

CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

PERMIT DETAILS

Area Permit Number: 3682/1 File Number:

DEC11052

Duration of Permit: From 13 June 2010 to 13 June 2012

PERMIT HOLDER

Northern Corridor Developments Ltd

LAND ON WHICH CLEARING IS TO BE DONE

Lot 1001 Romeo Road, Alkimos

AUTHORISED ACTIVITY

The Permit Holder shall not clear more than 2 hectares of native vegetation within the areas shaded yellow on attached Plan 3682/1.

CONDITIONS

1. Dieback and weed control

When undertaking any clearing or other activity authorised under this Permit, the Permit Holder must take the following steps to minimise the risk of the introduction and spread of weeds and dieback:

- (a) clean earth-moving machinery of soil and vegetation prior to entering and leaving the area to be cleared;
- (b) shall not move soils in wet conditions;
- (c) ensure that no dieback or weed-affected soil, mulch, fill or other material is brought into the area to be cleared; and
- (d) restrict the movement of machines and other vehicles to the limits of the areas to be cleared.

DEFINITIONS

The following meanings are given to terms used in this Permit:

dieback means the effect of *Phytophthora* species on native vegetation;

fill means material used to increase the ground level, or fill a hollow;

mulch means the use of organic matter, wood chips or rocks to slow the movement of water across the soil surface and to reduce evaporation; and

weed/s means a species listed in Appendix 3 of the "Environmental Weed Strategy" published by the Department of Conservation and Land Management (1999), and plants declared under section 37 of the Agriculture and Related Resources Protection Act 1976.

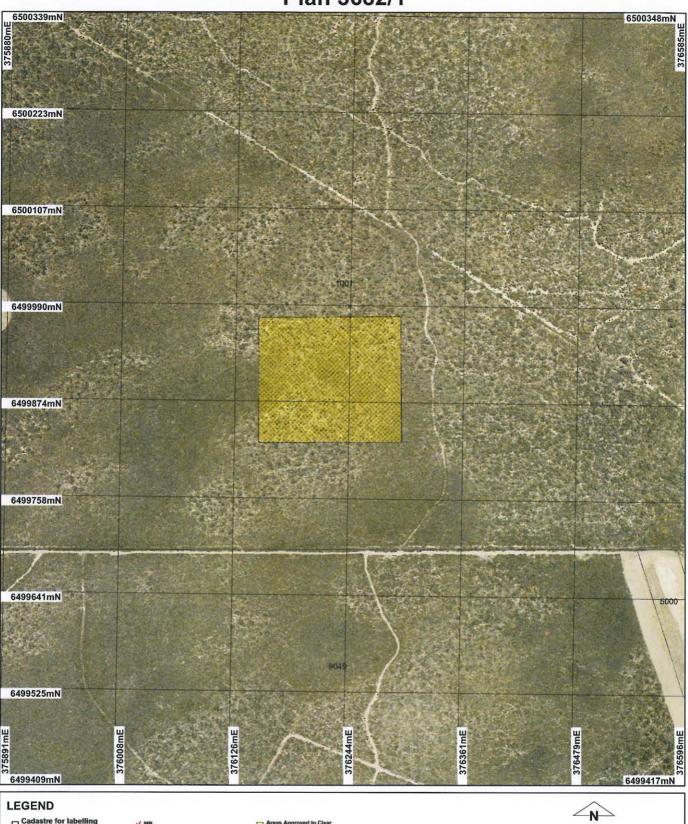
Kelly Faulkner MANAGER

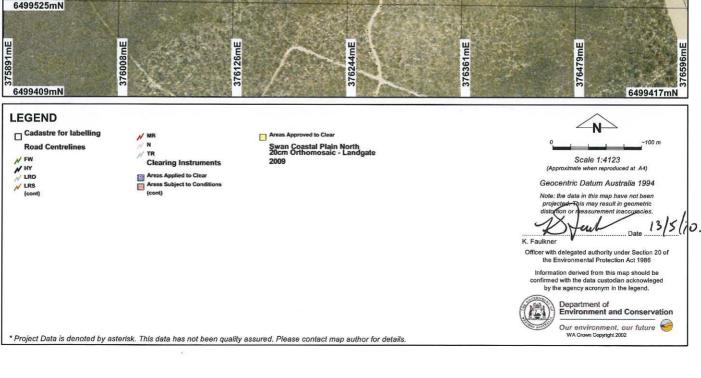
NATIVE VEGETATION CONSERVATION BRANCH

Officer delegated under Section 20 of the Environmental Protection Act 1986

13 May 2010

Plan 3682/1







Clearing Permit Decision Report

1. Application details

1.1. Permit application details

Permit application No.:

3682/1

Permit type:

Area Permit

1.2. Proponent details

Proponent's name:

Coffee Environments Pty Ltd on behalf of Northern Corridor Developments Ltd

1.3. Property details

Property:

LOT 1001 ON PLAN 61236 (House No. 2560 MARMION ALKIMOS 6038)

Local Government Area:

Colloquial name:

CONTROL OF STREET

1.4. Application

Clearing Area (ha)

No. Trees

Method of Clearing Mechanical Removal For the purpose of: Building or Structure

2.1. Existing environment and information

2.1.1. Description of the native vegetation under application

Vegetation Description

2. Site Information

Heddle vegetation complex:

Cottesloe Complex - Central and South: Mosaic of woodland of E. gomphocephala and open forest of E. gomphocephala - E. marginata - E. calophylla; closed heath on the Limestone outcrops.

Beard vegetation types:

949 - Low woodland; banksia

(Heddle et al. 1980, Shepherd 2007)

Clearing Description

Environmental 2004.

The proposal is to clear 2ha for the construction of a temporary onsite plant salvage nursery and associated infrastructure (car parking facilities, storage areas) for the purpose of storing plants salvaged from other parts of the site for use in landscaping projects.

The majority of the vegetation under application consists of Banksia attenuata? Banksia menziesii woodland, a small portion in the west of Dryandra sessilis (Parrot Bush) shrubland and a small portion in the east of Calothamnus quadrifidus mixed heath in an excellent condition (ATA

Vegetation Condition

Excellent: Vegetation structure intact; disturbance affecting individual species, weeds non-aggressive (Keighery 1994)

Comment

Vegetation clearing description based on a site vegetation survey under taken during 15 October 2004 (ATA Environmental 2004).

3. Assessment of application against clearing principles

(a) Native vegetation should not be cleared if it comprises a high level of biological diversity.

Comments Proposal is at variance to this Principle

The clearing proposal is for 2ha within Lot 1001 Romeo Road, Alkimos for the purpose constructing a temporary onsite plant salvage nursery and associated infrastructure.

The area under application contains Banksia attenuata and Banksia menziesii low woodland, Dryandra sessilis closed scrub and Calothamnus quadrifidus mixed heath in excellent (Keighery, 1994) condition (ATA Environmental, 2004).

A flora survey carried out in October 2004, identified 180 species including 30 exotic species of flora within lots 1001 and 1002 Romeo Rd. The survey did not identify any rare or priority flora species occurring within the area under application (ATA Environmental, 2004).

The flora survey identified a Priority Ecological Community (PEC) occurring within the area under application, that being Floristic Community Type (FCT) 24: Northern Spearwood shrublands and woodlands. This PEC is considered to be in excellent (Keighery, 1994) condition (ATA Environmental 2004). In addition, 66 fauna species were recorded during the fauna survey (ATA Environmental 2008) including the conservation significant species Carnaby?s Black Cockatoo (Calyptorhynchus latirostris).

Given that the area under application is in excellent condition, contains three vegetation communities, contains a PEC, contains habitat for conservation fauna species and contains high floral and faunal diversity, the proposed clearing is considered to be at variance to this Principle.

A dieback and weed condition will be placed on the permit to reduce impacts of the proposed clearing.

Methodology

References

- ATA Environmental (2004)
- ATA Environmental (2008)
- -Keighery (1994)
- **GIS Databases**
- -SAC Bio Databases (07/04/2010)
- (b) Native vegetation should not be cleared if it comprises the whole or a part of, or is necessary for the maintenance of, a significant habitat for fauna indigenous to Western Australia.

Comments

Proposal is at variance to this Principle

Within the local area (~ 5 km radius) 5 species of conservation significant fauna have been recorded, including Carnaby?s Black Cockatoo (Calyptorhynchus latirostris), Quenda (Isoodon obesulus fusciventer), Western Brush Wallaby (Macropus irma), Carpet Python (Morelia spilota imbricata) and the Black Striped Snake (Neelaps calonotos).

The vegetation under application is in excellent (Keighery, 1994) condition and includes an understorey that would provide suitable habitat for ground-dwelling fauna such as snakes, lizards and the conservation significant species, Quenda (Isoodon obesulus fusciventer) and Carpet python (Morelia spilota). A fauna survey of both Lot 1001 and 1002 (includes the areas under application) undertaken in November 2007 identified 27 vertebrate fauna species including two species of burrowing frogs, two mammal species (Honey Possum (Tarsidpes rostratus) and the South Western Free-tail Bat (Mormopterus sp) and 23 reptiles species (ATA Environmental, 2008).

The Graceful Sunmoth (Synemon gratiosa), has been recorded 4.3km south of the area under application. This species requires Lomandra spp. as host plants and shows some preference for high quality vegetation (DEC 2008, Williams 2009). The area under application contains Banksia woodland, coastal heath and shrublands in an excellent (Keighery, 1994) condition, as well as three Lomandra species (including both L. maritima, which is describes as common in parts of the area under application, and L. hermaphrodita) (ATA Environmental 2008).

Coffey Environments (2010a and 2010b) submitted reports outlining the results of two surveys, a Graceful Sun Moth survey undertaken over four days in March 2010 and a Lomandra presence and density survey. Four Graceful Sun Moths were captured on Lot 1001 and ten Graceful Sun Moths were captured on Lot 1002 (the lot west of Marmion Avenue). However, none were identified within the application area and none were identified within the vegetation type found within the area under application. In addition, the Lomandra survey found that relatively small densities of Lomandra occur within the vegetation type found within the application area and therefore it can be assumed that it is unlikely for Graceful Sun Moths to occur within the area under application and that the application area is not a significant habitat for this conservation significant species.

The fauna survey also recorded 39 bird species within Lots 1001 and 1002 (ATA Environmental, 2008) including the conservation significant species Carnaby's black cockatoo (Calyptorhynchus latirostris). The application area comprises 2ha of Banksia low woodland in excellent condition (ATA Environmental, 2004). Carnaby's black cockatoos are known to feed on seeds, nuts and flowers of a large variety of plants including Banksia, Dryandra and Grevillea, with the Northern Region of the Swan Coastal Plain considered being an important area throughout the season for this species (Shah, 2006). Therefore, it is considered that the proposed clearing is a significant feeding habitat for this species.

The proposal is considered to be at variance to this principle.

An offset has already been provided in relation to clearing Carnaby?s black cockatoo habitat within Lot 1001 and Lot 1002 and satisfies the requirement of DEC.

Methodology

References

- -ATA Environmental (2008)
- -DEC (2008)
- -Coffey Environments (2010a)
- -Coffey Environments (2010b)
- -Shah (2006)
- -Williams (2009)
- **GIS Databases**
- -SAC Bio Datasets (07/04/2010)

(c) Native vegetation should not be cleared if it includes, or is necessary for the continued existence of, rare flora.

Comments Proposal is not likely to be at variance to this Principle

There is one rare flora species, Eucalyptus argutifolia, recorded in the local area (~ 10 km radius) being 5.8 km east of the area under application.

This species occurs on shallow soils over limestone on slopes or gullies of limestone ridges or outcrops (Western Australia Herbarium 1998-).

The vegetation under application comprises mainly of Banksia woodland on Spearwood sands (ATA Environmental 2004). A vegetation survey undertaken in October 2004 did not identify this species or any other rare flora within the area under application (ATA Environmental 2004). Therefore, it is not considered likely that the proposed clearing is at variance to this Principle.

Methodology

References

-ATA Environmental (2004)

-Western Australia Herbarium (1998-)

GIS Databases

-SAC Bio Databases (08/04/2010)

(d) Native vegetation should not be cleared if it comprises the whole or a part of, or is necessary for the maintenance of a threatened ecological community.

Comments Proposal is not likely to be at variance to this Principle

Twelve recordings of the Threatened Ecological Community (TEC) 26a: Melaleuca huegelii - Melaleuca acerosa shrublands over limestone ridges was recorded in the local area (~5 km radius). The nearest occurrence is approximately 2.3 km north of the area under application.

The area under application contains Banksia attenuata and Banksia menziesii low woodland, Dryandra sessilis closed scrub and Calothamnus quadrifidus mixed heath in excellent condition (ATA Environmental, 2004).

A flora and vegetation survey undertaken during October of 2004 did not identify any vegetation associated with a TEC within the area under application. Therefore, it is not considered likely that the proposed clearing is at variance to this Principle.

Methodology

References

-ATA Environmental (2004)

GIS Databases

- SAC Bio Databases (08/04/2010)

(e) Native vegetation should not be cleared if it is significant as a remnant of native vegetation in an area that has been extensively cleared.

Comments

Proposal is not likely to be at variance to this Principle

Heddle et al. (1980) defines the vegetation under application as Cottesloe Complex - Central and South, of which there is 41.1% of pre-European extent remaining (EPA 2006). The vegetation under application is also described as Beard vegetation association 949, of which there is 58.4% of pre-1750 extent remaining in the bioregion (Shepherd 2007).

The area under application is located within the City of Wanneroo, which has 49.6% of pre-European vegetation extent remaining. In addition, there is approximately 55.5% of pre-European vegetation remaining in the local area (~5 km radius).

The national objectives and targets for biodiversity conservation in Australia has a target to prevent clearance of ecological communities with an extent below 30 per cent of that present pre-1750, below which species loss appears to accelerate exponentially at an ecosystem level (Commonwealth of Australia, 2001). The vegetation types under application retain more than the 30% threshold level.

In addition, the areas under application are not a significant remnant in the local area due to its connectivity to other bushland and that it is situated in an area where large amounts of vegetation remain (55% in local area. Therefore, the proposal is not considered likely to be at variance to this Principle.

	Pre-European (ha) Current extent (ha)		Remaining (%)
IBRA Bioregion* Swan Coastal Plain	1,501,208	583,141	38.8
City of Wanneroo* Local Area (~5 km radius)	67,697 6694	33,637 ~3715	49.6 ~55.5

Heddle vegetation complex** Cottesloe Central/ South	44,995	18,474	41.1
Beard type* 949 (SCP)	209,983	122,677	58.4

^{* (}Shepherd 2007)

**(EPA, 2006)

Methodology References

- -Commonwealth of Australia (2001)
- -EPA (2000)
- -EPA (2006)
- -Shepherd (2007)
- **GIS Databases**
- -Heddle Vegetation Complexes
- -NLWRA, Current Extent of Native Vegetation
- -Pre-European Vegetation

(f) Native vegetation should not be cleared if it is growing in, or in association with, an environment associated with a watercourse or wetland.

Comments Proposal is not likely to be at variance to this Principle

There nearest wetland to the area under application is a Resource Enhancement Wetland, Carabooda Lake, occurring 2.3 km northwest and a Conservation Category Wetland occurring 3.1 km west of the area under application. The nearest watercourse (Chandala Brook) occurs 27 km east of the area under application.

Given the distance to the nearest watercourse and wetlands it is not considered likely for the proposed clearing to be at variance to this Principle.

Methodology

GIS Databases

- -Geomorphic Wetlands (Mgt Categories), Swan Coastal Plain
- -Hydrography, linear

(g) Native vegetation should not be cleared if the clearing of the vegetation is likely to cause appreciable land degradation.

Comments

Proposal may be at variance to this Principle

The soils within the area under application are part of the Spearwood Dune System and comprise of siliceous sands with some brown sands and leached sands (Northcote et al. 1960-68), which are considered to have a high risk of wind erosion (Department of Agriculture 2005).

Given the high risk of wind erosion, the proposed clearing may cause short term appreciable land degradation.

Methodology

References

- -Department of Agriculture (2005)
- -Northcote et al. (1960-68)
- GIS Databases
- -Soils, Statewide

(h) Native vegetation should not be cleared if the clearing of the vegetation is likely to have an impact on the environmental values of any adjacent or nearby conservation area.

Comments

Proposal is not likely to be at variance to this Principle

The nearest conservation area is Neerabup National Park (also known as Bush Forever site 383), which occurs approximately 1.2 km east of the area under application.

Given the relatively small area to be cleared (2 ha) and that it is surrounded by native vegetation in a larger remnant, it is not considered likely for the proposed clearing to be at variance to this Principle.

Methodology

GIS Databases

- -DEC Managed Land
- -BUSh Forever

(i) Native vegetation should not be cleared if the clearing of the vegetation is likely to cause deterioration in the quality of surface or underground water.

Comments Proposal is not likely to be at variance to this Principle

There nearest wetland to the area under application is a Resource Enhancement Wetland, Carabooda Lake, occurring 2.3 km northwest and a Conservation Category Wetland occurring 3.1 km west of the area under application. The nearest watercourse (Chandala Brook) occurs 27 km east of the area under application.

The area under application is not within a Priority Drinking Water Source Area (PDWSA) and has a low salinity risk. Therefore, it is unlikely for the proposed clearing to cause deterioration to the quality of underground water.

Given the distance to the closest wetlands and watercourse, the small area to be cleared and low salinity risk, it is not considered likely for the proposed clearing to be at variance to this Principle.

Methodology GIS Dat

- GIS Databases
- -Geomorphic Wetlands (Mgt Categories), Swan Coastal Plain
- -Hydrography, linear
- -Priority Drinking Water Source Area (PDWSA)
- -Salinity Risk

(j) Native vegetation should not be cleared if clearing the vegetation is likely to cause, or exacerbate, the incidence or intensity of flooding.

Comments

Proposal is not likely to be at variance to this Principle

There nearest wetland to the area under application is a Resource Enhancement Wetland, Carabooda Lake, occurring 2.3 km northwest and a Conservation Category Wetland occurring 3.1 km west of the area under application. The nearest watercourse (Chandala Brook) occurs 27 km east of the area under application.

Given the distance to the nearest watercourse and wetlands and the sandy soil occurring within the application area (Northcote et al 1960-68), it is not considered likely for the proposed clearing to be at variance to this Principle.

Methodology

References

-Northcote et al (1960-68)

GIS Databases

- -Geomorphic Wetlands (Mgt Categories), Swan Coastal Plain
- -Hydrography, linear

Planning instrument, Native Title, Previous EPA decision or other matter.

Comments

The proposal is to clear 2 ha for the purpose of constructing a temporary on site plant salvage nursery and associated infrastructure (Car parking facilities, storage areas) which will be used for storing plants salvaged from other parts of Lot 1001 for use in landscaping projects to do with subdivision.

The area under application is zoned urban under the Perth Metropolitan Regional Scheme.

An Alkimos-Eglinton Metropolitan Region Scheme Amendment No. 1029/33 was assessed by the Environmental Protection Authority (EPA, 2005). The report and recommendations are outlined in EPA Bulletin 1207.

In November 2008 the Local Structure Plan (LSP) for Lots 1002 and 1001 (formerly known as Lot 3) Romeo Rd, Alkimos (which include the area under application) was referred to the Department of Environment, Water, Heritage and the Arts (DEWHA) by the proponent due to Carnaby's black cockatoo being recorded on site during a fauna survey. DEWHA assessed the impact of the proposed development on the Carnaby's black cockatoo and granted approval with conditions on the 11 September 2009 (DEWHA, 2009).

Northern Corridor Developments Ltd has developed an offset proposal for the removal of significant habitat for Carnaby?s black cockatoo within an urban development proposal in Alkimos on Lots 1001 and 1002 Romeo Road, which includes this current proposal. This offset proposal includes:

- Providing \$300,000 to acquire 459 ha of Carnaby?s black cockatoo foraging habitat north of Gingin:
- Providing \$314,111 to acquire 477 ha of Carnaby?s black cockatoo foraging habitat east of Badgingarra; and
- Retaining as part of reserves, 5.52 ha of Carnaby?s black cockatoo foraging habitat within public open space.

DEC considers that this offset proposal adequately mitigates this proposed clearing of 2 hectares of native vegetation.

On 3 December 2009 W.A. Planning Commission granted approval subject to conditions of the subdivision within Lot 1001 (immediately east of the area under application CPS 3682/1) (Coffey Environments, 2010).

W.A. Planning Commission advised that an application was received on 24 December 2009 (No. 141275) for the western side of Lot 1001 (includes area under application) and was approved with conditions on the 9th of April 2010.

Access to the nursery area will be through a east west road directly north of the application area which is to be cleared through subdivision approval (No.141275) which has been granted on 9 April 2010.

The City of Wanneroo (2010) advised that the proposed clearing is consistent with Local Structure Plan No. 60 and the Federal approval given under the EPBC Act 1999. In addition, the City of Wanneroo advised that Development Approval is required for the plant nursery and to date no application for this purpose has been received.

In November 2009 a permit to clear 12 ha native vegetation within an area of 121 ha was granted (CPS 3085/2) for the purpose of conducting geotechnical searches within Lot 1001. The clearing permit allowed for the clearing of native vegetation to a height no less than 100 millimetres.

CPS 3519/1 also occurs within the same property and was granted for 7.3 ha on the 6 May 2010 with avoid and minimise and dieback and weed control conditions.

Methodology

References

- -City of Wanneroo (2010)
- -Coffey Environments (2010)
- -DEWHA (2009)
- -EPA (2005)
- **GIS Databases**
- -Metropolitian Regional Scheme Zones

4. Assessor's comments

Comment

The clearing application has been assessed against the clearing principles, planning instruments and other matters in accordance with s510 of the Environmental Protection Act 1986, and the clearing as proposed is at variance to Principles (a) and (b) and may be at variance to Principles (g).

5. References

ATA Environmental (2004) Lot 3 Romeo Road, Alkimos Flora and Vegetation Survey, Northern Corridor Developments LTD.

ATA Environmental (2008) Lot 3 Romeo Road, Alkimos Vertebrate Fauna Assessment, Northern Corridor Developments LTD. City of Wanneroo (2010) Direct Interest Submission for COS 3682/1 ? Northern Corridor Developments, Lot 1001 Romeo Rd, Alkimos. DEC Ref A 300757

Coffey Environments (2010) Clearing Permit Application (CPS 3682/1) on behalf of Northern Corridor Developments for Lot 1001 Romeo Rd, Alkimos and additional documents. DEC Ref DOC124921

Coffey Environments (2010a) Graceful Sun Moth Assessment Lots 1001 and 1002 Romeo Road, Alkimos, Coffey Environments Australia Pty Ltd. TRIM Ref DOC 124348

Coffey Environments (2010b) Lomandra Assessment Lots 1001 and 1002 Romeo Road, Alkimos, Coffey Environments Australia Pty Ltd. DEC Ref A297936

Commonwealth of Australia (2001) National Objectives and Targets for Biodiversity Conservation 2001-2005, Canberra.

DEC (2008), Science Division, Science Research Centre, Advice on the Graceful Sunmoth. TRIM Ref DOC27059

Department of Agriculture (2005) AgMaps Land Manager CD-rom for the Shires of Serpentine-Jarrahdale, Kwinana, Rockingham, Mandurah, Murray, Boddington, Waroona and Harvey. Department of Agriculture, Western Australia. ISSN: 1448-235X.

DEWHA (2009) Copy of Approval from the Department of Environment, Water, Heritage and the Arts of the Local Structure Plan for Lots 1001 and 1002 Romeo Rd, Alkimos. TRIM Ref DOC100704.

EPA (2000) Environmental protection of native vegetation in Western Australia. Clearing of native vegetation, with particular reference to the agricultural area. Position Statement No. 2. December 2000. Environmental Protection Authority, Western Australia.

EPA (2005) Alkimos-Eglinton Metropolitan Region Scheme Amendment, Bulletin 1207, November 2005, Environmental Protection Authority, Perth, Western Australia

EPA (2006) Guidance for the Assessment of Environmental Factors - Level of Assessment for Proposals Affecting Natural Areas Within the System 6 Region and Swan Coastal Plain Portion of the System 1 Region. Guidance Statement No 10. Environmental Protection Authority, Western Australia.

Heddle, E. M., Loneragan, O. W., and Havel, J. J. (1980) Vegetation Complexes of the Darling System, Western Australia. In Department of Conservation and Environment, Atlas of Natural Resources, Darling System, Western Australia.

Keighery, B.J. (1994) Bushland Plant Survey: A Guide to Plant Community Survey for the Community. Wildflower Society of WA (Inc). Nedlands, Western Australia.

Northcote, K. H. with Beckmann G G, Bettenay E., Churchward H. M., van Dijk D. C., Dimmock G. M., Hubble G. D., Isbell R. F., McArthur W. M., Murtha G. G., Nicolls K. D., Paton T. R., Thompson C. H., Webb A. A. and Wright M. J. (1960-68): 'Atlas of Australian Soils, Sheets 1 to 10, with explanatory data'. CSIRO and Melbourne University Press: Melbourne.

Shah, B. (2006) Conservation of Carnaby's Black-Cockatoo on the Swan Coastal Plain, Western Australia. December 2006. Carnaby's Black-Cockatoo Recovery Project. Birds Australia, Western Australia.

Shepherd, D.P. (2007) Adapted from: Shepherd, D.P., Beeston, G.R., and Hopkins, A.J.M. (2001), Native Vegetation in Western Australia. Technical Report 249. Department of Agriculture Western Australia, South Perth.

Western Australian Herbarium (1998-) FloraBase - The Western Australian Flora. Department of Environment and Conservation. http://florabase.dec.wa.gov.au/ (Accessed 23/04/2010).

Williams M.R (2009) Butterflies and Day-flying Moths in a Fragmented Urban Landscape, South-west Western Australia: Patterns of Species Richness. Pacific Conservation Biology V15,p 32-46. TRIM Ref DOC88237

6. Glossary

Term	Meaning

CALM Department of Conservation and Land Management (now DEC)

DAFWA Department of Agriculture and Food

DEC Department of Environment and Conservation
DEP Department of Environmental Protection (now DEC)

DoE Department of Environment (now DEC)

DoW Department of Water

DMP Department of Mines and Petroleum (ex DoIR)

DRF Declared Rare Flora

EPP Environmental Protection Policy
GIS Geographical Information System
ha Hectare (10,000 square metres)
TEC Threatened Ecological Community
WRC Water and Rivers Commission (now DEC)