



Department of Environment,
Land, Water and Planning

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ADVERTISED PLAN

Ref:SP482525
20221215 JW

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Dear Gabi

**PUBLIC LAND MANAGER CONSENT
BIOSIS PTY LTD: ROPERS SADDLE CAR PARK
BOGONG HIGH PLAINS ROAD - FALLS CREEK ALPINE RESORT**

Thank you for your letter dated and received on 16 November 2022 requesting Public Land Manager's consent.

The Public Park and Recreation Zone requires an application for a permit by a person other than the relevant public land manager to be accompanied by the written consent of the public land manager, indicating that the public land manager consents generally or conditionally either:

- To the application for permit being made.
- To the application for permit being made and to the proposed use or development.

The application is for development of the Ropers Saddle car park. The subject land is zoned Public Park and Recreation and Transport Zone 2. The subject land is also affected by the Bushfire Management and Erosion Management Overlay under the Alpine Resorts Planning Scheme.

This letter was prepared in anticipation of it being forwarded to the responsible authority together with a planning permit application, within three months of the date of this letter. The following commentary may assist both the applicant and the responsible authority.

I provide this response under delegation from the Minister of Environment and Climate Action'

, as the Minister responsible for administering the Act under which the land is controlled or managed and is limited to the area of land zoned Public Park and Recreation.

Response

Public Land Manager's Consent to Making Application

The Department of Environment, Land, Water and Planning, as Public Land Manager for Crown land described as Crown Allotment 2008, 2009 and 2010 Parish of Carruno, hereby consents a planning permit application being made and to the development of this land for a carpark subject to the following conditions:

Notification of permit conditions

1. Before works start, the permit holder must advise all persons undertaking the vegetation removal works on site of all permit conditions pertaining to native vegetation protection.

Amended Site Environmental Management Plan

2. Before any works start, the SITE ENVIRONMENTAL MANAGEMENT PLAN (SEMP) Ropers Saddle Carpark Version 1.0 (Biosis 09/11/2022) must be amended to include protocols for threatened skinks, including the Tussock Skink that includes roles and responsibilities and skink protocols during the phases of the project. The amended plan must be submitted to and approved by the responsible authority. When approved, plan will be endorsed and will form part of this permit.

3. Before works start, a native vegetation protection fence must be erected around all native vegetation to be retained within 15 metres of the works area. This fence must be erected at:
 - a. A radius of 12 times the diameter of the tree trunk at a height of 1.4 metres to a maximum of 15 metres but no less than 2 metres from the base of the trunk of the tree; and
 - b. Around the patch(es) of native vegetation at a minimum distance of 2 metres from retained native vegetation.

The fence must be constructed of star pickets and paraweb or similar, to the satisfaction of the responsible authority and the Department of Environment, Land, Water and Planning. The protection fence must remain in place until all works are completed to the satisfaction of the department.

4. Except with the written consent of the department, within the area of native vegetation to be retained and any tree protection zone associated with the permitted use and/or development, the following is prohibited:
 - a. vehicular or pedestrian access;
 - b. trenching or soil excavation;
 - c. storage or dumping of any soils, materials, equipment, vehicles, machinery or waste products;
 - d. construction of entry and exit pits for underground services; or
 - e. any other actions or activities that may result in adverse impacts to retained native vegetation.

Native vegetation offsets

5. The total area of native vegetation permitted to be removed is 1.225 hectares in accordance with Native Vegetation Removal Report ID BIO_2022_119 comprised of:
 - a. 1.225 hectares of patch native vegetation.
 - b. 8 scattered large trees.
6. To offset the removal of 1.225 hectares of native vegetation the permit holder must secure a native vegetation offset(s) that meets all the following:
 - a. A general offset of 1.027 general habitat units located within the North East Catchment Management Authority boundary or the Falls Creek Alpine Resort (Unincorporated) Council area;
 - b. have a Strategic Biodiversity Value score of at least 584.
 - c. provide protection for at least 8 large trees
 - d. must be in accordance with the *Guidelines for the removal, destruction or lopping of native vegetation* (DELWP, 2017).

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Offset evidence

7. Before any native vegetation is removed, evidence that the required offset for the project has been secured must be provided to the satisfaction of the responsible authority. This evidence must be an established first party offset site. This must include:
 - a. a security agreement signed by both parties, and
 - b. a management plan detailing the 10-year management actions and ongoing management of the site;

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;

and/or

- c. credit extract(s) allocated to meet the requirements of the permit from the Native Vegetation Credit Register.

A copy of the offset evidence must be endorsed by the responsible authority and form part of this permit.

Within 30 days of endorsement of the offset evidence by the responsible authority, the permit holder must provide a copy of the endorsed offset evidence to the Department of Environment, Land, Water and Planning at p&a.north@delwp.vic.gov.au

Additional Information

If a planning permit is granted, would you please include the following permit notes:

- The department advises that works or other activities on public land, which may affect protected native plants, will require a Protected Flora Licence or Permit under the *Flora and Fauna Guarantee Act 1988* (FFG). All native vegetation likely to be affected should be checked against the Protected Flora List (DELWP 2017) to determine whether FFG approvals are required. Protected Flora Permits can be obtained from the regional DELWP office.

If you have any questions regarding this matter, please contact Jeff White on telephone 0457 385 141 or email jeff.white@delwp.vic.gov.au.

Yours sincerely



Jeff White
Program Manager
Planning and Approvals, Hume
19 December 2022
cc: GHead-Gray@biosis.com.au

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