



DRAFT CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

Purpose Permit number:	CPS 8617/2
Permit Holder:	City of Bunbury
Duration of Permit:	25 December 2019 to 25 December 2024

The Permit Holder is authorised to clear native vegetation subject to the following conditions of this Permit.

PART I – CLEARING AUTHORISED

1. Purpose for which clearing may be done

Clearing for the purpose of road upgrades and expansion of a hang glider landing area.

2. Land on which clearing is to be done

Ocean Drive road reserve (PIN 11397285), South Bunbury
Ocean Drive road reserve (PIN 1329852), South Bunbury
Halifax Drive road reserve (PIN 1176611), Davenport
Halifax Drive road reserve (PIN 1297003), Davenport
Estuary Drive road reserve (PIN 1155907), Pelican Point
Estuary Drive road reserve (PIN 1297729), Pelican Point

3. Area of Clearing

The Permit Holder must not clear more than

- 0.0465 hectares of native vegetation within the area hatched yellow on attached Plan 8617/2a;
- 6 native trees within the area hatched yellow on attached Plan 8617/2b;
- 0.07 hectares of native vegetation within the area hatched yellow on attached Plan 8617/2c;
- 0.02921 hectares of native vegetation within the area hatched yellow on attached Plan 8617/2d.

4. Application

This Permit allows the Permit Holder to authorise persons, including employees, contractors and agents of the Permit Holder, to clear native vegetation for the purposes of this Permit subject to compliance with the conditions of this Permit and approval from the Permit Holder.

5. Type of clearing authorised

This Permit authorises the Permit Holder to clear native vegetation for the activities described in condition 1 of this Permit to the extent that the Permit Holder has the power to carry out works involving clearing for those activities under the *Local Government Act 1995* or any other written law.

PART II – MANAGEMENT CONDITIONS

6. Avoid, minimise and reduce the impacts and extent of clearing

In determining the amount of native vegetation to be cleared authorised under this Permit, the Permit Holder must have regard to the following principles, set out in order of preference:

- (a) avoid the clearing of native vegetation;
- (b) minimise the amount of native vegetation to be cleared; and
- (c) reduce the impact of clearing on any environmental value.

7. Weed and Dieback 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) ensure that no known *dieback* or *weed*-affected soil, *mulch*, *fill* or other material is brought into the area to be cleared; and
- (c) restrict the movement of machines and other vehicles to the limits of the areas to be cleared.

PART III - RECORD KEEPING AND REPORTING

8. Records must be kept

The Permit Holder must maintain the following records for activities done pursuant to this Permit, in relation to the clearing of native vegetation authorised under this Permit:

- (a) the location where the clearing occurred, recorded using a Global Positioning System (GPS) unit set to Geocentric Datum Australia 1994 (GDA94), expressing the geographical coordinates in Eastings and Northings or decimal degrees;
- (b) the date that the area was cleared;
- (c) the size of the area cleared (in hectares);
- (d) actions taken to avoid, minimise and reduce the impacts and extent of clearing in accordance with condition 6 of this Permit; and
- (e) actions taken to minimise the risk of the introduction and spread of *weeds* and *dieback* in accordance with condition 7 of this Permit.

9. Reporting

The Permit Holder must provide to the CEO on or before 30 June of each year, a written report:

- (a) of records required under condition 8 (records to be kept) of this Permit;
- (b) concerning activities done by the Permit Holder under this Permit between 1 January to 31 December of the preceding calendar year;
- (c) if no clearing authorised under this Permit was undertaken between 1 January to 31 December of the preceding calendar year, a written report confirming that no clearing under this permit has been carried out, must be provided to the CEO on or before 30 June of each year; and
- (d) prior to 25 September 2024, the Permit Holder must provide to the CEO a written report of records required under condition 8 of this Permit where these records have not already been provided under condition 9(a) of this Permit.

DEFINITIONS

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

CEO means the Chief Executive Officer of the Department responsible for the administration of the clearing provisions under the *Environmental Protection Act 1986*;

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;

weed/s means any plant -

- (a) that is a declared pest under section 22 of the *Biosecurity and Agriculture Management Act 2007*; or
- (b) published in a Department of Biodiversity, Conservation and Attractions Regional Weed Rankings Summary, regardless of ranking; or
- (c) not indigenous to the area concerned.



Samara Rogers
MANAGER
NATIVE VEGETATION REGULATION

*Officer delegated under Section 20
of the Environmental Protection Act 1986*

6 March 2020

Plan 8617/2a

115°37'19.200"E

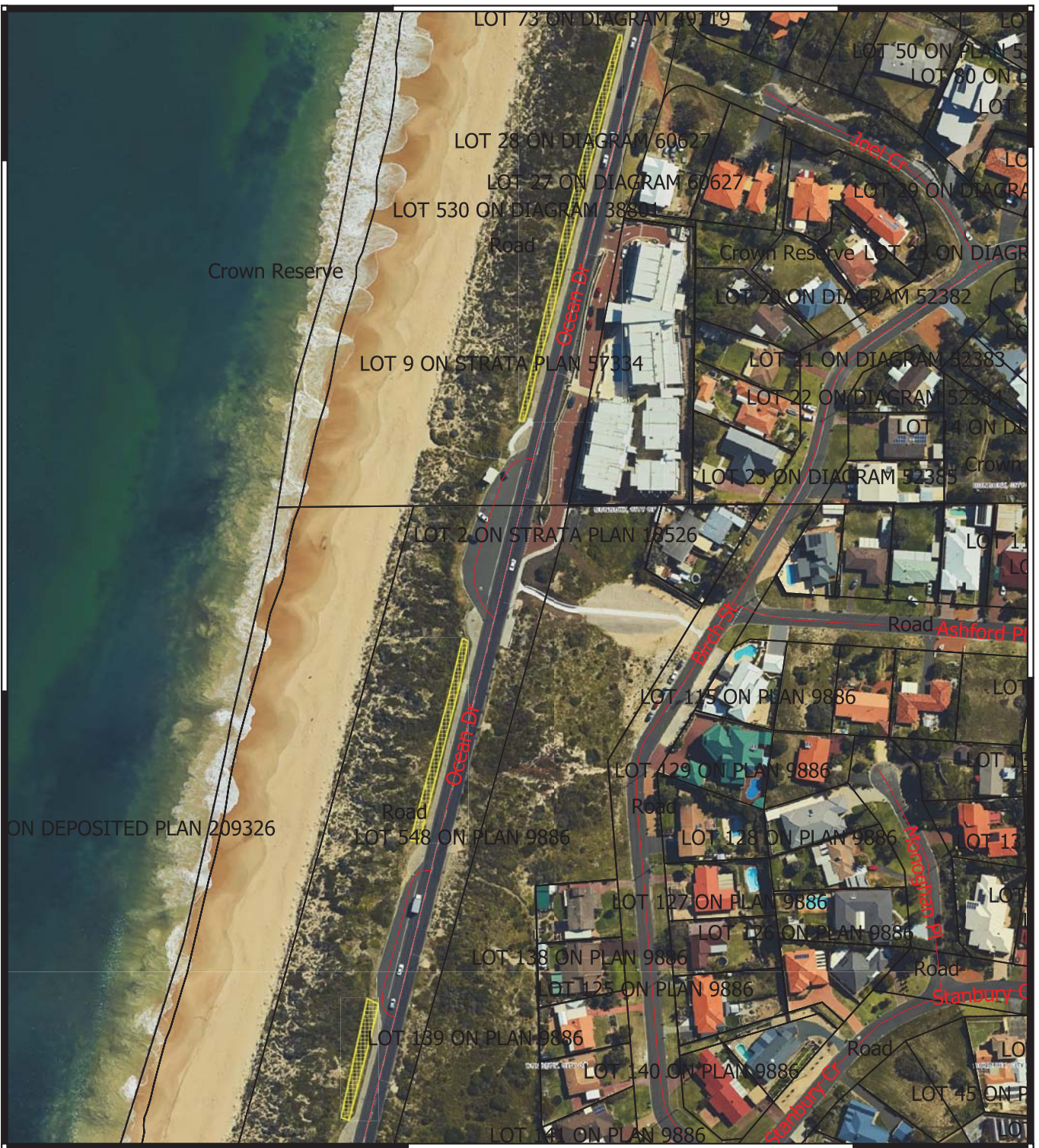
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33°20'38.400"S

33°20'38.400"S

33°20'45.600"S

33°20'45.600"S




115°37'19.200"E


115°37'26.400"E

Legend

CPS layers

 CPS areas approved to clear

base layers

 Road Centrelines

 Cadastre - LGATE 218

Local Government Authority (LGA) Boundaries (LGATE-233)

Samara Rogers

Samara Rogers

2020.03.06

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Officer delegated under section 20 of the Environmental Protection Act 1986



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GOVERNMENT OF WESTERN AUSTRALIA

Plan 8617/2b

115°40'8.400"E

115°40'10.200"E

33°21'27.000"S

33°21'27.000"S

33°21'28.800"S

33°21'28.800"S




115°40'8.400"E



115°40'10.200"E

Legend

CPS layers

 CPS areas approved to clear

base layers

 Road Centrelines
 Cadastre - LGATE 218

Local Government Authority (LGA) Boundaries (LGATE-233)

Samara Rogers

Samara Rogers

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Officer delegated under section 20 of the Environmental Protection Act 1986



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GOVERNMENT OF WESTERN AUSTRALIA

Plan 8617/2c




Legend

CPS layers

 CPS areas approved to clear

base layers

 Road Centrelines

 Cadastre - LGATE 218

Local Government Authority (LGA) Boundaries (LGATE-233)

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 Environmental Protection Act 1986



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GOVERNMENT OF
 WESTERN AUSTRALIA

Plan 8617/2d

115°37'12.000"E

115°37'13.800"E




115°37'12.000"E

115°37'13.800"E

Legend

CPS layers

 CPS areas approved to clear

base layers

 Road Centrelines

LGA Boundaries (LGATE-233)

Samara Rogers

Samara Rogers

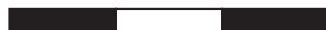
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Officer delegated under section 20 of the
Environmental Protection Act 1986



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GOVERNMENT OF
WESTERN AUSTRALIA



Clearing Permit Decision Report

1. Application details

1.1. Permit application details

Permit application No.: 8617/2
Permit type: Purpose Permit

1.2. Applicant details

Applicant's name: City of Bunbury

1.3. Property details

Property: Ocean Drive road reserve (PIN 11397285), South Bunbury
Ocean Drive road reserve (PIN 1329852), South Bunbury
Halifax Drive road reserve (PIN 1176611), Davenport
Halifax Drive road reserve (PIN 1297003), Davenport
Estuary Drive road reserve (PIN 1155907), Pelican Point
Estuary Drive road reserve (PIN 1297729), Pelican Point
Local Government Authority: City of Bunbury
Localities: Pelican Point, Davenport and South Bunbury

1.4. Application

Clearing Area (ha)	No. Trees	Method of Clearing	Purpose category:
0.0465	6	Mechanical Removal	Road upgrades (Location 1)
		Mechanical Removal	Road upgrades (Location 2)
0.07		Mechanical Removal	Road upgrades (Location 3)
0.02921		Mechanical Removal	Recreation (Location 4)

1.5. Decision on application

Decision on Permit Application: Grant

Decision Date: 6 March 2020

Reasons for Decision: On 25 November 2019, Clearing Permit CPS 8617/1 was granted to clear 0.18571 hectares and six native trees for road upgrades and expansion of a hang glider landing area. One appeal was lodged against the grant of this permit.

This clearing permit amendment gives effect to the determination of the Minister for Environment (Minister) to allow the appeal. The Minister has requested the Department of Water and Environmental Regulation (DWER) to remove the area under the subject of the appeal from the clearing permit and revise the area of clearing due to this removal.

Given the above, the Delegated Officer decided to grant a clearing permit to reflect the Minister's determination.

2. Site Information

Clearing Description

The application is to clear a total of 0.14571 hectares of native vegetation and 6 native trees within various road reserves for the purpose of road upgrades (locations 1-3) and a hang glider landing site (location 4).

The applicant has advised specific purposes for each site as follows:

- **Location 1** : To allow for the construction of two on-road bicycle lanes along Ocean Drive between Mangles Street and Hayward Street, Bunbury;
- **Location 2**: To allow for the construction of a 2.5 metre wide red asphalt footpath along South Western Hwy, between Robertson Drive, Halifax Drive and Rawling Road, Bunbury;
- **Location 3**: To allow for the widening of the existing cycle path along Estuary Drive between Railway and St Andrews and the level crossing to increase cyclist safety by not needing to cycle on the road;
- **Location 4**: To expand the current hang glider landing site to improve safety. (City of Bunbury, 2019)

Vegetation Description

The applicant advised that the vegetation within each location is as follows:

- **Location 1**: 0.0465 hectares of native vegetation grassland with some small areas of open low coastal heath;
- **Location 2**: 5 trees and 1 dead stump. Four *Corymbia calophylla* and 1 *Jacksonia furcellata*;

- **Location 3:** Mixture of a sedgeland of *Baumea juncea* and *Juncus kraussii* with scattered tall *Acacia saligna* shrubs and low salt-tolerant shrubs of *Frankenia pauciflora*, *Suaeda australis* and *Salicornia quinqueflora* (0.07 hectares in total).
- **Location 4:** 0.02921 hectares of native vegetation grassland with some small areas of open low coastal heath.

(City of Bunbury, 2019)

Vegetation Condition

Completely Degraded: The structure of vegetation is no longer intact and the area is completely or almost completely without native species. These areas are often described as ‘parkland cleared’ with the flora comprising weed or crop species with isolated native trees or shrubs;

To

Good: Vegetation structure significantly altered by very obvious signs of multiple disturbances. Retains basic vegetation structure or ability to regenerate it (Keighery, 1994).

Comment

The condition and description of the vegetation within the application area was determined through a site inspection by Department of Water and Environmental Regulation (DWER) officers on 24 October 2019 (DWER, 2019).



Figure 1: Application area one – Ocean Drive – 0.0465 hectares for road upgrades



Figure 2: Application area two – Halifax Drive – 6 native trees for road upgrades



Figure 3: Application area three – Estuary Drive – 0.07 hectares for road upgrades



Figure 4: Application area four – Ocean Drive – 0.02921 hectares for a hang glider landing site

3. Assessment of application against clearing principles

This amendment is the result of an appeal determination made by the Minister for Environment regarding the removal of an area approved under Clearing Permit CPS 8617/1.

The assessment against the clearing principles outlined in Schedule 5 of the *Environmental Protection Act 1986* is unchanged and can be found in the Decision Report prepared for Clearing Permit CPS 8617/1.

Planning instruments and other relevant matters.

The assessment against planning instruments and other matters has not changed and can be found in clearing permit decision report CPS 8617/1.

4. References

City of Bunbury (2019) Application for a clearing permit and supporting documentation DWER Ref A1806110 and A1828844
DWER (2019) Site inspection photographs for CPS 8617/1 – 24 October 2019.

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