



# Maddocks

Ref: MAN:MZY:7232212

Maddocks  
Lawyers  
Collins Square, Tower Two  
Level 25, 727 Collins Street  
MELBOURNE 3000

## Yarra City Council

### Proposed discontinuance of road at rear of 359 & 361 Pigdon Street, Princes Hill

DATE OF INSPECTION: 07/02/2018

PHOTOGRAPHS OF THE ROAD: Attached at end of this report

IS THE ROAD OPEN AND AVAILABLE FOR USE BY THE PUBLIC?      Yes        No

WHAT OBSTRUCTIONS ARE OVER OR IN THE ROAD?

Fencing	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Vegetation*	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Rubbish	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Services*#	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Other*	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	(# Including fire hydrants/plugs.)				

\* Provide Details:

**The subject Road is currently used exclusively for access to the rear of properties at No.359 and No.361 Pigdon Street. The southern end of the subject Road is gated, restricting access for the general public.**

THE MATERIAL WITH WHICH THE ROAD IS CONSTRUCTED:

<input type="checkbox"/> Nil	<input type="checkbox"/> Bitumen
<input checked="" type="checkbox"/> Bluestone	<input type="checkbox"/> Other _____

EVIDENCE OF THE ROAD BEING USED:

<input type="checkbox"/> Nil	<input type="checkbox"/> Gates opening onto the road
<input checked="" type="checkbox"/> Tyre marks	<input type="checkbox"/> Garages opening onto the road
<input type="checkbox"/> Worn grass	<input checked="" type="checkbox"/> Other - Construction portable toilet and debris _____

TYPE OF TRAFFIC:

<input checked="" type="checkbox"/> Pedestrian	<input type="checkbox"/> Vehicular	<input type="checkbox"/> Animal	<input type="checkbox"/> Nil
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## WHAT IS THE ROAD PROVIDING ACCESS TO?

Adjoining properties @                       Reserve/Park  
 Main Road     Shops  
 Other \_\_\_\_\_

### @ Specify which properties

Both No.359 and 361 Pigdon Street abut the northern boundary of the subject Road and both utilise the Road as rear access to their properties.

No.357 Pigdon Street abuts the eastern boundary of the subject Road. This property's title diagram indicates that they have carriageway rights over the subject Road as well as the above-mentioned properties. However, the eastern boundary of the Road abutting No.357 Pigdon Street is currently fenced by an old paling fence and this property does not currently have direct access to the subject Road.

### DETAILS OF OTHER SUITABLE MEANS OF ACCESS NEARBY.

No.359 and No.361 Pigdon Street both have direct access and frontages to Pigdon Street. No.357 Pigdon Street has direct access to Pigdon Street and Gratton Street.

### DETAILS OF FENCES, BUILDINGS AND/OR LANDSCAPING PLACED ON OR OVER ANY PORTION OF THE ROAD BY ABUTTING PROPERTY OWNERS, AND THE EXTENT OF SUCH ENCROACHMENT.

There does exist small encroachment into the Road by the old brick wall and building running along the south western boundary from No.25-35 Garton Street. The encroachment is quite small, being less than 0.10m, and although it should be noted but cause no real concern.

IS THE ROAD REQUIRED FOR PUBLIC ACCESS?                      Yes                       No                     

OTHER OBSERVATIONS:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Signed: \_\_\_\_\_ Date: 23/02/2018

Title/Position: Licensed Surveyor Company: DML Land Surveys

ATTACH ADDITIONAL PAGES IF THERE IS NOT ENOUGH SPACE ON THIS FORM



Maddocks



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**AERIAL PHOTO & PHOTO POSITIONS**



**SUBJECT ROAD FOR PROPOSED DISCONTINUANCE IS SHOWN WITH PINK HATCHING ON ABOVE AERIAL PHOTO. NUMBERED PHOTO POSITIONS SHOWN IN RED.**

**PHOTO 1**



**PHOTO 2**



PHOTO 3



PHOTO 4

