

# Application to Graze the Road Margin (Place Fence on a Road Reserve)

To: The Engineering Manager  
Tasman District Council  
Private Bag 4  
Richmond 7050

**FOR OFFICE USE**

File No: \_\_\_\_\_

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

I \_\_\_\_\_  
(Full name)

of \_\_\_\_\_  
(Address)

being the owner/occupier hereby apply for permission to erect a fence on

\_\_\_\_\_ Road, fronting  
Section \_\_\_\_\_ as shown on the  
(Legal Description of property)

attached plan. The type of structure proposed is \_\_\_\_\_

and I wish it to remain on the reserve for (state period) \_\_\_\_\_

I do not intend to cultivate the land enclosed by the fence. If permission is given, I agree to the conditions stated below. The indemnification of the Council will be done by

\_\_\_\_\_ Insurance Company.  
(state name of Company)

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

**(Sketch plan below)**

## CONDITIONS

1. A fee plus inspection costs are payable on application – see Council's Schedule of Fees and Charges. *(Available on Council's website)*
2. The Council gives no tenure to any land enclosed and any fences or other erections thereon must be removed as and when so required by the Council.
3. The applicant must not remove any metal, sand, soil or similar materials from the land.
4. The Council and any Government Department or Local Body functioning in the locality may enter upon the enclosed land and do such things as if no enclosure existed and be not held responsible to the applicant for any damage or loss thereby occasioned, nor will the applicant have any claim for damage extending to his land if this results from inadvertence occasioned by the true boundary line not being clearly defined.
5. When required by the Council to do so, the applicant will, at their own cost and without delay, disclose the true position of survey pegs or renew any which may have been destroyed or displaced.
6. No fences or other erections or works shall be constructed or performed so as to constitute a danger to any user of the public highways, nor shall the same obstruct traffic or visibility.
7. The area enclosed must be to the approval of the Engineering Manager, but the fact of such approval will place no onus on the Council or relieve the applicant of any of the responsibilities herein stated or implied.
8. The plan to be submitted by the applicant must show the shape of the encroachment. It will be sufficient if this is a sketch plan with measurements showing the position of the new fence in relation to the true boundary. A plan must be submitted on the back hereof and it is important that it should be checked after the encroachment has been effected. This plan will be filed by the Council for the purpose of reference and to assist in rediscovering the true boundary line at some future date. This requirement however, places no responsibility on the Council.
9. Trees, shrubs, or live hedges must NOT be planted or maintained on any road enclosure without permission.
10. The enclosure is for the express purpose of clearing excess growth from the reserve or such other purpose as the Council may approve.
11. All fences are to be stock-proof and are to be kept in good order by the land applicant at all times.
12. Every part of the fence is to be located not less than the distance set out in the permit form clear of the road carriageway and such fence must be clearly visible to road users.

# FENCE ON ROAD RESERVE INSPECTION SHEET

Applicant: \_\_\_\_\_

Road: \_\_\_\_\_

Date of application: \_\_\_\_\_

Fences may not be erected other than on the property boundary without the approval of the Engineering Manager.

This approval is not given automatically and the full use of the road must be the prime consideration. Where this is not detrimentally affected, approval may be given where this approval would be generally advantageous. Where practicable, room for the passage of stock clear of the road formation and for the parking of cars should be provided.

Applications must be on the correct form and where necessary this should be completed by the owner during the inspection.

By what distance is it proposed to move the fence from the correct line? \_\_\_\_\_ m

1. What is the general road formation width? \_\_\_\_\_ m

2. What distance is the proposed fence from the edge of formation? \_\_\_\_\_ m

3. What is the distance between boundaries? \_\_\_\_\_ m

4. Will the proposed fence inconvenience traffic?  Yes  No

5. Will the proposed fence hinder visibility?  Yes  No

**If so:**

What is the speed value of the road? \_\_\_\_\_ km/hr

What will be the minimum visibility? (1.3 m above road for eye height, 100 mm above road for object) \_\_\_\_\_ m

6. Is there at present room for stock to travel off the road formation?  Yes  No

Fence side  Yes  No

Opposite side  Yes  No

Is there at present room for cars to park clear of the road formation?

Fence side  Yes  No

Opposite side  Yes  No

Will the proposed fence affect these?  Yes  No

*(If yes comment over)*

