19 November 2025

Dear Property Owner

Notification of Council resolution – decision to recommence legislative process for proposed Special Charge Scheme – 'The Esplanade (Sunderland Bay Road to Zephyr Court) Road and Drainage Upgrade Project'

Thank you to all property owners that provided submissions and/or objections to the proposed road and drainage upgrade project 'The Esplanade (Sunderland Bay Road and Zephyr Court) Special Charge Scheme'.

At its 19 November 2025 meeting, Council resolved to **not** proceed with the proposed Special Charge Scheme in its current form and recommence the legislative process through the presentation of a revised scheme at a future meeting.

This decision has been made due to a material change to the declaration that was proposed in the public notice following the July 2025 Council Meeting. In line with the *Local Government Act 1989*, Council is unable to proceed with the proposed declaration in its original form.

For more details, please refer to the November Council Meeting report published on Council's website at basscoast.vic.gov.au/council-meetings.

Please note, Council intends to recommence the legislative process through a revised scheme in early 2026 for the purpose of improving road and drainage infrastructure on this section of The Esplanade.

The decision to recommence the legislative process has been made to ensure the process is compliant with all legislative requirements and to maintain fairness in allocation of costs between those benefiting from the upgrade.

Next steps for property owners

Further information regarding the revised scheme, including updated estimated costs, will be provided to property owners once Council reissues its Intent to Declare.

At that time, property owners will again have the opportunity to make submissions under Sections 163A and 223 of the Local Government Act. To ensure your submission is considered, a written submission must be provided, even if you previously lodged one following Council's initial Intent to Declare.

Please note that submissions are not required at this stage. Property owners will be contacted with detailed instructions on how to make a submission once the revised Intent to Declare is issued.

Property owners can stay updated on the proposed Special Charge Scheme on Council's Engage Bass Coast webpage at www.engage.basscoast.vic.gov.au/esplanade-sunderlandbay.

We appreciate your ongoing engagement in this project, and we apologise for any inconvenience this delay may cause.

For any further details regarding the above information, please contact Council's Sustainable Transport and Movement Team on 1300 BCOAST (226 278) or (03) 5671 2211.

Yours sincerely



Jennifer Anderson
Project Officer – Special Charge Scheme