plan

Council is required to arrange for a plan to be prepared by a surveyor that shows the land that is proposed for closure. The portion of Anson Street that is proposed for closure is marked 'A' on the 'Preliminary Plan'.

## Statement of owners and occupiers

As part of the procedure, Council is required to make enquiries and ascertain those people who are substantially affected by the proposed road closure (for example people who have an interest in the land such as surrounding property owners) and to prepare a 'Statement of Owners and Occupiers' containing the names and addresses of those people affected.

Once a Preliminary Plan has been prepared, Council is required to serve notice in writing of the proposal on each person listed in the Statement of Owners and Occupiers.

## Letters to surrounding residents

As the impact of the road closure may have the most effect on people located closest to the site, letters will also be delivered to residents living in the surrounding area to ensure they are aware of the proposal.

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*Area for delivery of letters to nearby properties is outlined in red*

## Where can I obtain more information?

More details can be obtained about the Open Space Project by clicking the following link:

<https://www.cityofpae.sa.gov.au/lq-projects/urban-renewal-of-kilburn-and-blair-athol-open-space>

## Objections

Any person may object to a proposed road closure and any person affected by the proposal may apply for an easement to be granted in their favour over land that is subject to the proposed road closure.

All objections and applications must be received by Council within 28 days from the date of the public notice.

Where any person has made an objection or application, Council is required to hold a meeting to consider such objections and applications.

## Time line

The public can provide their views and opinions and voice any concerns they may have about the proposal. The public consultation period will begin on: **Thursday 17 December 2020** and close at: **5 pm on Friday 29 January 2021**

### You can provide feedback by:

You are invited to provide your comments, concerns or objections about the proposed road closure by:

- writing to the Manager Property & Building Assets, City of Port Adelaide Enfield, PO Box 11, Port Adelaide SA 5015; or
- emailing your comments to: [consultation@cityofpae.sa.gov.au](mailto:consultation@cityofpae.sa.gov.au)

**All feedback and objections must be received by Council by 5 pm on Friday 29 January 2021.**

## What happens to my feedback?

Once the public consultation has finished, and after considering the objections and applications, Council will make a decision on whether to close the relevant portion of the road.

In making its decision, Council must consider the criteria set out in section 16 of the *Roads (Opening and Closing) Act 1991* which includes amongst other things:

- (a) the objections made by the public;
- (b) whether the land is reasonably required for use as a public road in view of the present and likely future needs of the area; and
- (c) alternative uses for the land.

If no objections are received during the public consultation process, a Report will be presented to the Elected Members of Council with a recommendation for a resolution to close the relevant segment of Anson Street and to make what is known as a Road Process Order.

## Minister's consent

There is a further step in the road closure process. The Attorney General must also consider the overall merits of the proposal and decide whether to approve the closure of the road.

The process of consulting the public and its results is an important factor in the Attorney General's decision whether to approve the proposal or not. The Attorney General has the discretion to decide one way or the other.

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