



# Department of Environment, Land, Water & Planning

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Ref: SP454148 (20160809ps)

Dear Mr Marr

**APPLICATION FOR CONSENT PURSUANT TO CLAUSE 36.03-3 OF CENTRAL GOLDFIELDS PLANNING SCHEME  
FLOOD MITIGATION WORKS  
CARISBROOK**

I refer to your application for consent to the making of a planning permit application pursuant to Clause 36.03-3 of the Central Goldfields Planning Scheme for Flood mitigation works.

The proposed works comprise the installation of a levee and associated borrow pit.

The removal of native vegetation is required as part of the proposed works.

The proposed works are to be undertaken on Crown land being:

Comment

Allotment 6, Section Y, Parish of Carisbrook, reserved for racecourse and public recreation purposes under trustees to the Carisbrook Racecourse Trustees, the consent of the trustees will be required prior to the commencement of works.

Unused Road reserve east of Landrigan Road, held under licence, the licensee of the road will be required to be notified prior to the commencement of works. Please contact Julie Wynd on (03) 54304444 for further details.

State Planning Policy – Native Vegetation

The objective of planning in Victoria as it relates to native vegetation is to ensure that permitted clearing of native vegetation results in no net loss in the contribution made by native vegetation to Victoria's biodiversity. This means that the permitted clearing has a neutral impact on the state's biodiversity.

In order to do this the responsible authority is required to apply the risk-based approach to managing native vegetation as set out in *Permitted clearing of native vegetation – Biodiversity assessment guidelines* (Department of Environment and Primary Industries, September 2013). These are:

- Avoid the removal of native vegetation that makes a significant contribution to Victoria's biodiversity.
- Minimise impacts on Victoria's biodiversity.

**Privacy Statement**

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- Where native vegetation is permitted to be removed, ensure that an offset is provided in a manner that makes a contribution to Victoria's biodiversity that is equivalent to the contribution made by the native vegetation to be removed.

#### *Native Vegetation on Site*

The vegetation on the property has been identified as native vegetation with a strategic biodiversity score of 0.674. The vegetation on site is considered to be scattered trees and remnant patch vegetation.

#### *Risk pathway*

To determine the risk-based pathway, the following risks are considered in relation to the proposed native vegetation removal: extent and location risk.

The risk pathway for the native vegetation on the subject land is determined as low.

#### *Offsets*

When native vegetation removal is permitted, an offset must be secured which achieves a no net loss outcome for biodiversity. To achieve this, the offset makes a contribution to Victoria's biodiversity that is equivalent to the contribution made by the native vegetation that was removed. The type and amount of offset required depends on the native vegetation being removed and the contribution it makes to Victoria's biodiversity.

#### *Public Land Manager Consent to Making Application*

The Department of Environment, Land, Water and Planning, as Public Land Manager for Crown land described as Crown Allotment 6, Section Y, Parish of Carisbrook, hereby consents to a planning permit application being made and to the use and development of this land for flood mitigation works including a levee and borrow pit, subject to the following conditions being included on any permit issued:

#### *Notification of permit conditions*

- 1) Before works start, the permit holder must advise all persons undertaking the (vegetation removal/works) on site of all relevant conditions of this permit.

#### *Native vegetation offsets*

- 2) In order to offset the removal of 0.390 hectares of native vegetation including 3 scattered trees approved as part of this permit, the applicant must provide a native vegetation offset that meets the following requirements, and is in accordance with the *Permitted clearing of native vegetation – Biodiversity assessment guidelines* and the *Native vegetation gain scoring manual*:

The offset must:

- contribute gain of 0.150 general biodiversity equivalence units;
- be located within the North Central Catchment Management Authority boundary or Central Goldfields municipal district; and
- have a strategic biodiversity score of at least 0.539

#### *Offset evidence*

- 3) Before any native vegetation is removed, evidence that an offset has been secured must be provided to the satisfaction of the responsible authority. This offset must meet the offset requirements set out in this permit and be in accordance with the requirements of the *Permitted*

*clearing of native vegetation – Biodiversity assessment guidelines and the Native vegetation gain scoring manual.* Offset evidence can be either:

- a) a credit register extract from the Native Vegetation Credit Register; or
- b) a security agreement, to the required standard, for the offset site or sites, including a 10-year offset management plan to the satisfaction of the Department of Environment, Land, Water and Planning and approved by the Responsible Authority. Every year, for ten years, after the responsible authority has approved the offset management plan, the applicant must provide notification of the management actions undertaken towards implementing the offset management plan, to the department. An offset site condition statement, including photographs must be included in this notification.

#### *Works on Crown land*

8. The consent of the Carisbrook Racecourse Trustees as trustees of the racecourse reserve being Crown Allotment 6 Section Y, Parish of Carisbrook is required prior to the commencement of works.

#### *Notification of Conditions*

9. Before the development starts, all persons undertaking the works on site must be advised of all relevant conditions of this permit.

#### *Avoiding Disturbance to Native Vegetation*

10. Development works and ongoing use must not cause damage to vegetation to be retained.
11. There is to be no stockpiling of material or storage of machinery/equipment on vegetated sections of Crown land.

#### *Erosion Control & Weed Management*

12. All works must be undertaken in a manner that minimises soil erosion, and any exposed areas of soil must be levelled and stabilised to prevent soil erosion, to the satisfaction of the Department of Environment, Land, Water and Planning
13. To reduce the spread of weeds, all earthmoving equipment must be free of soil and seed and sprayed with Phytoclean (after pressure washing) before being taken to the work site and again on completion of the project.

#### *Completion of Works*

14. The site must be rehabilitated to the satisfaction of the Department of Environment, Land, Water and Planning.
15. Any unused fill brought onto the site must be removed at the completion of the works.
16. On completion of works all surplus materials, used oils, construction equipment and rubbish must be removed and the site left in a clean and tidy condition.

#### *Land Owner's Consent*

For the purposes of Section 48 of the *Planning and Environment Act 1987*, this letter also acknowledges that the applicant has notified the landowner about the proposed development.

Consent to the use and development of the land is given subject to compliance with the above conditions.

These consents are valid for three months from the date of this letter.

Native Vegetation

Works or other activities on public land, which may impact on protected plants, will require a Protected Flora Licence or Permit under the *Flora and Fauna Guarantee Act 1988* (FFG). All native vegetation likely to be impacted should be checked against the Protected Flora List (DELWP2015) to determine whether FFG approvals are required. Protected Flora Permits can be obtained from the department's regional office.

To assist applicants meet permit condition requirements, *Meeting permit conditions – third party offsets Fact sheet* (DEPI 2013) and *First party general offset kit* (DEPI 2013) are available, Please visit [www.depi.vic.gov.au/nativevegetation](http://www.depi.vic.gov.au/nativevegetation) for further information.

If you have any questions regarding this matter please contact Peter Shadwick on telephone (03) 50514348

Yours sincerely



**Peter Shadwick**  
Acting Program Manager  
Regional Planning & Approvals

09/08/2016

Cc Central Goldfields Shire Council