Blayney Shire Council



Expression of Interest

EOI 3/2016

Sale of Land or part thereof in Blayney
Industrial Area

Closing date: Ongoing pending sale of all lots

1. Introduction

Council has available for sale land at the Blayney Industrial Area. Council is offering 7 sale lots or parts thereof for sale.

Council is open to consider offers for all lots or individual lots or part(s) thereof.

Expressions of Interest (EOI) will be open pending the sale of all parcels of land. This specification details how expressions of interest will be received and assessed, and how any negotiations after the closing date will be conducted.

The EOI is not a tender for the purposes of s.55 of the Local Government Act, 1993.

2. Property Description

Property Addresses

Refer table 1 for details of property addresses

Descriptions:

Refer table 1 for details of property descriptions

Location

The properties are situated within the Blayney industrial estate within close proximity of the Midwestern Highway and rail facilities.

Site Particulars

Table 1 details approximate land area and is subject to survey.

Table 1: Land for sale in Blayney Industrial Area

Sale Lot Ref.	Title particulars	Address	Area	Zoning
SL1	Lot 2 DP1082286	180 Marshalls Lane, Blayney	3,205m ²	E4
SL2	Lot 1 / DP842577	8 Tollbar St, Blayney	2.09 ha	E4
SL3	Lot 202 / DP1196179	126 Marshalls Lane, Blayney	3.38 ha	E4
SL4*	Lot 2 / DP881855	31 Gerty St, Blayney	9.16 ha	E4 / RU2
SL6	Lot 222 / DP1175708	31 Gerty St, Blayney	7.31 ha	E4
SL7*	Lot 24 / DP1288588	31 Gerty St, Blayney	6.68 ha	E4 / RU2
SL9	Lot 3 / DP1103517	33 Gerty St, Blayney	2.71 ha	E4

^{*} Lots may require excise of land to accommodate existing Council services.

Rates

General rates and charges will apply to the lands upon transfer.

General

The subject properties are accessible by roads detailed on the attached map. Interested parties are encouraged to review map and inspect properties to assess suitability of access. An aerial view of the properties and surrounds has been attached for information.

No encumbrances are held over the land for sale.

3. Zoning

Zoning under the Blayney LEP 2012 may vary for each site and interested parties are encouraged to contact Council to confirm zoning, potential uses consistent with zone objectives and suitability of proposed development.

For reference zoning shown are as follows:

E4 – General Industrial

RU2 – Rural Landscape

Interested parties are encouraged to meet with the General Manager and relevant staff regarding their proposal to discuss this Expression of Interest and suitability of land for development.

4. Future Development

4.1. Water Services

The properties may have a metered water service. Council will be able to confirm existence of water service on proposed lot. Interested parties are encouraged to contact Central Tablelands Water to confirm costs associated with the connection if required.

4.2. Sewerage

There is **no** sewer connection on the properties. Interested parties are encouraged to contact Council to confirm costs associated with the connection and associated requirements.

4.3. Kerbing

The properties for sale do not have kerbing.

4.4. Electricity & Phone Connection

Connection to electricity and phone is the responsibility of the purchaser.

4.5. Availability of services and infrastructure

Interested parties are encouraged to undertake their own due diligence with regards to services and infrastructure.

Council may require payment of associated costs of works required in any Development consent.

5. General Conditions

- 5.1. Submission of Expression of Interest
- 5.1.1 Submit EOI only on the form provided. Include an address for service of notices for the purpose of this EOI and subsequent contact.
- 5.2. Lodgement
- 5.2.1. Lodge EOI in a sealed envelope marked with:

"EOI 3/2016 - Sale of Land or part thereof in Blayney Industrial Area"

5.2.2. Lodge in the tender box at the Blayney Shire Council office:-

91 Adelaide Street BLAYNEY NSW 2799

Or post to:

EOI 3/2016 – Sale of Land or part thereof in Blayney Industrial Area The General Manager Blayney Shire Council PO Box 62

- **BLAYNEY NSW 2799** 5.2.3. By the date and time for closing of interest.
- 5.2.4. Fax or email will be accepted however an original must be furnished.
- 5.2.5. Any EOI not received before the specified closing time will not be considered unless there is satisfactory evidence provided that the EOI:
 - a) Was delivered before the specified closing time; or
 - b) Was either posted or dispatched by a recognised carrier providing direct delivery service to the Council office in sufficient time for delivery before the specified closing time under normal circumstances, but was still in the course of delivery by post or by the recognised carrier at the specified closing time due to circumstances outside the control of the interested party.
- 5.2.6. Offers received by telephone or verbal offers will not be considered.
- 5.2.7. Expressions of interest will be accepted on an ongoing basis.
- 5.2.8. By lodging an EOI you agree to enter into the standard terms of contract for Land purchase noting that both parties have the opportunity to negotiate further conditions of sale prior to execution of the contract.
- 5.3. Opening of Expressions of Interest
- 5.3.1. EOI's will be opened after the Closing Time.
- 5.3.2. Any EOI received through the post before the specified closing time will be kept sealed until EOI opening time.
- 5.3.3. EOI's will not be opened publicly.
- 5.4. Clarifications and Variations
- 5.4.1. The Council may issue to interested parties before the Closing Time:
 - a) Additional information; and
 - b) Information clarifying or correcting information previously provided, to assist them in preparing their offer.
- 5.4.2. If the Council issues information under clause 5.4.1, each party must take the information into account in the preparation of its Offer.

- 5.4.3. After Closing Time, the Council may (without limiting its options):
 - a) Request clarification or further information from any Respondents; and
 - b) Invite all Respondents to change their offers in response to an alteration to the Specification or any of the terms and conditions of the Contract; and
 - c) Negotiate with one or more Respondents upon any aspect of their offer.

5.5. Post EOI Negotiations

5.5.1. If no conforming offers are received, Council may commence post EOI negotiations in accordance with its pre-determined strategy. This may involve negotiations with the highest Respondent or may involve inviting Respondents to consider increasing their offers for the property or properties. Post EOI negotiations will only be conducted for a duration of sixty days (60) days after the closing date. If the land remains unsold, it will be formally passed in and all Respondents will be advised.

The land may continue to be marketed for an appropriate or reasonable period of time as determined by the council.

5.6. Informal Offers (Non-conforming EOI's)

5.6.1. EOIs which do not comply with requirements of, or which contain provisions not required or allowed by the EOI documents, will be declared informal.

5.7. Respondents to Inform

- 5.7.1. The respondent is deemed to have:
 - a) Examined the EOI documents, the site and its surroundings and other information made available.
 - b) Examined information relevant to the risks, contingencies, and other circumstances having an effect on his offer and which is obtainable by the making of enquiries.
 - c) An offer, once submitted, is irrevocable and prospective parties are advised that offers will remain open for acceptance by Council until the Acceptance Date, being sixty (60) days after the closing date of the EOI.

5.8. Acceptance of EOI

- 5.8.1. Council will by resolution at a meeting of Council determine an outcome of this EOI. An offer will not be deemed to have been accepted unless and until a Letter of Acceptance is handed to the Respondent or is sent by prepaid post to, or is left at, the address stated in the EOI form.
- 5.8.2. Council reserves the right to reject the lowest or any EOI or an otherwise conforming EOI.

5.9. Future Rounds of Land Sales

5.9.1 Future sale of unsold lots will be as determined by Council.

6. Conditions of Sale

- 6.1. In addition to the standard terms of Contract for Land further terms may be negotiated at the time of sale. Further obligatory terms Council may wish to include are as follows:
 - a) Any legal, survey, easement or subdivision costs associated with sale of land shall be undertaken at the expense of the purchaser;
 - b) Any provision of infrastructure or service required in any Development Consent or at the request of the purchaser prior to finalisation of purchase shall be at the expense of the purchaser.
- 6.2. The parties must execute and deliver all documents and must do all things as are necessary for the complete performance of their respective obligations under the contract of sale.
- 6.3. The purchaser shall pay all costs of and incidental to the registration of the Transfer.

7. Obtaining Information

- 7.1. No fee is payable for the supply of the Specification.
- 7.2. Any additional information required by a Respondent may be obtained from the contact person below:

Anton Franze
Director Corporate Services
Blayney Shire Council
Phone: 6368 2104

Mobile: 0417 671 286

Email: council@blayney.nsw.gov.au

- 7.3. Respondents must not direct requests for information to, or seek to discuss the Specification process with, any Councillor or officer of the Council other than the Contact person.
- 7.4. If the Council makes information available to a Respondent, the Council reserves the right to distribute the information to each Respondent who has been provided with a copy of the Specification.
- 7.5. Canvassing of elected members or council officers will automatically lead to disqualification.
- 7.6. A Respondent's offer will be deemed an as an inducement or reward that could influence the actions of the person in relation to the Offer and will not be considered if the Respondent or anybody on its behalf offers or gives anything to:
 - a) Any Councillor of the Council; or
 - b) Any officer or agent of the Council.

8. Disclaimer

- 8.1. This specification has been compiled by the Blayney Shire Council for the information of interested parties to assist them in deciding whether they are sufficiently interested in the properties offered for sale to proceed with further investigation. The information does not constitute all or any part of an offer or contract of sale, and is intended as a guide only.
- 8.2. The information contained in the specification has been prepared in good faith.

8.3. Interested parties should not rely on any material contained in the specification as a statement or representation of fact but should satisfy themselves as to its correctness by such independent investigation as they or their legal or financial advisers see fit.

8.4. The Blayney Shire Council provides this document on the condition that, subject to any statutory limitation to do so, the Blayney Shire Council disclaims liability under any cause of action including negligence for any loss arising from reliance upon this document.

9. Acceptance of Offer

Blayney Shire Council is not obliged to accept an offer in the event proposals received are considered unsatisfactory.

10. Failure to Sell / Lease

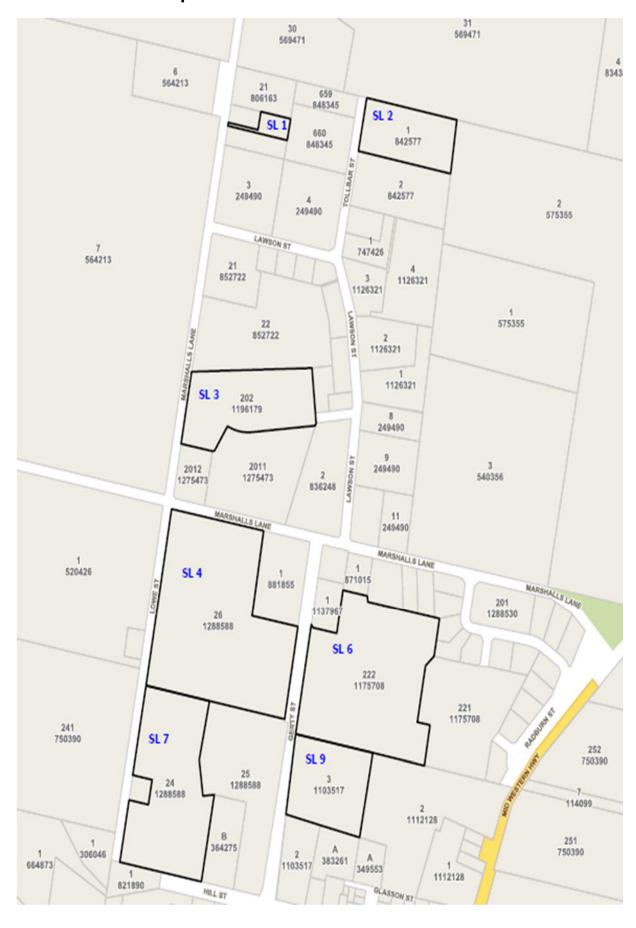
Blayney Shire Council reserves the right not to accept an EOI for the purchase of any of the proposed sale lots.

9. Confidential status of expressions of interest

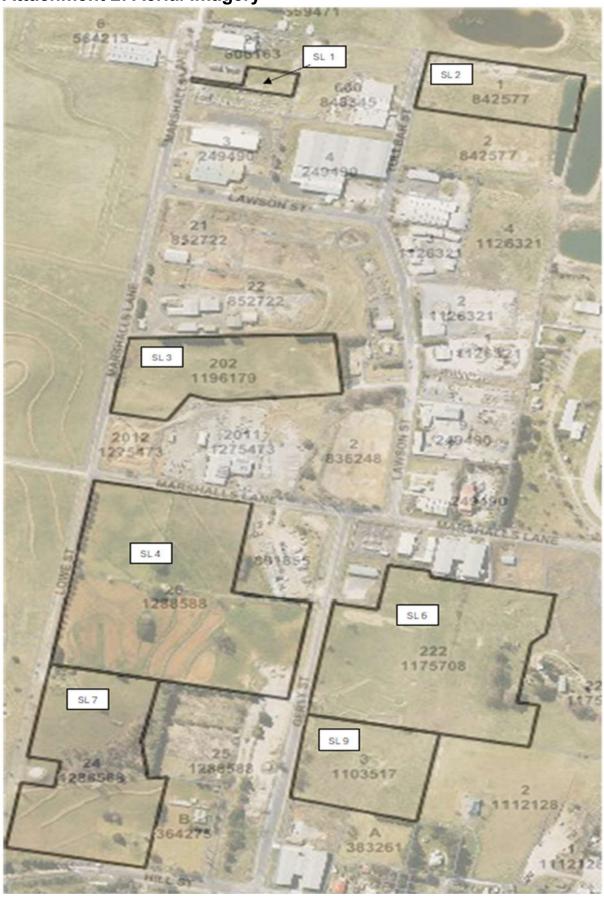
All expressions of interest in EOI process will be treated as strictly Confidential. No information on any proposals will be publicly released until such time as both parties agree to the release of this information.

Attachments:	Pages
Мар	1
Aerial Imagery	1
EOI Application Form	1
Deposited Plans	13

Attachment 1: Map



Attachment 2: Aerial Imagery





Deposited Plan: SL 3 CLAUSE 35(1)(b) & 61(2) DP 1056047 DP 836248 DP 881288 DP 258329 DP 747477 PLACED DP1196179 SOURCE: M.G.A. CO-ORDINATES ADOPTED FROM SCIMS AT 5/12/2013 COMBINED SEA LEVEL & SCALE CORRECTION FACTOR 1.0000002 SCHEDULE OF REFERENCE MARKS PM78147FD GIP FD GIP FD GIP FD CB FD SURVEYING AND SPATIAL INFORMATION REGULATION 2012 ■ RM PM 78147 FD 1.015 1.625 1.775 4.825 1.415 6289296.668 6289003.698 1.03 1.00 6288712.815 34°29'10" 89°36'10" 188°38'45" 309°19'45" 88°27'15' STREET NOSMAJ BEARING 347°09′ 266°22' 26.8.2014 STREET Registered 709185,579 709535,527 (18 WIDE) 10 258339 KINGHAM SSM 48950 PM 78417 MARK TS 5630 ۵. ۵ engths are in metres. Reduction Ratio 1:1000 Subdivision No: 5/2014 Locality: BLAYNEY 100.04 P.O. 100.01 calc CENCED LGA: BLAYNEY 2 DP 636246 CYC. WIRE FENCE IS YEARS LANE FENCED PLAN OF SUBDIVISION OF LOTS 21 AND 22 IN DP 1056047 LEAD TO REJECTION OCC (0.25) WARNING: CREASING OR FOLDING WILL \$52722 \$52722 202 3.38 Ha (BY DED'N) 279.96 P.O. 279.81 calc e. Ci 27. (20.115 CH 59.68 101°02'40" 201 4.007 Ha Surveyor: MATTHEW PETER FORSYTH Date of Survey: 5 DECEMBER 2013 88 Surveyor's Ref: 13084 CYC, WIRE FENCE IS YEARS MARSHALL'S (i.0) >>0 28 HJ 10 YEARS OCC (0.47) 10 20 30 40 50 60 70 80 90 100 110 120 130 140 150 Table of mm 38 MESH 40 YRS RM SSM 48950 FD 0" ~ 3,85 TO CNR "A" TANE OCC (0.27) MIDE) 291.275 BY SURVEY 20.115 04 05 5 21 01 **TYPANTON" 09 05' 45" SIP MGA GD OCC (0.1) DP1196179 45 **S'11AH2AAM** (A2) FORM PLAN

PLAN FORM 6 (2013)

WARNING: Creasing or folding will lead to rejection

ePlan

DEPOSITED PLAN ADMINISTRATION SHEET Sheet 1 of 2 sheet(s) Office Use Only Office Use Only Registered: 26.8.2014 DP1196179 Title System: TORRENS Purpose: SUBDIVISION PLAN OF SUBDIVISION OF LOTS 21 AND 22 LGA: BLAYNEY IN DP 1056047 Locality: **BLAYNEY** Parish: LINDSAY County: BATHURST Crown Lands NSW/Western Lands Office Approval Survey Certificate f, (Authorised Officer) in I, Matthew Peter Forsyth approving this plan certify that all necessary approvals in regard to the of PO Box 495, Orange, NSW, 2800. allocation of the land shown herein have been given. a surveyor registered under the Surveying and Spatial Information Act Signature: 2002, certify that: Date: *(a) The land shown in the plan was surveyed in accordance with the File Number: Surveying and Spatial Information Regulation 2012, is accurate and the survey was completed on Office: *(b) The part of the land shown in the plan (*being/*excluding-△ Lot 201 and connections was surveyed in accordance with the Surveying and Spatial Information Regulation 2012, is accurate Subdivision Certificate and the survey was completed on, 5 December 2013 the part not GLENN WILCOX surveyed was compiled in accordance with that Regulation. *Authorised Person/*General Manager/*Accredited Certifier, certify that *(c) The land shown in this plan was compiled in accordance with the the provisions of s.109J of the Environmental Planning and Surveying a Assessment Act 1979 have been satisfied in relation to the proposedDated: .5-12-13 Signature: subdivision, new r Signature: Surveyor ID: 5434 Accreditation num Datum Line: PM78147 - TS5630 Consent Authority: Blayney Shire Coard 1 Type: *Urban/*Rural Date of endorsement: 4 APRIL 2014 The terrain is *Level-Undulating / *Steep-Mountainous. File number:2 *Strike through if inapplicable. "Specify the land actually surveyed or specify any land shown in the plan that is not the subject of the survey. *Strike through if inapplicable. Statements of intention to dedicate public roads create public reserves Plans used in the preparation of survey/eompilation. and drainage reserves, acquire/resume land. DP1056047, DP852722, DP747477, DP881288, DP258329. If space is insufficient continue on PLAN FORM 6A Signatures, Seals and Section 88B Statements should appear on Surveyor's Reference: 13084 PLAN FORM 6A

PLAN FORM 6A (2012)

WARNING: Creasing or folding will lead to rejection

ePlan

DEPOSITED PLAN ADMINISTRATION SHEET

Sheet 2 of 2 sheet(s)

Office Use Only

Office Use Only

Registered: 26.8.2014

PLAN OF SUBDIVISION OF LOTS 21 AND 22 IN DP 1056047

Date of Endorsement: 9-4-2014-

DP1196179

This sheet is for the provision of the following information as required:

- A schedule of lots and addresses See 60(c) SSI Regulation 2012
- Statements of intention to create and release affecting interests in accordance with section 88B Conveyancing Act 1919
- Signatures and seals- see 195D Conveyancing Act 1919
- Any information which cannot fit in the appropriate panel of sheet 1 of the administration sheets.

LOT	STREET NUMBER	STREET NAME	STREET TYPE	LOCALITY
201	100	MARSHALL'S	LANE	BLAYNEY
202	126	-KINGHAM-	STREET	BLAYNEY

MARSHAWS

LANE



MAX. D. OSBORNE

DIRECTOR: MID-WESTERN ENGINEERING PTY LIMITED (ACN 000452460)

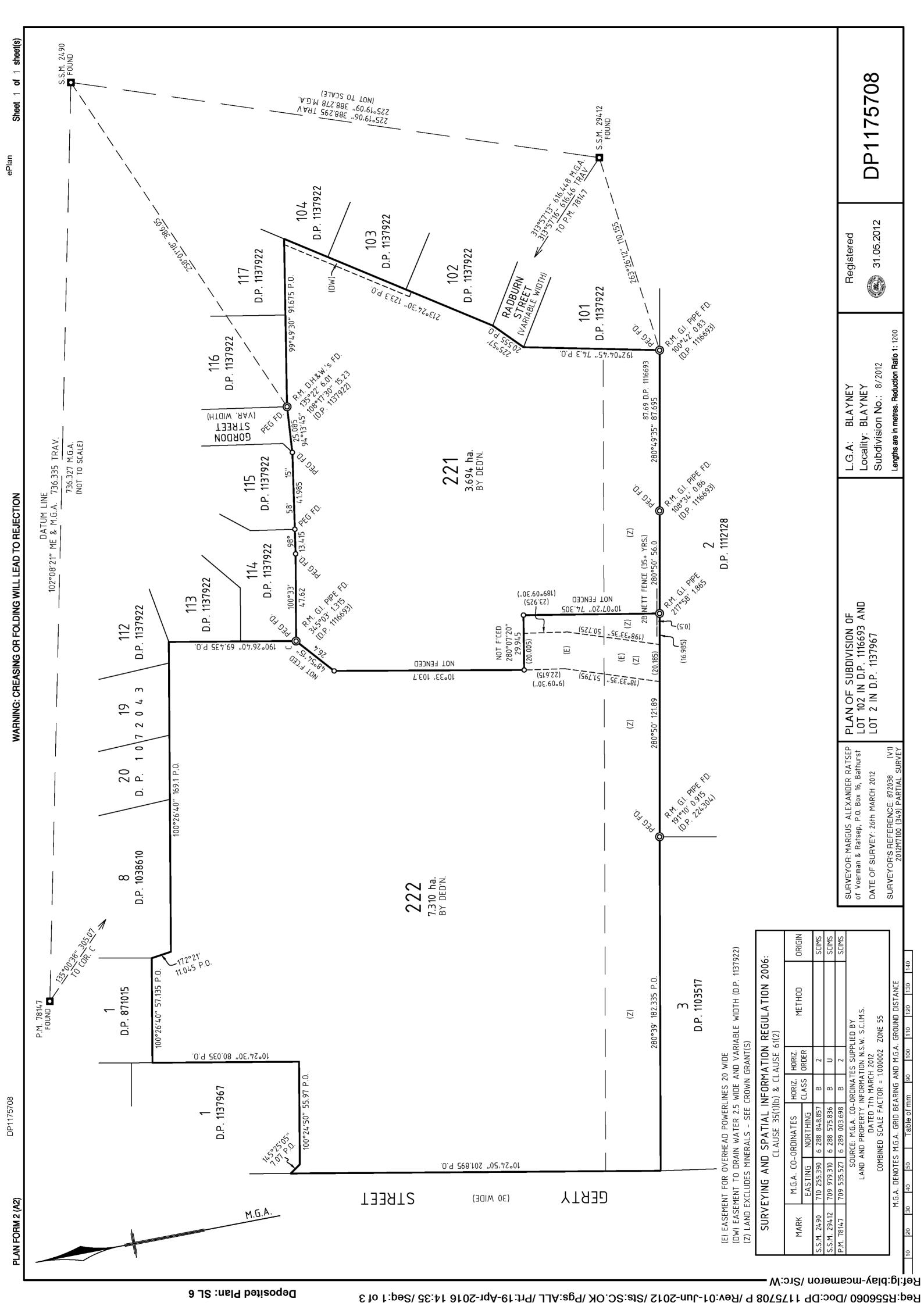


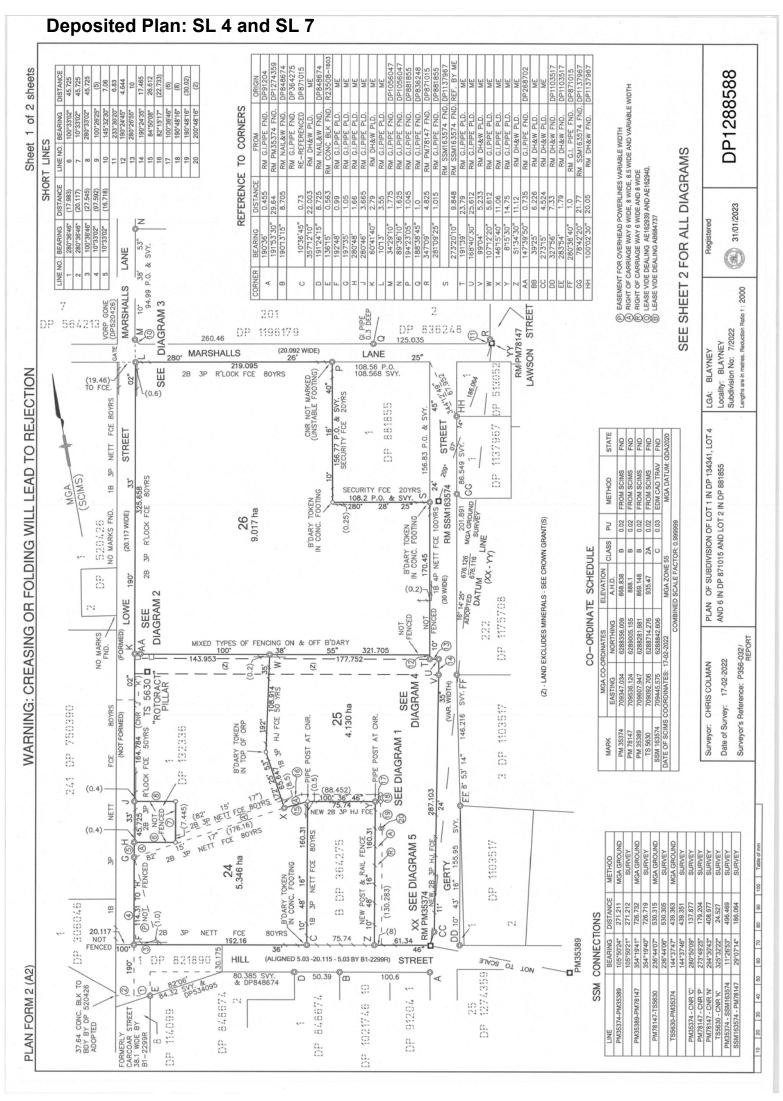
DIRECTOR: MID WESTERN ENGINEERING PTT LIMITED (ACN 000452460)

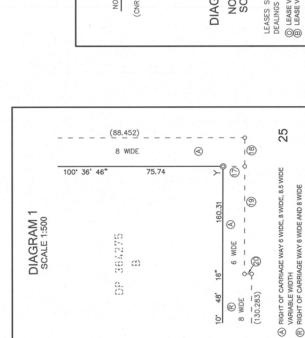


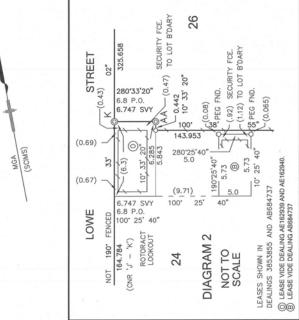
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Surveyor's Reference:13084





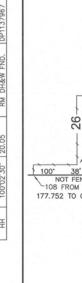




REFERENCE TO CORNERS

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FROM	RM G.I.PIPE PLD.	RM DH&W PLD.	RM G.I.PIPE PLD.	RM G.I.PIPE FND.	RM G.I.PIPE FND.	RM G.I.PIPE FND.	RM SSM163574 FND.	RM SSM163574 FND.	RM G.I.PIPE PLD.	RM G.I.PIPE PLD.	RM DH&W PLD.	RM G.I.PIPE PLD.	RM G.I.PIPE PLD.	RM G.I.PIPE FND.	RM DH&W PLD.	RM DH&W PLD.	RM DH&W FND.	RM DH&W FND.	RM G.I. PIPE FND.	RM SSM163574 FND.	RM DH&W FND.
DISTANCE	3.665	2.79	3.55	1.775	1.625	1.015		9.848	23.79	25.612	5.233	5.612	14.75	0.735	6.226	4.524	7.33	1.79	1.0	21.77	20.05
BEARING	280*46	60*41*40"	1013,	34.29'10"	89*36'10"	281'09'25"		273'20'10"	191*39	168*40'30"	99.04,	107'12'20"	815'30"	147"39"50"	39*25'	27315'	327'56'	283'54'	280'36'40"	78.42,20"	100.02,30"
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LINE NO. BEARING DISTANCE

DIAGRAM 5 NOT TO SCALE

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NEW 2B 3P HJ 100* 36* 46" 61.34

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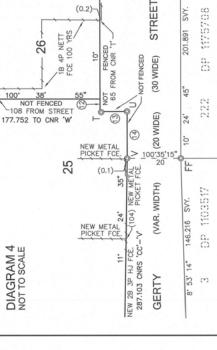
PIPE POST AT CNR.

(0.52)

30.175

∀ Ø

SHORT LINES



45"

Surveyor.	Surveyor: CHRIS COLMAN	
Date of Survey:	rvey: 17-02-2022	2
Surveyor's	Surveyor's Reference: P356-032	-032/ REPORT

PLAN: OF SUBDIVISION OF LOT 1 IN DP 134841, LOT 4 AND & IN DP 371015 AND LOT 2 IN DP 881855

Lengths are in metres. Reduction Ratio 1: N.T.S. Locality: BLAYNEY Subdivision No: 7/2022 LGA: BLAYNEY

31/01/2023

DP1288588

SVY.

155.95

43, 16"

1103517

0.

STREET

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STREET

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GERTY

100° 35° 33.044 RM PM35374

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Registered: 31/01/2023 Title System: TORRENS	DP1288	Office Use Only
PLAN OF SUBDIVISION OF LOT 1 IN DP 134341, LOT 4 AND LOT 6 IN DP 871015 AND LOT 2 IN DP 881855	LGA: BLAYNEY Locality: BLAYNEY Parish: BATHURST County: LINDSAY	
Survey Certificate I, CHRIS COLMAN of 12 LEO GRANT DRIVE, KELSO, 2795 a surveyor registered under the Surveying and Spatial Information Act 2002, certify that: *(a) The land shown in the plan was surveyed in accordance with the Surveying and Spatial Information Regulation 2017, is accurate and the survey was completed on 17-02-2022. *(b) The part of the land shown in the plan (crown Lands NSW/Wester I,	acessary approvals in regard to the have been given.
*Strike out inappropriate words.	Subdivision I, MARK DICKER *Authorised Person/*General Mana the provisions of s.6. /5 of the Envi Assessment Act 1979 have been se subdivision, new read accesses e se Signature: Accreditation number: Consent Authority: BLAYVE Date of endorsement:	ger Accredited Certifier, certify that ronmental Planning and atisfied in relation to the proposed tout herein. Y. S.H.IRE COUN CIL. ULY 2022
**Specify the land actually surveyed or specify any land shown in the plan that is not the subject of the survey.	*Strike through if inapplicable.	
Plans used in the preparation of survey/compilation. 1-2299 37-2327 367-2009 23508-1603 DP114099 DP132336 DP134341 DP306046 DP364275 DP520426 DP534095 DP821890 DP848674 DP871015 DP881855 DP1103517 DP1175708 DP1175708 DP1196179 DP1274359 DP836248 DP268702 DP568292 DP249490 DP1137967 Surveyor's Reference: P356-032/ REPORT	and drainage reserves, acquire/resu	BB Statements should appear on

PLAN FORM 6A (2017) DEPOSITED PLAN AD	DMINISTRATION SHEET Sheet 2 of 2 sheet(s					
Registered: 31/01/2023 Office Use Only	Office Use Only					
PLAN OF SUBDIVISION OF LOT 1 IN DP 134341, LOT 4 AND LOT 6 IN DP 871015 AND LOT 2 IN DP 881855	DP1288588					
Subdivision Certificate number: 7/2-22 Date of Endorsement: 12 July 2-22	This sheet is for the provision of the following information as required A schedule of lots and addresses - See 60(c) SSI Regulation 20 Statements of intention to create and release affecting interests accordance with section 88B Conveyancing Act 1919 Signatures and seals- see 195D Conveyancing Act 1919 Any information which cannot fit in the appropriate panel of she 1 of the administration sheets.					

PURSUANT TO SECTION 88B OF THE CONVEYANCING ACT 1919 IT IS INTENDED TO CREATE:

- 1) AN EASEMENT FOR OVERHEAD POWERLINES VARIABLE WIDTH
- 2) A RIGHT OF CARRIAGEWAY 6 WIDE, 8 WIDE, 8.5 WIDE AND VARIABLE WIDTH
- 3) A RIGHT OF CARRIAGEWAY 6 WIDE AND & WIDE

SCHEDULE OF LOTS AND ADDRESSES

Lot Number	Address Number	Road Name	Road Type	Locality Name
24	5	Hill	Street	Blayney
25	35	Gerty	Street	Blayney
26	25	Gerty	Street	Blayney

Execution of document under Council Seal				
The common seal of Blavney Shire Council was affixed on	17	11	12022	in the

The common seal of Blayney Shire Council was affixed on 17 11 2022 in the presence of Mark Dicker (General Manager) and Scott Ferguson (Mayor):

Signature:

Name: Scott Ferguson

Title: Mayor

Signature: Mark Dicker

Title: General Manager

Bläyney

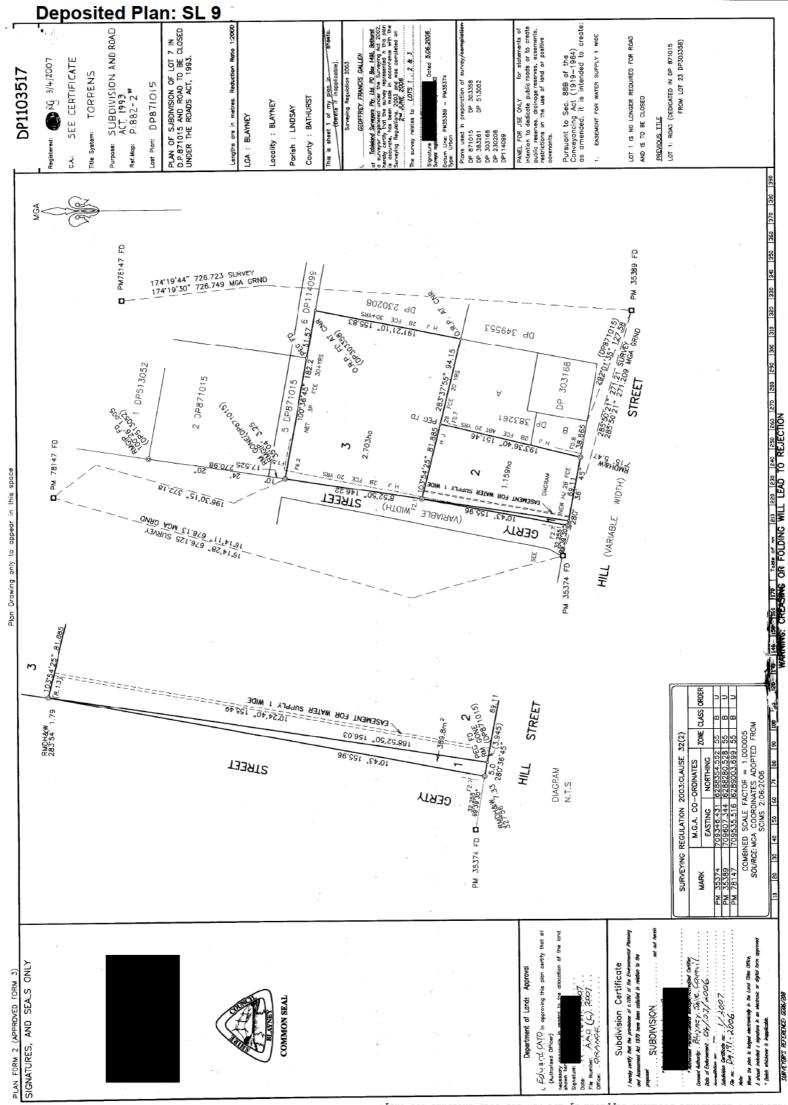
Resolution no. 2012/027 21/12/2020

COMMON SEAL

Roxanne Recks 14-12-2022

IAN REEKS.

Surveyor's Reference: P356-032/ REPORT





EOI Application Form

EOI 3/2016

Sale of Land or Part thereof in Industrial Area, Blayney

COMPANY DETAI	ILS:							
Name of Respond	dent:							
A.B.N.								
Address:								
Telephone numb	er:							
e-mail address:								
		pression of interest for the below mentioned lot(s) in this expression of interest document.	n accordance with the					
Sale Lot Reference:	Title	Particulars:	Price Offered (excl. GST):					
1								
Respondent's Signature:								
Signatory Name:								
Witnessed By:								
Witness Name: .								