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NOTICE OF AN APPLICATION FOR PLANNING PERMIT. The document must not be used for any purpose which may breach any copyright.

The land affected by the	200 Great Alpine Road BRUTHEN 3885
application is located at:	Lot: 1 PS: 442900
The application is for a	Four Lot Subdivision and Creation of Access to a road in a
permit to:	Transport Zone 2
A permit is required under the	ne following clauses of the planning scheme:
Planning Scheme Clause	Matter for which a permit is required
32.03-3 (LDRZ)	Subdivide land
44.01-5 (EMO)	Subdivide land
44.06-2 (BMO)	Subdivide land
52.29-2	Create or alter access to a road in a Transport Zone 2
The applicant for the	Development Solutions Victoria Pty Ltd
permit is:	
The application reference number is:	5.2024.422.1

You may look at the application and any documents that support the application free of charge at: <u>https://www.eastgippsland.vic.gov.au/building-and-development/advertised-planning-permit-applications</u>

You may also call 5153 9500 to arrange a time to look at the application and any documents that support the application at the office of the responsible authority, East Gippsland Shire. This can be done during office hours and is free of charge.

Any person who may be affected by the granting of the permit may object or make other submissions to the responsible authority.

An objection must +

- be made to the Responsible Authority in writing,
- include the reasons for the objection, and
- state how the objector would be affected.

The responsible authority must make a copy of every objection available at its office for any person to inspect during office hours free of charge until the end of the period during which an application may be made for review of a decision on the application.

The Responsible Authority will not decide on the application before:	Subject to applicant giving notice
accide on the application before.	

If you object, the Responsible Authority will tell you its decision.

# East Gippsland Shire Council<sub>ADVERTISED</sub>

273 Main Street (PO Box 1618) Bairnsdale VIC 3875 Website <u>www.eastqippsland.vic.qov.au</u> Email <u>feedback@eqipps.vic.qov.au</u> Follow us on Twitter @egsc This copied document is made available for the sole purpose of enabling its consider the Planning and part of a planning process under the Planning and used for any purpose which may breach any copyright.

# **Planning Permit Application**

**Applicant Details:** 

Applicant name:							
Business trading name: (if applicable) DE	VELOPMENT SOLUT	IONS VICTO	RIA PTY LTD				
Email address: ADMIN@DEVSOLVIC.COM	M.AU						
Postal address: 48 BAILEY STREET, BAI	RNSDALE						
			Postcode	3	8	7	5
Phone number: Home:	Work: 03 5152 4858	Ма	obile:				
Owners Details: (if not the applicant)							
Name: ADAM JOHN CAMPBELL & COUR	TNEY MAREE CAMPBE	ELL					
Business trading name: (if applicable)							
Email address:							
Postal address:							
			Postcode				
Phone number: Home:	Work:	Mo	obile:				
Description of the Land:							
Street number: 200 Street	eet name: GREAT ALPII	NE ROAD					
Town: BRUTHEN			Postcode	3	8	8	5
Legal Description:							
Lot Number: 1 Dodged plan	☐ Title plan ☑ Plan of	Subdivision	Number: 4429	00\	/		
Crown Allotment Number:		Section Nu	mber:				
Parish/Township Name:							
Has there been a pre-application meeting:	☐ Yes 🖌 No 🛛 Officer	s name:					
Your reference number: 24084							

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When information is given out, Council will always try to make sure your privacy is protected in line with the *Privacy and Data Protection Act* **Privacy as 2/04/2025** information about Council's Privacy Policy by contacting our Information Privacy Officer on 03 5153 9500 or e-mail <u>feedback@egipps.vic.gov.au</u> Pat 2 of 103

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Is there any encumbrance on the Title such as a restrictive cover agreement or other obligation such as an easement or building e	🗌 Yes	🗹 No	
Will the proposal result in a breach of a registered covenant restragreement?	riction or	🗌 Yes	🗹 No
Description of proposal: Describe the use, development or oth	er matter which nee	eds a permit:	
FOUR LOT SUBDIVISION AND CREATION OF ACCESS TO A	TRANSPORT ZON	IE	
Existing conditions: Describe how the land is used and develo	ped currently:		
CONTAINS AN EXISTING DWELLING, OUTBUILDING AN	ND ASSOCIATED	FACILITIES	
<u></u>			
Estimated cost of development:			
Note: You may be required to verify this estimate \$	NA		

If you need more space or have more information, please attach with this form.

Please make sure that:

- Form is filled in fully and signed
- ☐ The correct fee is paid or payment enclosed

Attached any supporting information or documents

- Required Title (must have been generated within the past 30 days)
- Covenants or Section 173 agreements
- Site plan/floor plan/elevations
- Planning report
- Supporting information/reports (e.g. Land Capability Assessment, Bushfire Management Statement, Geotechnical report/waiver)

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This application has an associated cost to be determined by a town planner

Who is the invoice to be made out to?	 	

#### **Declaration:**

I declare that I am the applicant and that all the information in this application is true and correct and the owner (if not myself) has been notified of the permit application.

I confirm that I have authority to use the relevant documents.

In the event that the giving of notice is required pursuant to Section 52 of the Planning and Environment Act 1987, I permit documents submitted as part of this application, including my full contact information, to be made available for public viewing on Council's website.

Applicant signature:	
Name: DEVELOPMENT SOLUTIONS VICTORIA PTY LTD	Date: <u>17 / 12 / 2024</u>

#### Submitting your application:

Electronic	Fax to 03 5153 9576 Email to <u>planning@egipps.vic.gov.au</u>					
Mail	Post the signed, completed form together with any applicable fees or copies of any documentation to; PO Box 1618 BAIRNSDALE VIC 3875.					
In Person	Bring the completed form and supporting documents	s to any of the following locations;				
	Service Centre Opening Hours: 9.00am to 5:00pm. Monday to Friday.	Bairnsdale Corporate Centre: 273 Main Street. Bairnsdale Service Centre: 24 Service Street. Bairnsdale Business Centre: 34 Pyke Street. Lakes Entrance Service Centre: 18 Mechanics Street. Omeo Service Centre: 179 Day Avenue. Orbost Service Centre: 1 Ruskin Street. Paynesville Service Centre: 55 The Esplanade.				
	Mallacoota Service Centre Opening Hours: Monday and Tuesday 10.00am to 2.00pm Wednesday, Thursday, Friday 2.00pm to 5.00pm	Mallacoota Service Centre: 70 Maurice Avenue				

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VOLUME 10578 FOLIO 246

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#### LAND DESCRIPTION

Lot 1 on Plan of Subdivision 442900V. PARENT TITLE Volume 10394 Folio 829 Created by instrument PS442900V 17/04/2001

#### **REGISTERED PROPRIETOR**

Estate Fee Simple Joint Proprietors ADAM JOHN CAMPBELL COURTNEY MAREE CAMPBELL X600062E 16/07/2001

#### ENCUMBRANCES, CAVEATS AND NOTICES

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section 24 Subdivision Act 1988 and any other encumbrances shown or entered on the plan set out under DIAGRAM LOCATION below.

#### DIAGRAM LOCATION

SEE PS442900V FOR FURTHER DETAILS AND BOUNDARIES

#### ACTIVITY IN THE LAST 125 DAYS

NIL

----- END OF REGISTER SEARCH STATEMENT------

Additional information: (not part of the Register Search Statement)

Street Address: 200 GREAT ALPINE ROAD BRUTHEN VIC 3885

#### **ADMINISTRATIVE NOTICES**

NIL

DOCUMENT END

Title 10578/246



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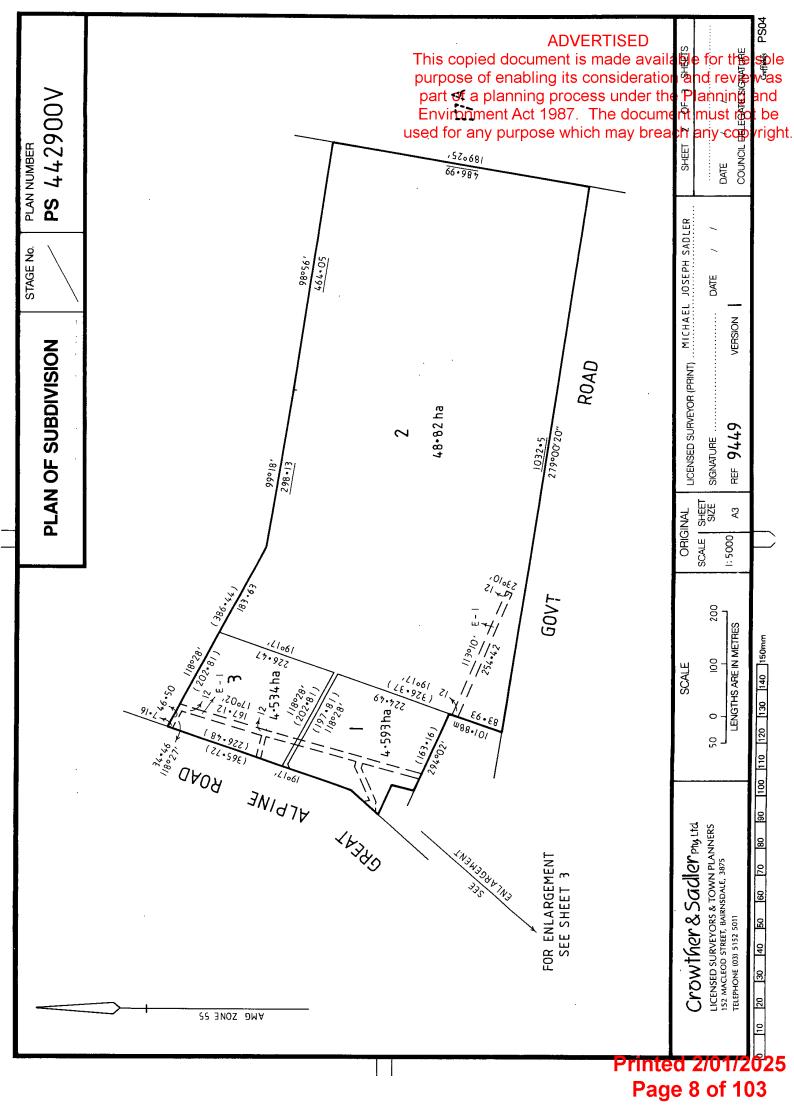
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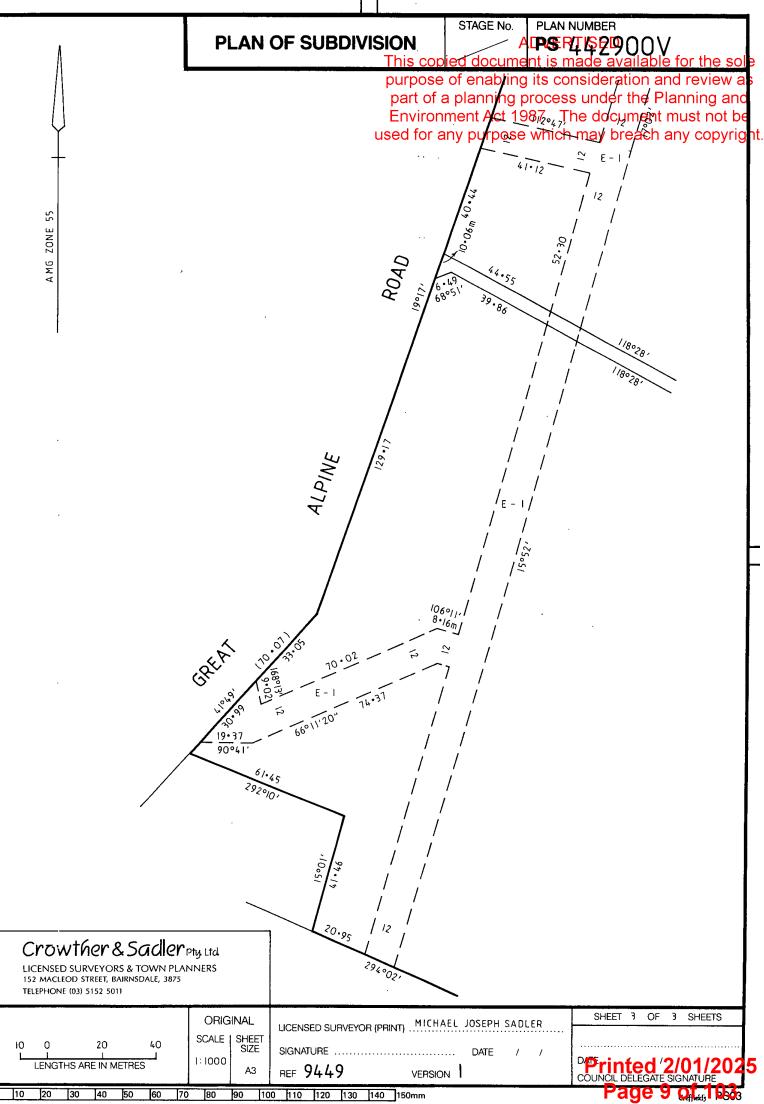
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#### Project No: 60924

6/09/2024

Development Solutions Victoria 48 Bailey Street BAIRNSDALE VIC 3875

Attn: Nikki Thebes

Email:

Dear Nikki,

#### RE: PROPOSED FOUR (4) LOT SUBDIVISION 200 GREAT ALPINE ROAD, BRUTHEN. VIC

#### WATER ENGINEER'S CERTIFICATION OF LAND CAPABILITY ASSESSMENT AND ON SITE SOIL INVESTIGATION FOR DOMESTIC EFFLUENT DISPOSAL SEPTIC TANK SYSTEM

Further to our detailed inspection, at 8:30am on 6<sup>th</sup> September, 2024 of the above site this is to certify that Andrew John Powell, on behalf of Chris O'Brien & Company Pty Ltd, has prepared this report to document our Land Capability Assessment (LCA) and soil percolation test data together with recommendations for a specific location within the above allotment for on-site containment of domestic effluent disposal.

The purpose of this particular land capability assessment (LCA) is to investigate an area for a "Land Application Area" (LAA) for the newly created allotments. Electrically operated pump wells shall be installed adjacent to the septic tank and sand filter to pump the secondary treated wastewater directly to the LAA for lots 3 & 4, while standard absorption trenches can be used for lot 2. The area where the LAA can be located on each allotment is shown on our subdivision plan, Appendix 1 attached hereunder.

An area, measuring approx. 26m x 12m has been nominated for wastewater disposal with an area measuring approx.. 16m x 16m nominated for lots 3 & 4 and located on lots 3 & 4 to achieve a minimum 30m setback from the existing open stormwater drain and minimum setbacks from all proposed and existing title boundaries. The test sites have an maximum average slope of about 11.0%. The areas allocated for disposal field will not cause any detriment to the environment nor stormwater run-off quality within the precinct where the allotment is located.

A soil investigation pit was hand excavated on all three of the proposed allotments. The soils in all three test pits was relatively consistent and consisted of a damp dark grey and grey silty loam (ZL) topsoil containing coarse grass roots moderately dispersed, underlain by damp grey loam (L) with some stones between 180 – 350mm depth below existing grassed surface, underlain damp orange fawn red silty loam (LZ) to 600mm depth at termination of the test pit, with test pit in lot 4 also containing damp orange fawn silty clay loam (ZCL) at 550-600mm below existing grasses surface. The field texture grade for the silty loam exhibited a coherent bolus, very smooth and silky to touch when manipulated and will form a ribbon up to about 20mm long.

13<sup>A</sup> Church Street Traralgon Vic. 3844 Telephone (03) 5174 9911 Facsimile (03) 5174 0011 **Printed 2/01/2025** Page 10 of 103

ADVERTILSEND. 60924

Ref No. B24300

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purpose of enabling its consideration and review as

#### DISCUSSION

part of a planning process under the Planning and For this particular site, should soil percolation testing have been undertaken we would expect the percolation rate to exceed 15mm/hr and be less than 500mm/hr. In this case absorption is largely by absorption through the upper soil strata and evapo-transpiration.

#### PHOTOGRAPHY

Several colour photographs have been attached to the rear of this report to illustrate the subject allotment terrain and the location of the areas for the "On-Site Domestic-Wastewater" disposal field. In addition, three test pits were hand excavated to 600mm depth, to investigate and illustrate the various soil horizons. The test pits, together with the tailings of excavated material, were photographed and have been attached as well. It is obvious, by observation of the photographs, the soil type and the sloping terrain available for disposal, that standard absorption trenches are appropriate for lot 2 and due to the existing open stormwater drain a sub-surface drip irrigation bed system aided by a sand filter and pumps is appropriate for lots 3 & 4.

#### DAILY FLOW & SEPTIC TANK CAPACITY

For the purposes of this report we have allowed for a residence to be constructed on the new allotments, with the new residence is to have four (4) bedrooms and as a consequence the estimated daily flow in accordance with EPA Victoria Publication May 2024: Guideline for Onsite Wastewater Management: Table 4-2 (Dwellings installed with full water-reduction fixture & fittings) and AS/NZS 1547:2012 Table H1

> =(2 + 3 x 1)150 =750 L/day (Reticulated Water Supply)

Minimum septic tank capacity (C) in accordance with AS/NZS 1547:2012 Table J1

=3000 litres (Minimum Volume)

#### STANDARD ABSORPTION TRENCH - DESIGN AREA SIZING IN ACCORDANCE WITH AS/NZS 1547:2012 AND EPA VICTORIA PUBLICATION MAY 2024 FOR LOT 2.

Reference is made to the Australian Standard code AS/NZS 1547:2012 "On site Domesticwastewater Management" Appendix L. Refer table L1, whereby the soil examined on site may be classified as a Soil Category 3: Loams (high/moderate structured), the Design Irrigation Rate (DIR) for primary treated effluent is approx. 15mm/day. Noteworthy is that the EPA "Guideline for onsite wastewater management." May 2024 - Table 4-8: Soil Categories and Recommended Maximum Design Loading/Irrigation Rates (DLR/DIR) for "Land Application Systems" makes direct reference to Table L1 in AS/NZS 1547:2012 and therefore the exact same DIR is recommended by the EPA.

#### LENGTH REQUIRED FOR STANDARD ABSORPTION TRENCH SYSTEM

The appropriate absorption bed length for a trench system has been determined using formula from Appendix L, with the bed length L = Q / (DLRxW). A conservative DIR of 15.0 L/m2/day being adopted for this site. Based on a Q of 750L/day of wastewater generated by a four (4) bedroom dwelling supplied by Reticulated Water Supply. Adopting a trench width of 1000mm, the total length of trench bed required is 50m. this can be provided in 3 equal lengths A final latout of the proposed trench system will be completed once a septic tank permit is applied for ...

#### RESERVE AREA NOT REQUIRED

The allocation of a reserve area is not thought to be necessary on this site, however significant area is available should the installed trench bed system fail. The design parameters used to determine the required size of the Land Application Area (LAA) have been suitably conservative. The soil is not sodic nor saline.

#### Development Solutions – 200 Great Alpine Road, Bruthen

Ref No. B24300

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LCA & On-site Soil Investigation Test Assessment This copied document is made Page if able for the sole purpose of enabling its consideration and review as PREPARATION OF THE SITE PRIOR TO COMMENCE MENTing process under the Planning and The area upon which the absorption trench bed is proposed for construction shall be protected from stormwater overland flow by establishing a shallow open earth vee-drain across the upstream sides any copyright. of the LAA (effluent disposal field) curtailing around the ends as shown on the site plan attached. It is also recommended that sub-surface drainage is installed above the dwelling to direct sub-surface water away from the proposed dwelling foundations and ultimately the LAA.

#### **SUMMARY & CONDITIONS**

It is our professional opinion the Lot 2 is suitable for absorption trenches with the total length of 1000mm wide trench to be at least 50m which will be environmentally adequate and consistent with the above recommendations.

Based on the land capability assessment results, it is our opinion that the soil type and profile on this site are suitable for disposal of wastewater on site, using primary treatment only. 1000mm wide x 400mm depth trenches are to be used. Trenches should be at least 2m apart.

From the test results it can be seen that a four (4) bedroom dwelling requires a disposal bed length of about 50m (minimum) for a standard absorption trench bed system.

Siting of the proposed wastewater disposal field envelope shall be within the area tested. Refer to attached site plan. The following factors shall be considered when positioning the proposed wastewater disposal field.

# SUB-SURFACE DRIP IRRIGATION BED – DESIGN AREA SIZING IN ACCORDANCE WITH AS/NZS 1547:2012 AND EPA VICTORIA PUBLICATION MAY 2024, LOTS 3&4.

Reference is made to the Australian Standard code AS/NZS 1547:2012 "On site Domesticwastewater Management" Appendix M and in particular Clause M3.1 & M6 for Shallow Sub-surface Drip Irrigation Beds. Refer Table M1, whereby the soil examined on site may be classified as a Soil Category 3: Loams (high/moderate structured), the Design Irrigation Rate (DIR) for secondary treated effluent is approx. 4mm/day. Noteworthy is that the EPA Victoria "Guidelines for Environmental Management" – Guideline for onsite wastewater management May 2024: Table 4-9: Soil Categories and Recommended Maximum Design Loading/Irrigation Rates (DLR/DIR) for "Land Application Systems" makes direct reference to Table M1 in AS/NZS 1547:2012 and therefore the exact same DIR is recommended by the EPA. A sub-surface drip irrigation area has been determined by an water balance analysis. The water balance analysis forms part of this report.

#### AREA REQUIRED FOR SUB-SURFACE IRRIGATION SYSTEM

The appropriate absorption bed area for a subsoil irrigation system has been determined with a water balance analysis, which is attached to this report. A conservative DIR of 4.0 L/m2/day being adopted. According to the water balance a total area of 240sq.m is required to adequately disperse 750L/day of wastewater generated by a four (4) bedroom dwelling supplied by Reticulated Tank Water Supply. With reference to our Subdivision Plan Drawing (A4 Size) where we show an area 16m x 16m where the proposed system can be located on each allotment. A final layout of the proposed system will be produced once a residence for the proposed allotment is to be constructed.

#### SAND FILTER

A sand filter, as mentioned above, is proposed for this project to produce treated effluent 20/30 Std. the sand filter proposed for this project shall be Single Pass Sand Filter measuring at least 15sq.m (minimum) in surface area by 1400 – 1500mm depth (Refer "Domestic Wastewater Management Technical Guidelines" issued by Baw Baw Shire Council – March 2007 Edition).

#### Development Solutions – 200 Great Alpine Road, Bruthen

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#### RESERVE AREA NOT REQUIRED

part of a planning process under the Planning and The allocation of a reserve area is not thought to be necessary on this site if a shallow sub-surface drip irrigation bed system is used. The design parameters used to determine the required size of the ny copyright. Land Application Area (LAA) have been suitably conservative. The soil is not sodic nor saline. Provided the LAA allocated is at least 240sg.m, if a sub-surface drip irrigation bed system fails it may be ripped out and another sub-surface drip irrigation bed system placed within the LAA area shown on the site plan.

#### PREPARATION OF THE SITE PRIOR TO COMMENCEMENT

The area upon which the shallow sub-surface drip irrigation bed is proposed for construction shall be protected from stormwater overland flow by establishing a shallow open earth vee-drain across the upstream sides of the LAA (effluent disposal field) curtailing around the ends - if required.

#### SUMMARY & CONDITIONS

The water balance yields a land application area (LAA) of 240sg.m. It is our professional opinion the area should be at least 240sq m and the total length of drip irrigation pipe should be at least 320m which will be environmentally adequate and consistent with the above recommendations.

Based on the land capability assessment results, it is our opinion that the soil type and profile on this site are suitable for disposal of wastewater on site, by the use of a sand filter producing min. 20/30 grade effluent and an on-site disposal system using sub-surface drip irrigation such as Geoflow Wastewater™ or Netafirm disposal system.

From the test results it can be seen that a four (4) bedroom dwelling requires a disposal area of around 240sq.m (minimum) for a shallow sub-surface drip irrigation bed system.

Siting of the proposed wastewater disposal field envelope shall be within the area tested. Refer to attached site plan. The following factors shall be considered when positioning the proposed wastewater disposal field.

- 1) Standard siting guidelines as per the requirements of the East Gippsland Shire Council (EGSC) guidelines.
- 2) At least 3.0m (subject to agreement between EGSC and COB & Co. prior to commencement) up-slope and 1.5m down-slope of any title boundary/road reserve or building for secondary treated effluent and 6.0m up-slope and 3.0m down-slope for primary treated effluent.

The following additional conditions shall be observed in addition to those set out by the local Council.

1. The quality of wastewater used for sub-surface drip irrigation bed system must comply with the following limits.

Biochemical Oxegen Demand	Max: 20mg/l
Suspended Solids	Max: 30mg/l
Faecal coliforms	Max: 10 organisms per 100ml
Free chlorine	Max: 2mg/l Min 0.5mg/l

- 2. The system has been designed on a standard 600mm wide by 400mm layout (waste flow pipes are installed at 600mm centres with emitters spaced at 400mm along the waste flow pipes). The emitters are rated at 2.3l/hr.
- 3. The disposal field shall be sown with lawn grasses as soon as possible on completion of works. This will stabilize the soil and allow for the vegetation to take up the wastewater.
- Only water from the septic tank is permitted to enter the disposal system. Stormwater run-off shall be prevented from entering the shallow sub-surface drip irrigation bed system area. We

LCA & On-site Soil Investigation Test Assessment This copied document is made available for the sole purpose of enabling its consideration and review as suggest an open earth vee-drain be constructed to 100mm depth along the high sides of this area or other approved method as approved by the Design Engineer Environment Act 1987. The document must not be

- 5. Vehicles or heavy equipment shall not be petrated for the disposed seld as damage to the period of the disposed seld as a s
- 6. Spikes, tent pegs, garden stakes etc. shall not be driven into the ground in the disposal field as damage to the pipe work may result.
- An ongoing maintenance program shall be instigated to ensure that both the sand filter and the shallow sub-surface drip irrigation bed system are properly maintained and serviced to ensure proper operation.

#### CONCLUSION

Following the Land Capability Assessment on this site it is professional opinion that the newly created allotments are suitable for on-site wastewater disposal utilizing a secondary treatment system for lots 3 & 4 and a primary treatment system for lot 2 which is highly unlikely to cause detriment to the environment.

Adequate maintenance and checking of the proposed system should be established as part of the Council Permit Application approvals process.

Yours faithfully,

Andrew Powell Assoc.Dip (Civil) for CHRIS O'BRIEN & COMPANY PTY LTD

#### Development Solutions – 200 Great Alpine Road, Bruthen

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Lond	Land Carabilit		and Soparts	se of enabli	j process ur	ider the Pla	anning
Land Features	Land Capabilit Very	Good(2)	Envir	Onment Act Poor(4)	1987. The	Site Rating	nust no
reatures	Good(1)	G000(2)	Fair(3) Used fo	pr any purpo			
General Chara					1001(3)		· ·
Site Drainage	No visible	Moist soil,		Visible signs	Water	2	
Site Brunnige	signs of	but no		of dampness,	ponding on	2	
	dampness	standing		such as	surface		
	aumpness	water in soil		moisture	Surrace		
		pit		tolerant			
		<b>F</b>		plants			
Runoff	None	Low	Moderate	High, need	Very high,	2	
		5		for	diversion not	-	
				diversionary	practical		
				structures	1		
Flood Levels	Never		<1 in 100	>1 in 100	<1 in 20	1	
				and <1 in 20			
Proximity to	>60m				<60m	1	
watercourses		1					
Slope%	0-2	2-8	8-12	12-20	>20	3	
Landslip	No actual or		Low	High	Present or	1	
	potential		potential for	potential for	past failure		
	failure		failure	failure			
Groundwater	>5	5-2.5	2.5-2.0	2.0-1.5	<1.5	1	
(seasonal							
watertable							
depth(m))							
Rock outcrop	0	<10%	10-20%	20-50%	>50%	1	
(% of land							
surface							
containing rocks							
>200mm)							
Erosion	No erosion	Minor	Moderate	High	Severe	1	
potential	potential	10111101	Wioderate	Ingn	erosion	1	
r Stoniai	Potentia				potential		
Exposure	High sun		Moderate	Low sun and	portinut	1	
and the second sec	and wind			wind		<b>^</b>	
	exposure			exposure			
Landform	Hill crests,		Concave		Floodplains	1	
	convex side		sideslopes		and incised		
	slopes and		and		channels		
	plains		footslopes				
Vegetation	Turf or				Dense forest	1	
type	pasture				with little		
					undergrowth		
Average	<450	450-650	650-750	750-1000	>1000	3	
Rainfall							
(mm/year)							
Pan	<1500	1250-1500	1000-1250		<1000	2	
Evaporation							
(mm/yr)							

#### Soil profile charecteristics

Soil	2 and 3	4		5	1 and 6	1
permeability category						
Profile depth	>2m	1.5m-2m	1.5m-1m	1.0m-0.5m	<0.5m	2
Presence of	None	1.5111 2111	1.5111 1111	1.011 0.011	Extensive	1
mottling						

#### Development Solutions – 200 Great Alpine Road, Bruthen

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Coarse fragments	<10	10-20	<sup>20-40</sup> part	<del>ose of enab</del> of a plannii	ling its cons >40 ng process i	ideration ar Inder the Pl	nd review as anning and
(%)							must not be
pH	6-8		4.5-6used f	or any purp	ose;;which m	nawtbreach a	any copyright.
						measured	
Emerson	4 ,6 ,8	5	7	2, 3	1	1	
aggregate							
Electrical	<0.3	0.3-0.8	0.8-2	2-4	>4	Not	
conductivity						measured	
(Ece)(Ds/m)							
Sodicity	<3		6-8	8-14	>14	3	
ESP%							

#### INSTALLATION CONDITIONS

All installations shall comply with the AS/NZS 1547:2012 the, EPA Code of Practice – Septic Tanks 1996, the Victorian Water Supply and Sewerage Plumbing Regulations 1986 and AS 3500 National Plumbing and Drainage Code.

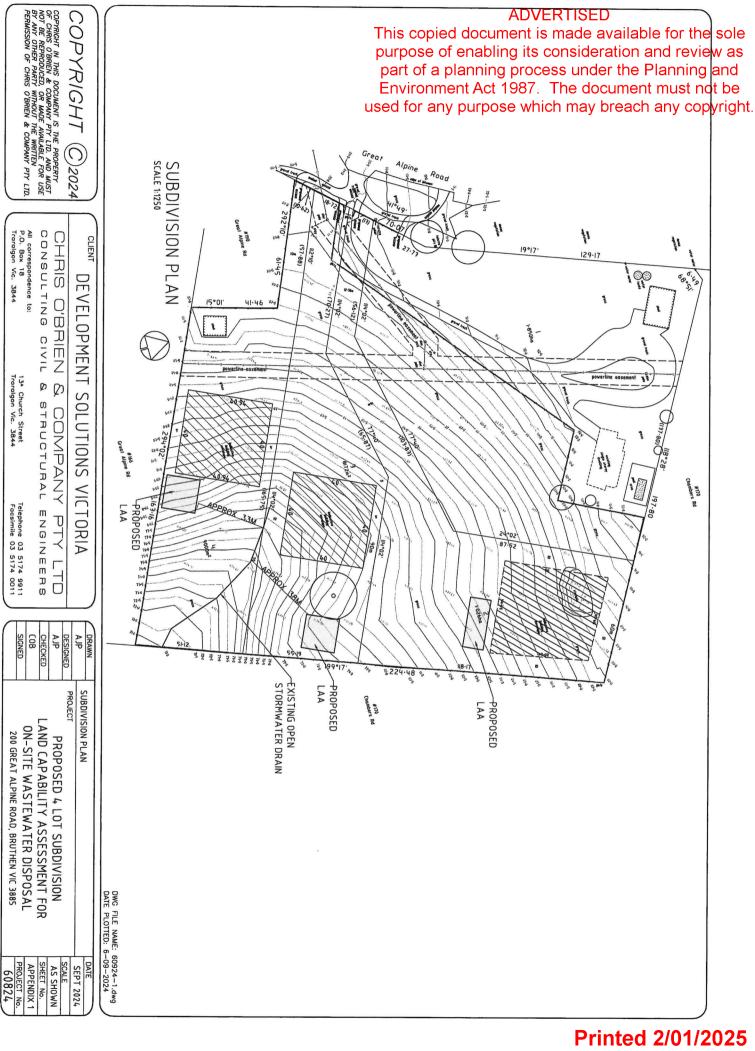
No septic tank or sand filter shall be installed closer than 1.5m to the foundations of any house, building or the boundary of the allotment.

Inlets and outlets of the septic tank must be baffled to avoid disturbing the contents of the septic tank.

Inspection openings of the septic tank shall be brought up to and permanently marked at surface level. Inspection openings shall be fitted with childproof airtight covers which are capable of being readily removed and replaced by one adult. Access opening covers shall not be cemented or otherwise fixed in position so as to be incapable of being readily removed for inspection purposes.

Food waste disposal units are not recommended for use with septic tank systems. If used in household situation, a minimum extra allowance of 25% shall be made for additional sludge storage.

Spa baths over 200 litre capacity are not to be connected to the primary septic tank but must be taken into account for effluent disposal calculations.



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Treatment	
- Secondary	
il Category 3	
nce For Soi	
Water Bala	
ominated Area	

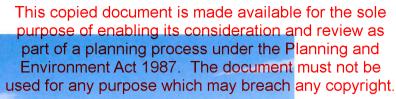
<u>Nominated Area Water Balance For Soll Category 3 – Secondary Treatment</u>	lance ror	Soll Cateo	Jory 5 – 5	econdary I reatment
Site Address: 200 Great Alpine Road Bruthen. Lots 3 & 4 Only				
Notes:	<b>MAV Model LCA</b>	I LCA		
Input Data				Notes
Design Wastewater Flow	a	750	L/day	Based on 4 bedrooms (5 persons) @ 150L/p/day From EPA Publication 891.4 – July 2016
Design DIR	DIR	4	mm/day	Assumes loamy soils without impeded vertical drainage, refer Table 5.1 A4 AS/NZS 1547:2012
Nominated Land Application Area	_	240	Sq.m	Used for iterative purposes (if desired) to determine storage requirements for nominated areas
Crop Factor	c	0.6-0.85	unitless	Estimates evapotranspiration as a fraction of pan evaporation, varies with season and crop type
Retained Rainfall	Rf	0.8	unitless	Proportion of rainfall that remains on site and infiltrates allowing for any runoff
Rainfall Data	Bairnsdale Sta	Bairnsdale Station 085279 mean	an monthly	
Evaporation Data	East Sale Stat	East Sale Station 085072 mean	an monthly	

						J	ħ	is	0	ממ	ie	d	doc	AL umen	Jv Iti	′E∺ sm	nade	EL La	) vaila	ble for the sole
tal	2	6	9.7	Τ		6	ы Ы	S	05	e	8	0.76	nak	ling i	ts	со			atior	and review as
Total	365	636.9	1349.7			1029.3	1995	24893	0	510.0	1140	1650.76	inni	ng pr	bc	es	s un	de	r the	Planning and
Dec	31	60.4	186.0	0.85	l	158 <mark>0</mark> 1	1290	282.1 <	irc for	48.02		145.2 H		t 198 Øse v 833	23259	i <b>⊈</b> h	ne d gnay	oc y k	ume Geac	nt must not be th any copyrigh
Nov	30	77.4	153.0	0.85		130.05	120	250.05		61.92	93.75	155.67		188.13	22500	119.6	120		e area/sto	
Oct	31	59.9	124.0	0.7		86.8	124	210.8		47.92	96.88	144.8		162.88	23250	142.74	143		mates the	
Sep	30	50.2	93.0	0.7		65.1	120	185.1		40.16	93.75	133.91		144.94	22500	155.24	156		overesti	
Aug	31	36.0	68.2	0.6		40.92	124	164.92		28.8	96.88	115.68		136.12	23250	170.81	171		e balance months.	
Jul	31	48.2	46.5	0.6		27.9	124	151.9		38.56	96.88	135.44		113.34	23250	205.14	206		This is based on the worst months of the year, so the balance overestimates the area/storagen requirements and is hence conservative for all other months.	
Jun	30	62.7	42.0	0.6		25.2	120	145.2		50.16	93.75	143.91		95.04	22500	236.74	237		tof the ye vative for	
May	31	44.0	52.7	0.6		31.62	124	155.62		35.2	96.88	122.08		120.42	23250	193.07	193		st months ce conser	
Apr	30	56.5	84.0	0.7		58.8	120	178.8		45.2	93.75	138.95		133.6	22500	168.41	169		the wor rd is hen	
Mar	31	46.5	136.4	0.7		95.48	124	219.48		37.2	96.88	134.08		182.28	23250	127.55	128		based or ments ar	
Feb	28	46.1	162.4	0.85		138.04	112	250.04		36.88	87.5	124.38		213.16	21000	98.52	66		This is require	
Jan	31	49.7	201.5	0.85		171.28	124	295.28		39.76	96.88	136.64		255.52	23250	66.06	91		240	
Units	Days	mm/month	mm/month			mm/month	mm/month	mm/month		mm/month	mm/month	mm/month		mm/month	L/month	Sq.m	Sq.m			
Formula	1	1	_			E×C	DIR)xD	ET+B		RxRf	(QxD)/L	RR + W		(ET+B)-RR	Q*D	XIX	0		OR ZERO	
Symbol	۵	ж	ш	ပ		ET	В			RR	×			×	Y		D FOR ZER		QUIRED FO	
Parameters	Days in month	Rainfall	Evaporation	Crop Factor	OUTPUTS	Evapotranspiration	Percolation	Outputs	INPUTS	Retained Rainfall	Effluent Irrigation	Inputs	LAND AREA FOR ZERO STORAGE	Maximum effluent Application for Zero Storage	Effluent Produced	Maximum area required for zero storage	LAND AREA REQUIRED FOR ZERO STORAGE		MINIMUM AREA REQUIRED FOR ZERO STORAGE m2	

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#### Project No: 60924

13/09/2024

Development Solutions Victoria 48 Bailey Street BAIRNSDALE Vic 3875

Attn: Nikki Thebes

Email:

Dear Nikki,

# RE: GRA Waiver for Proposed 4 Lot Subdivision 200 Great Alpine Road, Bruthen.

Chris O'Brien & Company Pty Ltd have been engaged by Nikki Thebes of Development Solutions Victoria to determine whether or not a full Geotechnical risk assessment report is required for a proposed 4 lot subdivision at 200 Great Alpine Road, Bruthen Vic 3885. An erosion management overlay exists over the south eastern corner of the allotment and will only impact lot 4 of the proposed subdivision.

The purpose of this letter is to determine if the works to be carried out on this site will be a risk to the surrounding environment and is to be used in the planning application process only. This letter is not a soil classification report and shall not be used for this purpose.

Information contained in this letter is from a visual inspection of the site and based on information supplied to Chris O'Brien & Company Pty Ltd on the work to be completed on the site.

The site was inspected by Andrew Powell on the 6<sup>th</sup> September 2024.

Inspection of the site confirmed no erosion problems currently exist on the site. The allotment is located on the eastern side of Great Alpine Road on the northern outskirts of the Bruthen township. Access to the property exists from Great Alpine Road with existing dwelling and shedding located towards the northern boundary. The allotment has an excellent cover of grass with only 1 significant tree which is located on proposed lot 3 with all other significant vegetation located in the Great Alpine Road, road reserve. The allotment mostly falls from west to east but also from north to south with maximum falls of about 1 in 7 observe on the allotment. An open drain runs between proposed lot 3 & 4 to a dam in property to the south east. Photographs of our findings are attached to this report.

As indicated earlier in this report the erosion management overlay exists over the south eastern corner of the property and will only impact any works to be completed on Lot 4 of the proposed subdivision. It is our professional opinion that only works to be completed on

13<sup>A</sup> Church Street Traralgon Vic. 3844 Telephone (03) 5174 9911 Facsimile (03) 5174 0011 Printed 2/01/2025 Page 31 of 103

#### 

Proposed 4 Lot Subdivision, 200 Great Alpine Roat Alpine Roat Alpine document is made and all the sole

lot 4 need to be considered in this report. Site inspection confirmed that no vegetation and review as removal or any significant earthworks will be required for the creation of the document must not be

It is expected that a dwelling will be constructed on the propose which may breach any copyright. and protection barriers such as silt fences will be required to protect the existing open drain from any silt run-off. These silt fences will need to remain in place for the entire project length. Any batters created by earthworks will need to be stabilised with cut batters to be a maximum of 1 in 1.5 and fill batters a maximum of 1 in 2. These slopes are a maximum allowed for batters to be topsoiled and re-grassed. Batters steeper than this will need to be landscaped or retained by structures.

Storm water created from a proposed dwelling will be directed to the legal point of discharge via water tanks with the overflow from these tanks or any drainage outlet to be properly treated by rock beaching. Provided this is done we expect no environmental risks from this source.

We therefore suggest that a full geotechnical risk assessment report is not required for this development. As long as all recommendations as listed above are strictly adhered to when a dwelling is constructed on lot 4 we anticipate no environmental risks with the work to be undertaken.

Should you need to clarify anything, please contact the Andrew Powell on 0402384596

Yours faithfully,

Andrew Powell Assoc.Dip (Civil) for CHRIS O'BRIEN & COMPANY PTY LTD

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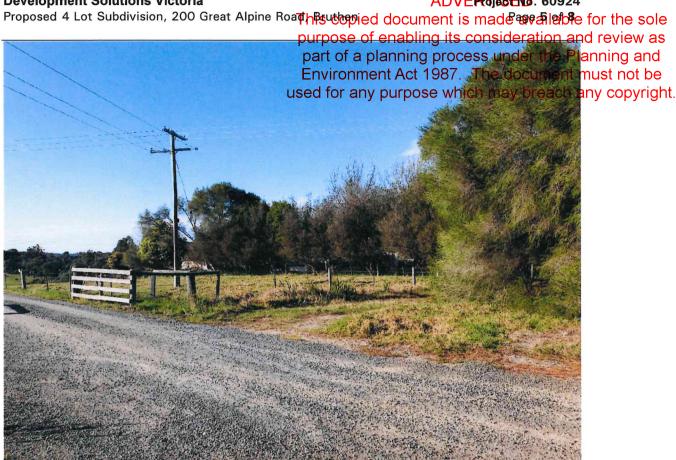
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#### ADVERTILSEND. 60924



Photos below show proposed lot 4 and open drain.



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#### **Development Solutions Victoria**

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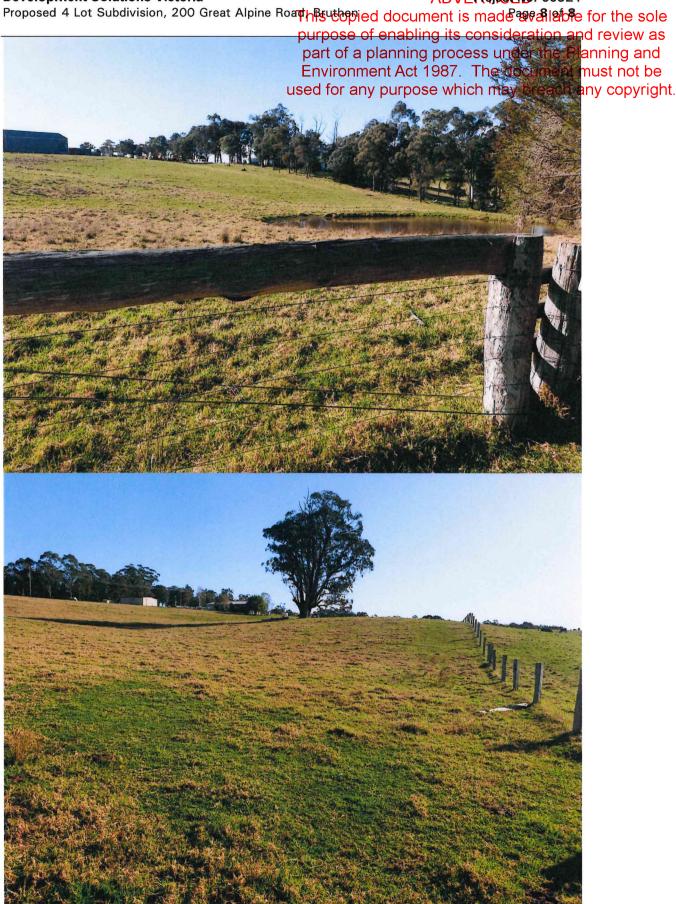


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## **Development Solutions Victoria**

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# APPENDIX C

## Clause 56.07-1 to 56.07-4

## **Integrated Water Management**

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## CLAUSE 56.07-1 to 56.07-4

## **Integrated Water Management**

Clause 56.07-1 Drinking water supply objectives	To reduce the use of drinking water. To provide an adequate, cost-effective supply of drinking water.
Response:	The subject site is currently connected to the reticulated water supply network. The proposed vacant lots being created will also be connected to the reticulated water supply network which provides for an appropriate drinking water supply. The size of the proposed vacant lots will encourage the inclusion of a water tank with any future residential development. The proposal meets the objectives and standards of this clause.
Clause 56.07-2 Reused and recycled water objective	To provide for the substitution of drinking water for non-drinking purposes with reused and recycled water.
Response:	A reuse and recycle water supply is not available to this site at this time. Water supply to proposed allotments will be via the existing reticulated water system. Proposed Lot 1 is currently connected to the reticulated water system in addition to water tanks that are also utilised for domestic water supply. This will remain unchanged. The proposal meets the objectives and standards of this clause.
Clause 56.07-3 Waste water management objective	To provide a waste water system that is adequate for the maintenance of public health and the management of effluent in an environmentally friendly manner.
Response:	There is no reticulated sewer in this location. The proposed Lot 2 is suitable for a primary treatment septic system and proposed Lots 3 and 4 will be required to treat and retain wastewater within the allotment boundaries via a secondary treatment system as recommended within the Land Capability Assessment contained in <b>Appendix E</b> .
	The proposal meets the objectives and standards of this clause.



Clause 56.07-4	To minimise damage to properties and inconvenience to residents from stormwater.
Stormwater	To minimise increases in stormwater and protect the environmental values and physical characteristics of receiving waters from degradation by stormwater.
management	To encourage stormwater management that maximises the retention and reuse of stormwater.
objectives	To encourage stormwater management that contributes to cooling, local habitat improvements and provision of attractive and enjoyable spaces.
Response:	<ul> <li>It is expected that any planning permit to be issued would include requirements for the construction and management of drainage for the vacant lots being created.</li> <li>The impact on receiving waters is likely to be minimal particularly given the size of the proposed vacant allotments being created and the likely inclusion of a water tank for any future development. The proposed vacant lots being created are expected to be able to be drained to the satisfaction of the responsible authority. Stormwater from the existing dwelling, outbuilding and associated facilities on proposed Lot 1 is appropriately managed with no known issues and will remain unchanged.</li> <li>There is an ephemeral watercourse located in the southeastern corner that will be contained in proposed Lot 4.</li> <li>The proposal meets the objectives and standards of this clause.</li> </ul>

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APPLICATION FOR PLANNING PERMIT

DEC

20 24

## FOUR LOT SUBDIVISION AND CREATION OF ACCESS TO A TRANSPORT ZONE

200 GREAT ALPINE ROAD, BRUTHEN, 3885 COURTNEY AND ADAM CAMPBELL REF: 24084

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3	The Proposal	12
4	Zones and Overlays	14
5	Other Planning Provisions	19
6	Planning Assessment	20
7	Conclusion	23

## **DOCUMENT REVISION**

2

**1** Draft Report DAC 26/11/2024

Final Report CMC 16/12/2024

## APPENDIX

- A Copy of Title and Title Plan
- **B** Proposed Plan of Subdivision
- **C** Integrated Water Management
- **D** Geotechnical Risk Assessment Waiver
- **E** Land Capability Assessment
- **F** Bushfire Management Plan



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## **1. INTRODUCTION**

Development Solutions Victoria Pty Ltd act on behalf of Courtney and Adam Campbell, the owners of land and the applicant for this planning permit application for a Four Lot Subdivision and creation of access to a Transport Zone at 200 Great Alpine Road, Bruthen.

This submission and supporting documentation provide details of the subject site, relevant planning controls and policies and provides an assessment against the provisions of the East Gippsland Planning Scheme.

The purpose of this subdivision is to create four new low density residential lots from the existing property to optimise land use by creating manageable sized lots, contributing to the residential land supply in Bruthen.

The proposal is consistent with the objectives of the East Gippsland Planning Scheme, is an appropriate subdivision in this location and will result in an appropriate planning outcome.

	purpelse un enterning the consideration and the view a
	part of a planning process under the Planning and
	Environment Act 1987. The document must not be 200 Great Alpine Road, Bruthen, 3885
Address	
Site Description	Lot 1 on Plan of Subdivision 442900V
Title Particulars	Vol 10578 Fol 246
Site Area	4.59 hectares
Proposal	Four Lot Subdivision and Creation of Access to a Transport Zone
Planning Scheme	East Gippsland Planning Scheme
Zone	Low Density Residential Zone
Overlays	Bushfire Management Overlay
	Erosion Management Overlay
	Vegetation Protection Overlay – Schedule 1
Aboriginal Cultural Heritage	Not identified as an area of Cultural Heritage Sensitivity
Permit Triggers	Clause 32.03-3 Low Density Residential Zone – Subdivision
	Clause 44.06-2 Bushfire Management Overlay – Subdivision
	Clause 44.01-5 Erosion Management Overlay – Subdivision
	Clause 52.29-2 Land Adjacent to the Principal Road Network
Notice	Exempt from notice at Clause 44.06-7 and 44.01-7
Referrals	Clause 66.01, SP Ausnet, East Gippsland Water and Country Fire
	Authority
Planning Scheme requirements	Municipal Planning Strategy – Clause 02
	Settlement – Rural settlements – Clause 02.03-1
	Environmental and landscape values – Clause 02.03-2
	Environmental risks and amenity – Clause 02.03-3
	Built environment and heritage – Clause 02.03-5
	Planning Policy Framework – Clause 10
	Settlement – Clause 11
	Environmental and landscape values – Clause 12
	Environmental risks and amenity – Clause 13
	Erosion and landslip – Clause 13.04-2S
	Built environment and heritage – Clause 15
	Housing – Clause 16
	Low Density Residential Zone – Clause 32.03
	Bushfire Management Overlay – Clause 44.06
	Erosion Management Overlay – Clause 44.01
	Land Adjacent to the Principal Road Network – Clause 52.29
	Integrated Water Management – Clause 56.07
	Decision Guidelines – Clause 65.01
	Decision Guidelines – Clause 65.02

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**2. SITE CONTEXT** 

#### Site

The subject site is located at 200 Great Alpine Road, Bruthen. A copy of the Title and Plan of Subdivision is contained in *Appendix A*. The title is not affected by any restrictive covenants or agreements. There is an existing powerline easement in the western portion of the site extending across the property in a north to south direction and to the western boundary. Overhead power lines are contained within the easement.

The site is an irregular shaped allotment with a total area of approximately 4.59 hectares and contains an existing dwelling, outbuilding and associated facilities.

The subject site is currently used for residential purposes in addition to grazing of cattle. The site contains scattered vegetation throughout being predominantly landscape garden and one large tree in the eastern portion of the site. The site contains an ephemeral watercourse in the southeast corner extending to a dam on the property to the east. Details of the site are depicted in the photographs provided below.

Access to the site is existing via a gravel crossover and driveway along the western boundary, directly from Great Alpine Road. Great Alpine Road is a bitumen sealed Highway Used with gravel shoulders, traversing in a north to south direction.

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plans in *Figure 1* and *Figure 2*.



Figure 1 – Locality Plan – 200 Great Alpine Road, Bruthen (source: mapshare.vic.gov.au)

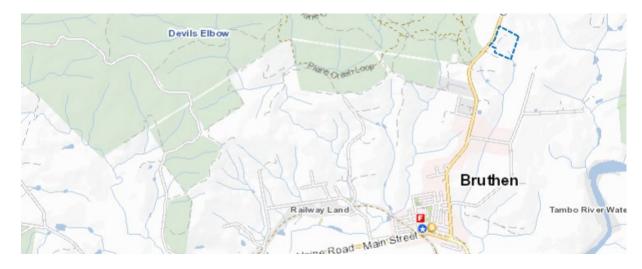


Figure 2 – Locality Plan – 200 Great Alpine Road, Bruthen (source: mapshare.vic.gov.au)

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#### Surrounds

The land surrounding the site comprises a combination of low-density residential, public and farming land.

The boundaries of the site are delineated with rural post and wire fencing.

Adjoining the northern boundary of the subject site is a vacant land. Adjoining the eastern boundary is agricultural land containing an existing dwelling and associated facilities. Adjoining the southern boundary is land containing existing dwellings and associated facilities. Adjoining the western boundary is Great Alpine Road and further residential dwellings and associated facilities

The site is located to the north of the main town centre of Bruthen.

Bruthen is located approximately 26 kilometres northeast of Bairnsdale and approximately 35 kilometres northwest of Lakes Entrance. Bruthen is a small residential community which provides a basic range of services and facilities, a larger suite of services and facilities is available further afield in Bairnsdale and Lakes Entrance.

The subject site in relation to Bruthen is shown in the aerial photograph below and in *Figure 3*.



Figure 3 – Aerial Photograph of the subject site and surrounding properties – 200 Great Alpine Road, Bruthen (source: mapshare.vic.gov.au)

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**Photograph 2** – Existing driveway entrance to the subject site at 200 Great Alpine Road.



**Photograph 4** – Southwest of subject site facing existing dwelling on proposed Lot 1.



**Photograph 6** – Existing dwelling, north on the subject site to be on proposed Lot 1.



**Photograph 3 –** Access to subject site via gravel driveway.



**Photograph 5** – North of the subject site, facing southwest showing existing access driveway.



**Photograph 7 –** Existing outbuilding in northwest corner of subject site to be on proposed Lot 1.



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**Photograph 8** – Northeastern portion of the subject site facing east being the proposed Lot 2.



Photograph 10 – Proposed Lot 4 facing east.



Photograph 12 – Proposed Lot 4 facing south.



**Photograph 9** – Eastern portion of the subject site comprising the proposed Lot 3 facing northwest.



**Photograph 11 –** Existing 'hay' shed on the proposed Lot 4.



**Photograph 13** – Western boundary of the subject site facing south adjoining the Great Alpine Road.



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**Photograph 14** – Neighbouring property north of subject site forming part of 170 Chambers Road, Bruthen.



**Photograph 16** – Neighbouring property west of subject site at 169 Great Alpine Road, Bruthen.



Photograph 18 – Neighbouring property to the south at 166 Great Alpine Road, Bruthen.



Photograph 15 – Neighbouring property east of the subject site at 170 Chambers Road, Bruthen.



**Photograph 17** – Neighbouring property west of subject site at 173 Great Alpine Road, Bruthen.



**Photograph 19** – Neighbouring property immediately adjoining the southern boundary at 190 Great Alpine Road, Bruthen.



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Photograph 20 – Existing access to the subject site from Great Alpine Road, Bruthen.



**Photograph 22** – Great Alpine Road adjoining the western boundary of the subject site facing north.



**Photograph 21** – Secondary access to the Great Alpine Road and former bus stop at the entrance to 200 Great Alpine Road, Bruthen.



Photograph 23 – Great Alpine Road facing south.



#### **3. THE PROPOSAL**

This application seeks approval for the subdivision of land into four lots and the creation of access to a Transport Zone. A proposed plan of subdivision is provided in *Appendix B.* 

#### Lot 1

The proposed Lot 1 will be irregular in shape and will be approximately 1.85 hectares in area. This lot comprises the northern and western portion of the site and will contain the existing dwelling, outbuilding and associated facilities.

Access to this lot is proposed along the western boundary, directly from Great Alpine Road. This lot will contain the northern portion of the existing powerline easement, extending across the allotment from north to south.

#### Lot 2

The proposed Lot 2 will be irregular in shape and will be approximately 1.02 hectares. This lot will comprise the northeastern portion of the site and will be vacant land. An indicative building envelope is proposed in the northeast corner of the site.

Access to this allotment is proposed along the western boundary via a shared crossover

connecting directly to Great Alpine Road. The existing powerline easement will extend across the western portion of the site.

#### Lot 3

The proposed Lot 3 will be battle-axe in shape and have an area of approximately 8172m<sup>2</sup>. This lot comprises the southeastern portion of the subject site and will be vacant land. An indicative building envelope is proposed in the eastern portion of the site.

Access to this allotment is proposed along the western boundary via a shared crossover connecting directly to Great Alpine Road. The existing powerline easement will extend across the western portion of the site.

#### Lot 4

The proposed Lot 4 will also be battle-axe in shape and have an area of approximately 9000m<sup>2</sup>. This lot comprises the southern portion of the subject site and will contain an existing hayshed in the southwest corner. An indicative building envelope is proposed centrally on the site.

Access to this allotment is proposed along the western boundary via a shared crossover connecting directly to Great Alpine Road. The

#### **ADVERTISED**

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#### Services

The subject site has access to an appropriate level of services including reticulated water, electricity, telecommunications and a good quality road network. Wastewater will be treated and retained within the allotment boundaries.

A Land Capability Assessment is contained in *Appendix E*. Each of the proposed allotments will be connected to all available services.

It is requested that formal drainage plans be a requirement on any planning permit to be granted. There is no existing drainage infrastructure in this locality.

The proposed subdivision can achieve a BAL 29 rating. A Bushfire Management Report is contained in *Appendix F.* 

An extract of the proposed plan of subdivision is contained below and in *Appendix B.* 

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The proposed subdivision requires the creation of access to a Transport Zone 2 being the Great Alpine Road.

Proposed Lots 2,3 and 4 will gain access from the existing bitumen and gravel crossover in the southwestern portion of the western boundary and proposed Lot 1 will gain access from an existing bitumen and gravel crossover in the southern portion of the western boundary as indicated on the proposed plan of subdivision.

The proposed construction standard of the driveways and point of access to the Great Alpine Road will be in accordance with the requirements of the responsible authority.

No vegetation removal is required to facilitate the proposed subdivision.

earthworks are required beyond No construction of the proposed new access points and for the provision of infrastructure and services.

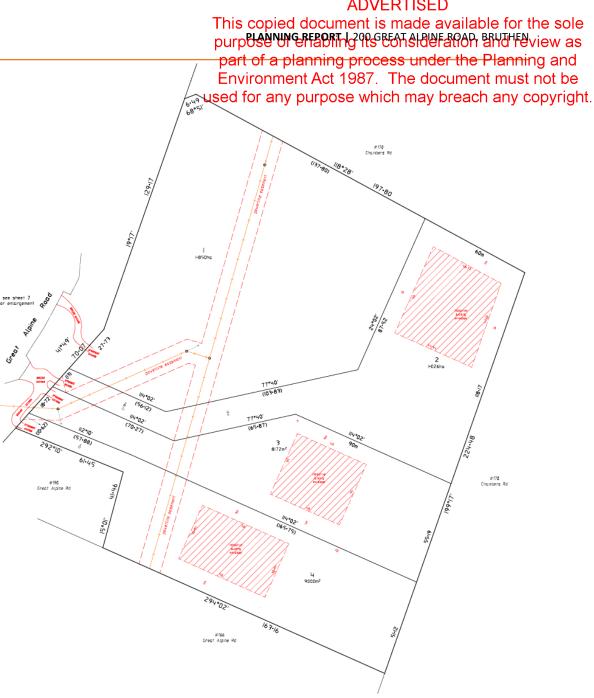


Figure 4 – Proposed Plan of Subdivision – One Plan

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#### **4. ZONES AND OVERLAYS**

#### Low Density Residential Zone -

The purpose of the Low-Density Residential Zone is:

- To implement the Municipal Planning Strategy and the Planning Policy Framework.
- To provide for low-density residential development on lots which, in the absence of reticulated sewerage, can treat and retain all wastewater.

An extract of the Low-Density Residential Zone Map is provided in *Figure 5.* 

Clause 32.03-3 provides a permit is required to subdivide land. Each lot must be 0.4 hectare as there is no reticulated sewerage available. The proposed lots will all be greater than 0.4 hectare.

The relevant decision guidelines of the Low-Density Residential Zone are addressed in Section 6 of this submission.

The relevant provisions of Clause 56.07-1 to 56.07-4 Integrated Water Management are addressed in *Appendix C*.

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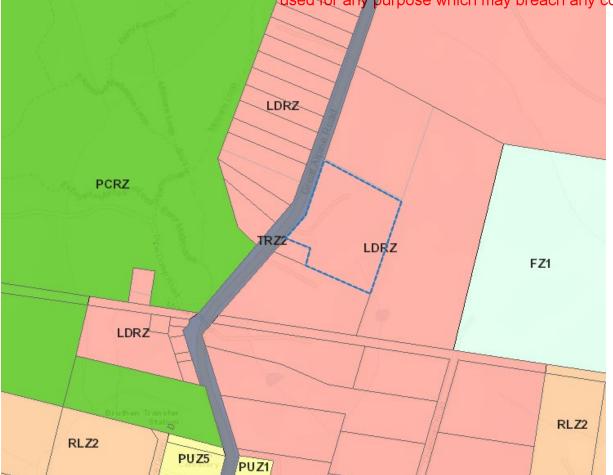


Figure 5 – Zoning Map – (source - mapshare.vic.gov.au)



#### **Bushfire Management Overlay**

The purpose of the Bushfire Management Overlay is:

- To implement the Municipal Planning Strategy and the Planning Policy Framework.
- To ensure that the development of land prioritises the protection of human life and strengthens community resilience to bushfire.
- To identify areas where the bushfire hazard warrants bushfire protection measures to be implemented.
- To ensure development is only permitted where the risk to life and property from bushfire can be reduced to an acceptable level.

An extract of the Bushfire Management Overlay Map is provided in *Figure 6*.

Clause 44.06-2 provides a permit is required to subdivide land.

Clause 44.06-4 provides an application must meet the requirements of Clause 53.02 unless the application meets all of the requirements specified in a schedule to this overlay. A schedule to this overlay must specify substitute approved measures, additional alternative measures and additional or substitute decision guidelines for the purposes of Clause 53.02. There is no schedule applicable to the subject site.

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> Management Overlay and Clause 53.02 and as such the relevant decision guidelines are addressed below in Section 6.

> A Bushfire Management Report is contained in *Appendix F.*

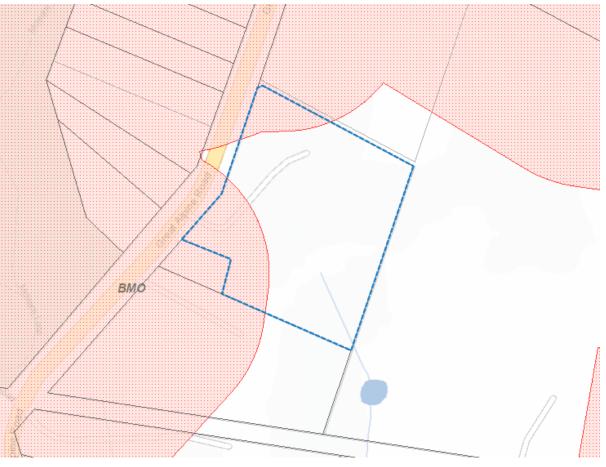


Figure 6 – Bushfire Management Overlay – (source - mapshare.vic.gov.au)



#### **Erosion Management Overlay**

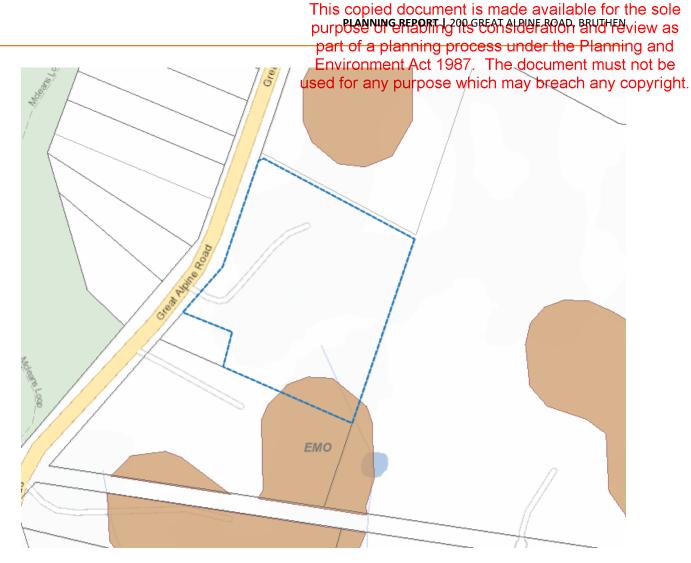
The purpose of the Erosion Management Overlay is:

- To implement the Municipal Planning Strategy and the Planning Policy Framework.
- To protect areas prone to erosion, landslip or other land degradation processes, by minimising land disturbance and inappropriate development

An extract of the Erosion Management Overlay Map is provided in *Figure 7*.

Clause 44.01-5 of the Erosion Management Overlay provides a permit is required to subdivide land, as such the relevant decision guidelines are addressed in Section 6 of this submission.

A Geotechnical Risk Assessment Waiver is contained in *Appendix D*.



*Figure 7 – Erosion Management Overlay – (source - mapshare.vic.gov.au)* 



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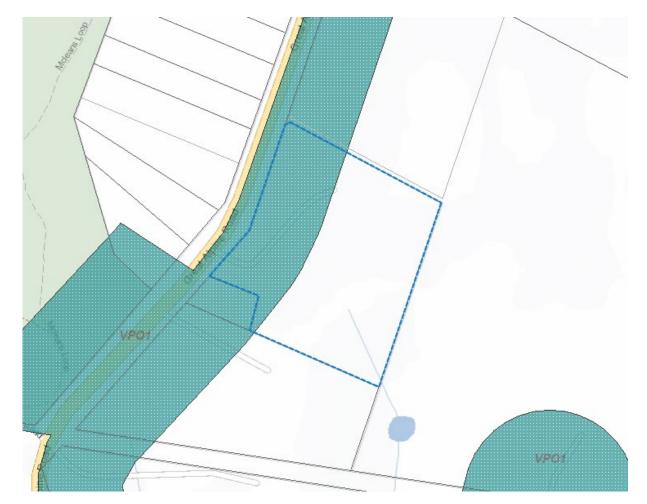


Figure 8 – Vegetation Protection Overlay – Schedule 1 (source - mapshare.vic.gov.au)



#### **Vegetation Protection Overlay – Schedule 1**

The purpose of the Vegetation Protection Overlay is:

- To implement the Municipal Planning Strategy and the Planning Policy Framework.
- To protect areas of significant vegetation.
- To ensure that development minimises loss of vegetation.
- To preserve existing trees and other vegetation.
- To recognise vegetation protection areas as locations of special significance, natural beauty, interest and importance.
- To maintain and enhance habitat and habitat corridors for indigenous fauna.
- To encourage the regeneration of native vegetation.

An extract of the Vegetation Protection Overlay Map is provided in *Figure 8.* 

The proposed subdivision is not seeking to remove, destroy or lop any vegetation. As such a permit is not required under the provisions of the Vegetation Protection Overlay. This is not addressed further.

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## **Aboriginal Cultural Heritage**

Under the provisions of the *Aboriginal Heritage Act 2006* the subject site is not recognised as being within an area of Aboriginal Cultural Heritage Sensitivity, as such a Cultural Heritage Management Plan is not required.



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#### **5. OTHER PLANNING PROVISIONS**

## CLAUSE 52.29 - LAND ADJACENT TO THE PRINCIPAL ROAD NETWORK

The purpose of the provisions at Clause 52.29 are:

"To ensure appropriate access to the Principal Road Network or land planned to form part of the Principal Road Network.

To ensure appropriate subdivision of land adjacent to Principal Road Network or land planned to form part of the Principal Road Network."

A permit is required under Clause 52.29-2 to create or alter access to a road in a Transport Zone 2 and to subdivide land adjacent to a road in a Transport Zone 2.

The application is seeking approval for a Four Lot Subdivision and the creation of access to a Transport Zone 2.

The proposal seeks to upgrade the existing access points to accommodate the additional 3 lots proposed. Proposed Lot 1 will gain access via an existing bitumen and gravel crossover that will be extended to the boundary of the site connecting directly to Great Alpine Road and proposed Lots 2,3 and 4 will gain access via a shared gravel crossover connecting directly to Great Alpine Road. Each of the proposed allotments will have individual access provided.

The new access points will be constructed to the standard as required by the responsible authority. It is anticipated that construction standards will form part of any planning permit to be granted.

Details of the proposed access point are contained within the proposed plan of subdivision in *Appendix B*.

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6. PLANNING ASSESSMENT

This proposal has been assessed against the objectives and standards of applicable clauses of the East Gippsland Planning Scheme and it is considered that the proposed subdivision and creation of access to a Transport Zone is appropriate for the following reasons:

- The proposal meets the objectives of the Municipal Planning Strategy at Clause 02 and the Planning Policy Framework at Clause 10 providing additional vacant parcels of land that can be developed in the future with a residential dwelling that can be respectful of the existing surrounding development and the environment.
- The proposal will contribute to a high standard of environmental sustainability, urban design and amenity by designing a lot layout to meet the constraints of the land reducing any potential negative environmental implications as sought to achieve by the relevant clauses including Clause 02.03 and Clause 11. The site does contain minimal scattered vegetation however no vegetation is required to be removed to facilitate the proposed subdivision.
- Clause 02.03-1 identifies Bruthen as a rural settlement. Bruthen offers an ideal setting for rural-residential style living,

conveniently situated just 25 kilometres northeast of Bairnsdale and 30 kilometres northwest of Lakes Entrance. The proposed subdivision will result in three vacant allotments that can adequately accommodate a residential dwelling in the future. The subject site is currently connected to all available services and the proposed vacant lots being created will be connected to all available services and infrastructure including reticulated water, electricity, telecommunications and a good quality road network. A septic system will provide for effluent treatment and disposal when the vacant lots are developed. The existing septic tank and waste disposal will be wholly contained within the proposed Lot 1. Details of this system can be provided if required.

- Clause 13.04-2S requires consideration of erosion and landslip. The proposed subdivision is within an area identified as potentially being susceptible to erosion. All preventative measures will be undertaken during the construction phase of the proposed subdivision to ensure no erosion hazards occur. There is no evidence of any existing erosion on the subject site or surrounds.
- The proposal meets the objectives of Clause
   16 by providing three additional vacant

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> support land supply and housing for the area. **Clause 16.01-2S** recognises the need to ensure land supply is sufficient to meet demand. The proposed subdivision will create three additional vacant allotments within an existing low density residential area of Bruthen.

- The proposal is consistent with the decision guidelines of the Low Density Residential Zone at Clause 32.08-12 which seeks to accommodate low-density residential development on lots capable of treating and retaining all wastewater in the absence of reticulated sewerage.
- The proposed vacant allotments being created are of a suitable size to treat and retain wastewater whilst maintaining suitable distances from the ephemeral watercourse in the southeastern corner of the site. A Land Capability Assessment is contained in **Appendix E.**
- The proposed subdivision creates three additional vacant allotments that can be developed in the future with a residential dwelling that can be keeping with the rural and low density residential character of the area. Proposed Lot 1 will contain the existing dwelling, outbuilding and associated facilities. Proposed Lot 2 and 3



will be vacant land and proposed Lot 4 will contain the existing hayshed in the southwest corner.

- The proposed subdivision has addressed the relevant standards of Integrated Water Management as set out in Clause 56.07-1 to 56.07-4 and is contained in *Appendix C*.
- Access to proposed Lot 1 will be via an existing bitumen and gravel crossover and new driveway along the western boundary directly from Great Alpine Road. Access to proposed Lots 2, 3 and 4 will be provided via a shared bitumen and gravel crossover in the southern portion of the western boundary directly from Great Alpine Road as indicated on the proposed plan of subdivision. Each allotment will have individual access provided.
- Clauses 02.03-3, 13.01-1S and 44.06 require consideration of bushfire hazards and implications as a result of any proposed subdivision and development. A Bushfire Management Report is provided in *Appendix F* which concludes the indicative building envelopes provided on the proposed Lots 2, 3 and 4 can achieve a BAL 29 rating. Any future dwelling on the vacant lots being created will need to be constructed to the requirements of a BAL 29 rating and each lot will be required to provide defendable space for a distance of

25 metres to the west, 11 metres to the use north and south and 10 metres to the east

or to the property boundaries, install a 10.000 litre water tank dedicated for CFA use and provide access to any dwelling and water supply that is constructed to meet the requirements for emergency service vehicles. All approved bushfire protection measures have been incorporated into the proposal. The proposed Lot 2 will contain a building envelope that is 40.77 metres by 47.01 metres by 44.54 metres by 50 metres, proposed Lot 3 will contain a building envelope that is 40 metres long by 35 metres wide and proposed Lot 4 will contain a building envelope that is 50 metres long by 30.94 metres wide. Each building envelope will have suitable distances to the boundaries to enable creation of appropriate defendable space. Clause **44.06-4** provides the application must meet the requirements of **Clause 53.02**. All of the approved measures set out in Clause 53.02-4 have been incorporated into the proposal and it is concluded the risks can be reduced to an acceptable level.

 The proposal is consistent with the decision guidelines of the Erosion Management Overlay at Clause 44.01 which seeks to protect areas prone to erosion, landslip, other land degradation.

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- No earthworks are required to facilitate the proposed subdivision beyond the provision of services and access.
- Each of the proposed allotments will have access provided, directly from Great Alpine Road and will be constructed to the satisfaction of the responsible authority. The creation of a shared access point to the Great Alpine Road is considered to be a favourable outcome to reduce the number of individual access points to the Great Alpine Road. This ensures suitable visibility and safe entry and exit to the site, in addition to not requiring the removal of any vegetation to facilitate an additional point of access.
- The subject site does contain scattered vegetation however no vegetation is required to be removed to facilitate the proposed subdivision. There is an ephemeral watercourse located in the southeastern corner of the site and will be contained in proposed Lot 4.
- A Geotechnical Risk Assessment waiver is contained in *Appendix D* that concludes the proposed vacant lots being created are suitable for future residential development and are unlikely to contribute or cause additional erosion hazards.



**DSV Ref: 24084** 

provide access to proposed Lot 1 along the western boundary via an existing bitumen and gravel crossover, directly from Great Alpine Road. Proposed Lots 2, 3 and 4 will have access provided via shared crossover that connects directly to Great Alpine Road as indicated on the proposed plan of subdivision. Great Alpine Road is identified as a Transport Zone 2. The proposed additional three allotments are unlikely to have a negative impact on the flow of traffic in the area. No vegetation is required to be removed to create the access for the proposed allotments. It is proposed to utilise the existing bitumen and gravel crossovers to the Great Alpine Road to provide access to all allotments. This submission has addressed the decision guidelines of Clause 65.01 and the proposed subdivision supports orderly planning of the area whilst taking into

consideration the potential effect on the

environment, human health and the

amenity of the area. The proposal does not

require the removal of any native

The proposal has addressed the decision

guidelines at Clause 52.29-6 Land Adjacent

to the Principal Road Network. The proposal

is seeking approval for the creation of

access to a Transport Zone. It is proposed to

ed Lots 2, 3 and 4 willsuitable for the proposed subdivision andd via shared crossoverlikely future development. A Bushfirey to Great Alpine RoadManagement Report is contained inne proposed plan ofAppendix F.pine Road is identified- Standard erosion prevention measures

Standard erosion prevention measures need to be adopted at the time of constructing a dwelling on proposed Lot 4. There are no factors of this proposal that are likely to cause or contribute to land degradation, salinity or reduce water quality.

vegetation and there will be no negative

susceptible to flooding hazards however is

susceptible to erosion and bushfire hazards.

A Geotechnical Risk assessment wavier is contained in *Appendix D* that concludes the

subject site, specifically proposed Lot 4 is

impact on the existing road network.

- The site is not identified as being

- This submission has addressed the decision guidelines of Clause 65.02 and it is concluded the proposed subdivision is suitable in this location and the proposed vacant lots being created can adequately accommodate a residential dwelling in the future that will in turn support the community by providing for additional land supply and housing.
- The subject site is currently connected to all available services and the proposed vacant lots being created will connected to all

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> the services in this location. Proposed Lot 1 will contain the existing dwelling, outbuilding and associated facilities. Proposed Lot 2, 3 and 4 will be vacant land, suitable for future residential development.

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**7. CONCLUSION** 

This submission is in support of a planning permit application for Four Lot Subdivision and the Creation of Access to a Transport Zone at 200 Great Alpine Road, Bruthen.

The relevant provisions of the East Gippsland Planning Scheme have been addressed and it has been ascertained that the proposed subdivision is appropriate in this location. It is requested that the proposal be supported for the following reasons:

- The proposal is consistent with the objectives and strategies outlined in the Municipal Planning Strategy and the Planning Policy Framework.
- The proposal is consistent with the objectives of the Low Density Residential Zone, Bushfire Management Overlay and Erosion Management Overlay.
- The hazards associated with bushfire and erosion can be reduced to an acceptable level.
- The proposed creation of additional access to the Transport Zone is considered appropriate in this location.
- The proposed subdivision will result in three vacant allotments that can be developed with a residential dwelling in the future.

It is requested that a planning permit be granted for this Subdivision.

**Development Solutions Victoria** 

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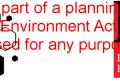
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## Euca Planning Bushfire Specialists



# **Bushfire Planning Report**

Including Bushfire Management Statement

Lot 1 PA44290 200 Great Alpine Road Bruthen 3885 Traditionally the land of Gunaikurnai People November 20<sup>th</sup>, 2024

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Email: info@eucaplanning.com.au

## **Director & Principal Consultant: Deanne Smith**

## Qualifications/Accreditations:

- Masters of Planning (Professional) Deakin University
- Postgraduate Diploma in Bushfire Planning and Management The University of Melbourne

## (2017)

- Graduate Diploma of Applied Science (Agricultural Studies) Charles Sturt University
  - Graduate Certificate in Public Sector Management Flinders University
    - Bachelor of Science University of Melbourne (1996)

## Memberships

- Member of Planning Institute of Australia (MPIA)
- Corporate Bronze Member of Fire Protection Association of Australia

## Acknowledgement of Country

Euca Planning would like to acknowledge the Gurnaikurnai people as the Traditional owners of the unceded land that we conduct our business on. We pay our Respects to their Elders past, present, and future.

## Disclaimer

This report has been made with careful consideration and with the best information available to Euca Planning Pty Ltd at the time of writing. Before relying on information in this report, users should evaluate the accuracy, completeness and relevance of the information provided for their purposes. Euca Planning Pty Ltd do not guarantee that it is without flaw or omission of any kind and therefore disclaim all liability for any error, loss or other consequence that may arise from you relying on any information in this report.

Requirements detailed in this document do not guarantee survival of the buildings or the occupants. The client is strongly encouraged to develop and practice a bushfire survival plan.

Information and assistance including a template for a Bushfire Survival Plan is provided as part of the 'Fire Ready Kit' available through the CFA website at <u>www.cfa.vic.gov.au</u> or through your local CFA Regional office.

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## Version Control

	Name	Date Completed	Comments
Field Assessment	<b>Courtney Campbell</b>	1 September 2024	
Mapping	Kelly Hedley	17 November 2024	
Initiate	Kelly Hedley	17 November 2024	
Final	Deanne Smith	20 November 2024	

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Executive Summary

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This report has been prepared to accompany a planning permit application for a four-foch any copyright. subdivision at 200 Great Alpine Road Bruthen. The site is within the Bushfire Management Overlay (BMO) and is required to demonstrate that the development has regard for the surrounding bushfire hazards.

This report presents a comprehensive assessment of the hazards and suggests mitigation measures to improve the protection of life and property for the proposed four-lot subdivision at 200 Great Alpine Road Bruthen. The site is within the Low Density Residential Zone (LDRZ) and is a subdivision so requires a Pathway 2 application to meet the objectives and approval measures of Clause 53.02 of the East Gippsland Planning Scheme. As such a Pathway 2 style response has been adopted for this report.

This report includes the following components:

- An Assessment against Clause13.02-1S of the East Gippsland Planning Scheme.
- A **Bushfire Hazard Landscape Assessment** that considers the landscape risk and whether the Clause 53.02 modelled fire assumptions are adequate.
- A **Bushfire Hazard Site Assessment** considering localised hazards, defendable space and the bushfire attack level.
- A **Bushfire Management Statement** that outlines the design response to the relevant approval measures in Clause 53.02 from the East Gippsland Planning Scheme.
- A **Bushfire Management Plan** that spatially presents the bushfire mitigation measures.

The development site is in Bruthen, a small rural town. The site is located near other established dwellings and is currently developed with a dwelling and outbuildings. The land is accessed by a public road, Great Alpine Road. The proposed development has forest, grassland and low threat vegetation within the 150-metre assessment area.

The Bushfire Management Statement demonstrates that the defendable space objectives can be met for Column C of Table 2 to Clause 53.02-5 with on-site defendable space. Access will be provided for all new lots. Water supply is not required to be provided to all new lots until such time as a new dwelling is built.

Due to the bark hazard of the forest, the proposed development is expected to be affected by moderate ember attack and radiant heat in the event of a bushfire. Column C separation (BAL29) is deemed appropriate considering the lot arrangement in this area of the township.

The site is able to meet the approval measures within Clause 53.02 for Column C separation, a BAL of 29, based on an FFDI of 100 and a flame temperature of 1090K.

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## 1.0 Introduction

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This Bushfire Management Statement (BMS) has been for part of the part of the applicants for any copyright. respond to the requirements of Clause 44.06 Bushfire Management Overlay (BMO) (known from this point on as Clause 44.06), and in accordance with the application requirements of Clause 53.02– Bushfire Planning (known from this point on as Clause 53.02).

The statement contains five components:

- 1 An assessment against Clause13.02-1S of the East Gippsland Planning Scheme.
- 2 A **bushfire hazard landscape assessment** including a plan that describes the bushfire hazard of the general locality more than 150 metres from the site.
- 3 A **bushfire hazard site assessment** including a plan that describes the bushfire hazard within 150 metres of the proposed development. The description of the hazard has been prepared in accordance with Section 2.2.3 to 2.2.5 of AS3959:2018 Construction of buildings in bushfire prone areas (Standards Australia) and is supported by photographs to assist in describing the bushfire hazard.
- 4 A **bushfire management statement** describing how the proposed development responds to the requirements of Clause 44.06 and 53.02.
- 5 A **bushfire management plan** that spatially presents the bushfire mitigation measures.

## 1.1 Application Details

Municipality	East Gippsland Shire Council
Title Description	Lot 1 PS442900
Overlays	Bushfire Management Overlay (BMO)
	Erosion Management Overlay (EMO)
	Vegetation Protection Overlay – Schedule 1 (VPO1)
Zoning	Low Density Residential Zone (LDRZ)

## 1.2 Site Description

Site shape	Irregular
Site area	The property has a road frontage to Great Alpine Road of approximately 200 metres, and a property depth of approximately 205 metres
Site Dimensions	Approximately 45,932 m2 (total)
Existing use and siting of	Existing single storey dwelling and shed, and power pole
buildings and works on and near	easements.
the land	
Existing vehicle arrangements	From Great Alpine Road
Nearest fire hydrant	Not applicable
Private bushfire shelter	Not proposed
Any other site features relevant	Scattered vegetation, landscape fire risk to the north and
to bushfire risk	west, Bruthen township to the immediate south

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## 1.3 Site Location

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Figure One – Property Location – identified with the blue dashes central to the map (VicPlan, 2024)



Figure Two – Property Location – 200 Great Alpine Road Bruthen (Google Earth)

## 2.0 Bushfire Hazard Landscape Assessment

## 2.1 Planning Policy Framework

Clause 71.02-3 (integrated decision making) of the Planning Scheme has been recently amended and provides that:

Planning authorities and responsible authorities should endeavour to integrate the range of policies relevant to the issues to be determined and balance conflicting objectives in favour of net

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community benefit and sustainable development for the teore fit of american productive under the Planning and generations. However in bushfire affected areas, plar mingi continue tites and reas and must not be must prioritise the protection of human life over all and reas play populations in the protection of human life over all and reas play populations in the protection of human life over all and reas play populations in the protection of human life over all and reas play populations in the protection of human life over all and reas play populations in the protection of human life over all and the protection

Clause 13.02-1S (Bushfire) of the Planning Scheme applies to all decision making and seeks to:

To strengthen the resilience of settlements and communities to bushfire through **risk-based planning** that prioritises the protection of human life. [Emphasis added]

Clause 13.02-1S includes a number of strategies to achieve that objective. Broadly these strategies include:

- prioritising the protection of human life;
- requiring a robust assessment of the bushfire hazard and risk assessment before any strategic or statutory decision is made; and
- directing population growth and new settlements to low risk locations.

Importantly in relation to the protection of human life, clause 13.02-1S includes the following requirements:

Give priority to the protection of human life by:

- Prioritising the protection of human life over all other policy considerations.
- Directing population growth and development to low risk locations and ensuring the availability of, and safe access to, areas where human life can be better protected from the effects of bushfire.
- Reducing the vulnerability of communities to bushfire through the consideration of bushfire risk in decision-making at all stages of the planning process.

In relation to Bushfire hazard identification and assessment, clause 13.02-1S includes the following relevant requirements:

Identify bushfire hazard and undertake appropriate risk assessment by:

- Applying the best available science to identify vegetation, topographic and climatic conditions that create a bushfire hazard.
- Considering the best available information about bushfire hazard including the map of designated bushfire prone areas prepared under the Building Act 1993 or regulations made under that Act.
- Considering and assessing the bushfire hazard on the basis of:
  - Landscape conditions meaning conditions in the landscape within 20 kilometres (and potentially up to 75 kilometres) of a site;
  - Local conditions meaning conditions in the area within approximately 1 kilometre of a site;
  - Neighbourhood conditions meaning conditions in the area within 400 metres of a site; and
  - The site for the development.

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- Consulting with emergency management ageneits and therefore the planning and early in the process to receive their recomme Eductions and in the process to receive their recomme Eductions and in the process to receive their recomme Eductions and in the process to receive their recomme Eductions and the process to receive the process to receive the process to receive the process to provide the process to receive the process to provide the provide the provide the process to provide the provid
- Ensuring that strategic planning documents, planning scheme amendments, planning permit applications and development plan approvals properly assess bushfire risk and include appropriate bushfire protection measures.
- Not approving development where a landowner or proponent has not satisfactorily demonstrated that the relevant policies have been addressed, performance measures satisfied or bushfire protection measures can be adequately implemented.

Importantly in relation to settlement planning, clause 13.02-1S includes the following requirements:

Plan to strengthen the resilience of settlements and communities and prioritise protection of human life by:

- Directing population growth and development to low risk locations, being those locations assessed as having a radiant heat flux of less than 12.5 kilowatts/square metres under AS3959-2018 Construction of Buildings in Bushfire-prone Areas (Standards Australia, 2018).
- Ensuring the availability of, and safe access to, areas assessed as a BAL-LOW rating under AS3959-2018 Construction of Buildings in Bushfire-prone Areas (Standards Australia, 2018) where human life can be better protected from the effects of bushfire.
- Ensuring the bushfire risk to existing and future residents, property and community infrastructure will not increase as a result of future land use and development.
- Achieving no net increase in risk to existing and future residents, property and community infrastructure, through the implementation of bushfire protection measures and where possible reduce bushfire risk overall.
- Assessing and addressing the bushfire hazard posed to the settlement and the likely bushfire behaviour it will produce at a landscape, settlement, local, neighborhood and site scale, including the potential for neighborhood-scale destruction.
- Assessing alternative low risk locations for settlement growth on a regional, municipal, settlement, local and neighborhood basis.
- Not approving any strategic planning document, local planning policy, or planning scheme amendment that will result in the introduction or intensification of development in an area that has, or will on completion have, more than a BAL-12.5 rating under AS3959-2018.

In relation to use and development control in a Bushfire Prone area, clause 13.02-1S includes the following relevant requirements:

Use and development control in a Bushfire Prone Area In a bushfire prone area

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....Accommodation

When assessing a planning permit application for the above uses and development:

- Consider the risk of bushfire to people, property and community infrastructure.
- *Require the implementation of appropriate bushfire protection measures to address the identified bushfire risk.*
- Ensure new development can implement bushfire protection measures without unacceptable biodiversity impacts.

The use and development control does not specifically apply to this proposal as the subdivision is only 4 lots, and no dwelling is proposed. However, the ultimate intent of the new lot will be to develop a dwelling and this report demonstrates that the lot meets Clause 13.02-1S including the long-term intent of the use and development control without jeopardization of the safety of the existing dwelling.

When these strategies are read together it is clear that any future development would be required to provide a considered assessment of the bushfire risk. As such, the development must ensure it responds to bushfire risk. The purpose of this report is to undertake such an assessment for the site including an assessment of the likely fire behaviour and the risk to future residents. It is acknowledged that this site is subject to the Bushfire Management Overlay and Parts 3 to 5 of this report specifically address the application requirements of Clause 44.06 and 53.02 of the East Gippsland Planning Scheme.

In the context of strategic planning decisions, these strategies need to be read as on balance and consider the *'net increase in risk to existing and future residents'*. As it relates to the objectives at Clause 13.02-1S of the Planning Scheme, it is necessary to ensure that the protection of human life is prioritised when decisions are made. However the strategies listed at Clause 13.02-1S in the Planning Scheme are not 'mandatory requirements' and it is not necessary to 'tick every box'. It is more important to ensure that decisions are consistent with the State policy objectives and build resilient communities.

#### 2.2 Planning Policy Framework Assessment

#### 2.2.1 Objective

Clause 13.02-1S seeks to 'strengthen the resilience of settlements and communities to bushfire through risk-based planning that prioritises the protection of human life'.

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#### 2.2.2 Application

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The policy must be applied to all planning and decision making updatable and y breach any copyright. Environment Act 1987 relating to land which is within a designated bushfire prone area; or subject to a Bushfire Management Overlay.

#### Bushfire Prone Area and Bushfire Management Overlay

The planning proposal area is included in the Bushfire Prone Area (BPA). As described in Planning Advisory Note 46 (2013), the BPA is a building regulation tool that identifies where moderate bushfire hazard can be expected. It applies to areas subject to the BMO, and to areas that experience a lower head fire intensity modelled to be between 4,000kW/m and 30,000kW/m. This level of hazard informs areas declared as bushfire prone in the building system. Areas at the upper end of the bushfire intensity range (that is 28,000kW/m and above and referred to as BHL1b) are considered, where appropriate, for applying the BMO based on the advice of the relevant fire authority. The north-west and south-west portion of the land is contained in the BMO and the entire planning proposal site is subject to the BPA. The greater area in Bruthen is also in the BPA and part BMO reflecting the moderate to high bushfire hazard that can be expected from the vegetation connecting to and distributed through the area.

In December 2017, Clause 13.02-1S of the East Gippsland Planning Scheme was amended to specifically refer to Bushfire Prone Areas and to strengthen the consideration of bushfire risk in all planning decisions. As the site is fully contained within the Bushfire Prone Area, the minimum level of construction for all dwellings is BAL 12.5, and this bushfire risk must be considered.

#### 2.2.3 Strategies

<i>Give priority to the protection of human life by:</i>	Response
Prioritising the protection of human life over all other policy considerations	<ul> <li>This proposal provides for a four-lot subdivision with each lot able to accommodate a dwelling that responds to the risk of bushfire through siting and construction.</li> <li>The proposal can be undertaken in a manner that will improve the safety of the existing residents in the established lots with the establishment of defendable space across the land.</li> </ul>
Directing population growth and development to low risk locations and ensuring the availability of, and safe access to, areas where human life can be better protected from the effects of bushfire.	<ul> <li>The lot has existed for many years and is part of a rural living area with many lots containing established dwellings and outbuildings.</li> <li>Existing dwellings and outbuildings exist adjacent to this development and the existing dwelling is sited in an area of the site that is substantially cleared.</li> <li>The overall design can respond to the forest and grassland in the assessment</li> </ul>

#### Protection of human life

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	<ul> <li>parter a planning process under the Planning and</li> <li>En The existing Acid 1000 or Tracilitates safent must not be</li> <li>used for sarty wards oset which which which which when ship breach any copyright.</li> <li>Access and egress are facilitated from Great Alpine Road.</li> </ul>
Reducing the vulnerability of communities to bushfire through the consideration of bushfire risk in decision-making at all stages of the planning process.	<ul> <li>An application to develop land needs to articulate how the design responds to the identified bushfire risk.</li> <li>The four-lot subdivision has considered fire brigade access to all proposed lots via Great Alpine Road.</li> <li>The four-lot subdivision provides a building envelope on the new lots that considers the bushfire hazard.</li> <li>The vegetation is expected to yield less than 29kW/m<sup>2</sup> of radiant heat.</li> </ul>

#### Bushfire hazard identification and assessment

<b></b>	
Identify bushfire hazard and undertake	Response
appropriate risk assessment by:	
Applying the best available science to identify vegetation, topographic and climatic conditions that create a bushfire hazard.	<ul> <li>The East Gippsland Planning Scheme relies on the planning proposal to respond to bushfire based on current assessment methods.</li> <li>Clauses 13.02-1S, 44.06 and 53.02 are to be considered for proposal.</li> <li>Clause 71.02-3 Integrated Decision Making strengthens the importance of bushfire planning as an appropriate tool to reconcile potential conflicts in design and vision.</li> <li>The assessment method aligns with AS3959 and is provided in this report (see Section 4).</li> </ul>
Considering the best available information about bushfire hazard including the map of designated bushfire prone areas prepared under the Building Act 1993 or regulations made under that Act.	<ul> <li>Consistent with the revised Clause 13.02- 1S, the planning proposal responds to the Bushfire Prone Area and the Bushfire Management Overlay.</li> <li>This report demonstrates that sufficient setbacks from the vegetation can be achieved to meet Column C of Table 2 of Clause 53.02 in all directions. This is an appropriate benchmark for this development given the proximity to town, and forest and grassland in the assessment area.</li> </ul>
Applying the Bushfire Management Overlay in planning schemes to areas where the extent of vegetation can create an extreme bushfire hazard	<ul> <li>The BMO does apply to the north-west and south-west portions of this land recognising that the land is in an area of high bushfire hazard. The BMO is</li> </ul>

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Considering and assessing the bushfire hazard	used foritaing four dotse bolivision may be BACh any copyright
on the basis of:	four scales of consideration are applied -
<ul> <li>Landscape conditions - meaning the conditions in the landscape within 20 kilometres and potentially up to 75 kilometres from a site;</li> <li>Local conditions - meaning conditions in the area within approximately 1 kilometre from a site;</li> <li>Neighbourhood conditions - meaning conditions in the area within 400 metres of a site; and,</li> <li>The site for the development</li> <li>Consulting with emergency management agencies and the relevant fire authority early in the in the interest of a site;</li> </ul>	<ul> <li>Landscape conditions and local site conditions within Section 3.0 of this report.</li> <li>Neighbourhood and local conditions are considered in Figure 3(a) and Figure 3(b).</li> <li>The site conditions are considered through the Bushfire Hazard Site Assessment within Section 4.0 of this report.</li> <li>It is expected that this development would be referred to CFA for</li> </ul>
early in the process to receive their	consideration as it is in the Bushfire
recommendations and implement appropriate	Management Overlay.
bushfire protection measures.	
Ensuring that strategic planning documents, planning scheme amendments, planning permit applications and development plan approvals properly assess bushfire risk and include appropriate bushfire protection measures	<ul> <li>The content of this report provides a solid foundation for the design and subsequent approval of the planning proposal, with regard to bushfire risk.</li> <li>Assessing the site-based bushfire risk and including appropriate bushfire protection measures (e.g. managed land, BALs, separation from the hazard) enables the achievement of the direction of the Planning Scheme.</li> </ul>
Not approving development where a	- This element of the revised Clause 13.02-
landowner or proponent has not satisfactorily demonstrated that the relevant policies have been addressed, performance measures satisfied or bushfire protection measures can be adequately implemented.	<ul> <li>1S is the most important element and empowers the Responsible Authority to not approve a permit application until it is satisfied with the bushfire protection measures being implemented.</li> <li>This report demonstrates that the risk of bushfire should not be a reason for refusal.</li> </ul>

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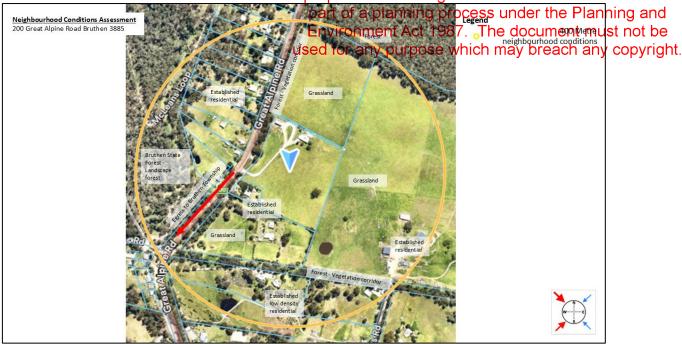


Figure Three (a) – Neighbourhood conditions within 400m (above)

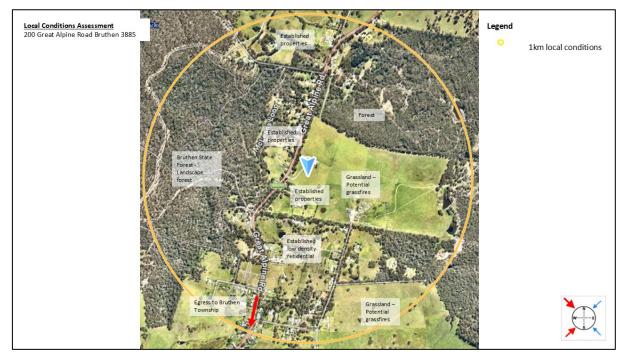


Figure Three (b) – Local conditions within 1km (above)

#### Settlement Planning

Plan to strengthen the resilience of settlements and communities and prioritise protection of human life by:	Response
Directing population growth and development	<ul> <li>Recognising the land is an established lot</li></ul>
to low risk locations, being those locations	in an area that is at high risk from
assessed as having a radiant heat flux of less	bushfire, development of land by

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than 12.5 kilowatts/square metres under	pastubeliaisidarshindel produces card whether Planning and
AS3959-2018 Construction of Buildings in	Environments of the BIOD are Table evedument must not be
Bushfire-prone Areas (Standards Australia,	used This expeription any copyright.
2018).	achieved including the provision of the
	greatest separation from the hazard and
	an increased level of construction.
	<ul> <li>The four-lot subdivision has sitings that</li> </ul>
	have been assessed as having a radiant
	heat flux of less than 29kW/m2 under
	AS3959.
Ensuring the availability of, and safe access to,	- The nature of the settlement of Bruthen
areas assessed as a BAL-LOW rating under	provides ready access with a 4-minute
AS3959-2018 Construction of Buildings in	drive to areas of the greater Bruthen
Bushfire-prone Areas (Standards Australia,	township that provide shelter, and
2018) where human life can be better	further afield to Bairnsdale that
protected from the effects of bushfire	constitute BAL-LOW.
Ensuring the bushfire risk to existing and	- The establishment and maintenance of
future residents, property and community	defendable space will accompany the
infrastructure will not increase as a result of	build of any dwelling on the four-lot
future land use and development.	subdivision.
Achieving no net increase in risk to existing	- Any new dwelling will implement the
and future residents, property and community	current regulations pertaining to bushfire
infrastructure, through the implementation of	construction. A Section 173 Agreement
bushfire protection measures and where	will ensure this occurs on Lots 2, 3 and 4.
possible reduce bushfire risk overall.	
Assessing and addressing the bushfire hazard	- In light of the recent changes to Clause
posed to the settlement and the likely	13.02 and the addition of this assessment
bushfire behaviour it will produce at a	requirement, an assessment is provided
landscape, settlement, local, neighbourhood	in Section 3.0 and 4.0 of this report.
and site scale, including the potential for	<ul> <li>As it is an existing dwelling and a four-lot</li> </ul>
neighbourhood-scale destruction	subdivision in the BMO, four scales of
	consideration are applied and contained
	in this report.
	- The site conditions are best considered
	through the Bushfire Hazard Site
	Assessment methodology.
Assessing alternative low risk locations for	- The proposal is an existing lot in an
settlement growth on a regional, municipal,	established rural living area adjacent the
settlement, local and neighbourhood basis.	main town.
	<ul> <li>This proposal increases the resilience by</li> </ul>
	providing retaining one existing development and three new
	developments that are all likely to being
	developed with new resilient dwellings, and provides for a more managed area of
Not approving any strategic slopping	land on the northern side of the town.
Not approving any strategic planning	- The proposal is a statutory planning
document, local planning policy, or planning	application only.
scheme amendment that will result in the	
introduction or intensification of development	
in an area that has, or will on completion	

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have, more than a BAL-12.5 rating under	part of a planning process under the Planning and
AS3959-2018.	Environment Act 1987. The document must not be
	used for any purpose which may breach any copyright.

#### Areas of high biodiversity conservation value

Ensure settlement growth and development approvals can implement bushfire protection measures without unacceptable biodiversity impacts by discouraging settlement growth and development in bushfire affected areas that are of high biodiversity conservation value.

#### Assessment of the development

- No vegetation requires removal for bushfire.

#### Use and development control in a Bushfire Prone Area

In a bushfire prone area designated in accordance with regulations made under the Building Act 1993, bushfire risk should be considered when assessing planning applications for accommodation, and for subdivisions of 10 or more lots. Neither of these apply to this situation. This report does provide evidence that the proposal achieves no net increase in bushfire risk.

#### 2.2.4 Policy Guidelines

Planning must consider as relevant:	Response
Any relevant approved State, regional and	Fire prevention measures of the East
municipal fire prevention plan.	Gippsland Shire Municipal Fire Prevention
	Plan ensure the roadside of the Great Alpine
	Road and the neighbourhood are managed.
AS3959-2018 Construction of Buildings in	This is relevant through the derivation of
Bushfire-prone Areas (Standards	Bushfire Attack Levels and is considered when
Australia, 2018).	referring to the BAL.
Building in bushfire-prone areas - CSIRO &	This is the handbook to AS3959 and does not
Standards Australia (SAA HB36-	need to be considered directly by the
1993, May 1993).	planning proposal.
Any Bushfire Prone Area map prepared under	The updated Bushfire Prone Area map has
the Building Act 1993 or	been considered in this report.
regulations made under that Act.	

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purpose of enabling its consideration and review as 3.0 Bushfire Hazard Landscape Assess patt of a planning process under the Planning and Environment Act 1987. The document must not be

The Bushfire Hazard Landscape Assessment includes a plan that describes the Bushfire hazard of the any copyright. general locality surrounding the site (Figure Four).



Figure Four - Bushfire Hazard Landscape Assessment - Overall subdivision level

The landscape risk of a site is an important consideration when mitigating bushfire hazards. The landscape risk is the combination of several elements in the surrounding landscape. These relate to the vegetation extent, the area available to a landscape bushfire, the orientation of the ridgelines and the steepness of the terrain, the accessibility to low threat areas and the quality of the road networks surrounding the site.

The site is considered **'Landscape Type 3'** as defined by DELWP guidance:

- The type and extent of vegetation located more than 150 metres from the site may result in neighbourhood-scale destruction as it interacts with the bushfire hazard on and close to a site.
- Bushfire can approach from more than one aspect.
- The site is located in an area that is not managed in a minimum fuel condition.
- Access to an appropriate place that provides shelter from bushfire is not certain.

The site will experience landscape fire scenarios that are not all within the assumptions of the Bushfire Management Overlay.

#### 3.1 Regional Bushfire Planning Assessment

The Regional Bushfire Planning Assessment (RBPA) for the Gippsland Region (2012) provides a highlevel analysis of locations where the bushfire hazard may impact on planning objectives. The RBPA provides information where a range of land use planning matters intersect with a bushfire hazard to

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influence the level of risk to life and property from buspare of bispherminitiop is cerearized the performing and as part of strategic land use and settlement planning a Etheregional traditional traditional tradement must not be

used for any purpose which may breach any copyright. "The RBPA is not a statutory planning provision and does not directly translate into planning schemes. However, it complements planning scheme provisions such as the Bushfire Management Overlay (BMO) by providing spatial and qualitative information from a variety of sources which together can inform considerations about where bushfire should be assessed early in the strategic planning process." RBPA – Gippsland Region (2012)

After review of the RBPA, it is noted that the proposal falls in an area identified as:

<u>**19-024 Bruthen and Wiseleigh**</u> - Township boundary of Wiseleigh and Bruthen interfacing with bushfire hazard.

#### 19-025 Bruthen -

- Cluster of lots with varying sizes but generally consisting of semi-rural subdivisions with lots in excess of four hectares.
- Rural-residential lots in and around the townships of Wiseleigh and Bruthen, interfacing with state park to the north.

#### 3.2 Vegetation Extent in the Broader Landscape

The vegetation in the broader landscape is forest with grassland along the settled valleys and the foothills further south. The grassland occurs as grazing land. An indication of the Ecological Vegetation Classes in the landscape is provided below (site central to image).

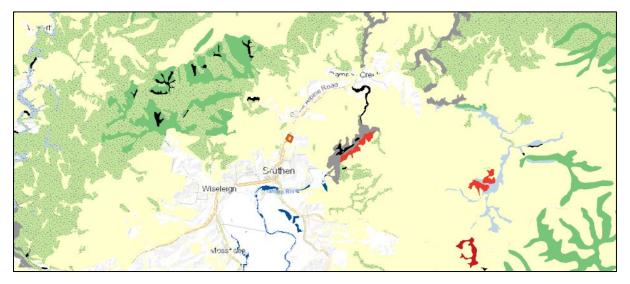


Figure Five – NatureKit Map of surrounds with subject site central to the image showing, Lowland Forests (orange), Dry Forests (green with dots), Riverine Escarpment Scrub (grey), Rainforests (black), Heathy Woodlands (red), Wetlands (blue) and Riparian Scrub (blue) (NatureKit, 2024)

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#### 3.3 Topography

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The topography of the surrounding landscape is typigeled to a solution of the surrounding landscape is typigeled to a solution of the surrounding landscape is typigeled to a solution of land sloping towards the north-east and westerly direction, continuing into forest at higher elevation.



Figure Six – Topography of area around the site (VicPlan, 2024)

#### 3.4 Surrounding Road Network

The planning proposal site has frontage to Great Alphine Road. This access is a main road and provides direct egress to Bruthen Township.

#### 3.5 Bushfire History of the Area

There is a long history of bushfire in the area with campaign fires and planning burning frequently occurring in the public forest. Fire history is not indicated as occurring on the specific land: however, it is expected that the land would have come under ember attack in previous major events.

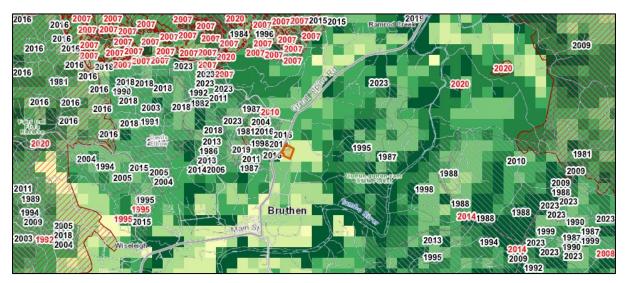


Figure Seven – Fire History Map of Planning burns 1970-present (black) and bushfires 1970-present (red and hatched) (NatureKit, 2024)

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#### 3.6 Bushfire Scenarios

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The site is at an increased risk from bushfire due to **Bushlefostate**, **Fpusptestherwish and jobstate** have copyright. the broader landscape. Consideration of the potential bushfire behaviour local to the site has been undertaken in refining the options and to inform the building envelope location, siting, extent of vegetation management and building construction level.

#### Scenario 1 – Bushfire from the north and north-east

A fire approaching from the north under hot winds has the potential for a 17km+ fire run and fire approaching from the north-east has potential for a 21km+ fire run through public forest. This fire would impact the area and threaten Bruthen township and potential convention column collapse. A fire from this direction can bring embers to the site and ignite localised fuels providing radiant heat. This fire is a landscape fire, and may block the egress from the site beyond Bruthen. Early evacuation is recommended with shelter further afield than Bruthen.

#### Scenario 2 – Bushfire from the south-east

A fire approaching from the south-east has the potential for a 20km+ fire run through public forest. Cooler winds would be expected, and a fire run from this direction would be unusual and interrupted by Tambo River. A fire from this direction can bring embers to the site and ignite localised fuels providing radiant heat. This fire is unlikely to be landscape fire.

#### Scenario 3 – Bushfire from the west

A fire approaching from the west has the potential for a 50km+ fire run through public forest under hot winds with propagation from rugged terrain. The fire would impact the area and threaten Bruthen township. A fire from this direction can bring embers to the site and ignite localised fuels provided radiant heat. The fire is a landscape fire, and may block egress from the site. Early evacutation is recommended with shelter further afield than Bruthen.

#### 3.7 Neighbourhood Safer Place – Place of Last Resort

There is a designated Neighbourhood Safer Place – Place of Last Resort at Swan Reach Oval Duffy Street (opposite Swan Street), Swan Reach 3903 that is within 15 kilometres of the development site; however, Bairnsdale to the south-west constitutes BAL-LOW.

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### 4.0 Bushfire Hazard Site Assessment purpose of enabling its consideration and review as part of a planning process under the Planning and Environment Act 1987. The document must not be

The Bushfire Hazard Site Assessment includes a plantflat describes the Bushfire Hazard within 136h any copyright. metres of the proposed development. The description of the hazard is prepared in accordance with AS3959:2018 Construction of buildings in bushfire prone areas (Standards Australia) excluding paragraph (a) of section 2.2.3.2 (Vegetation exclusions). Refer to Figure Eight and distances are detailed in Table 1 and Table 2.



Figure Eight - Bushfire Hazard Site Assessment

#### 4.1 Vegetation

The vegetation within the 150 metre assessment area was classified according to AS 3959, Practice Note 65 (DTPLI 2014) and the Overall Fuel Hazard Assessment Guide (DSE, 2010).

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The Bushfire Hazard Site Assessment has been conducted to device the ing the base of the Planning and identification and assessment' strategy outlined in Clater viscon and assessment' strategy outlined in Clater viscon and assessment' strategy outlined in Clater viscon and assessment's the application meets the object vector of the strategy of the

The Standard AS 3959 approach uses a generalised description of vegetation based on the AUSLIG Australian Natural Resources Atlas" No.7 Native Vegetation classification system. According to this method, vegetation can be classified into seven categories. Each category indicates a particular type of fire behaviour and these categories or classifications are then used to determine bushfire intensity. Information gained from the Ecological Vegetation Classes (Figure Five) reinforces the vegetation classification chosen, and provides an indication of connectivity within the greater landscape.

The forms of classifiable vegetation identified on this site are described below.

#### **Vegetation Classification: Forest**

#### AS3959:2018 Definition:

*Open forest* – *Trees 10-30 m high; 30-70% foliage cover (may include understorey of sclerophyllous low trees and tall scrubs or grass). Typically dominated by eucalypts.* 

#### Site Description:

The proposed lot has forest to the north-west located on the road reserve of Great Alpine Road and assessed as upslope and connecting to forest in the north. There is forest in the south-west in the road reserve of Great Alpine Road and connecting to public forest, encroaching to approximately 12 metres at the nearest point to the site. Initially it is upslope before traversing to 6 degrees downslope in the broader landscape. An un-named road reserve approximately 106 metres to the south is assessed as 8 degrees downslope, and presenting as forest.



Image – The north-western forest connection in the road reserve.

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Image – Photo taken looking south-west at forest of un-named road reserve

#### **Vegetation Classification: Grassland**

#### AS3959:2018 Definition:

Sown pasture – All forms, including situations with shrubs and trees, if the overstorey foliage cover is less than 10%.

#### Site Description:

The proposed lot has grassland in the 150m assessment area to the north-east, south-east and south-west, as well as across the site. Beyond the site, in the north-east the grassland is 6 degrees downslope, south-east is 4 degrees downslope, and south-west is 8 degrees downslope. The grassland is all used as grazing paddocks.

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Image – Typical Grassland, photo taken looking south-east with the 4 degrees downslope



Image – Typical Grassland, photo taken looking south-west with the 8 degrees downslope

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Vegetation Classification: Excludable and Low threat vegetation planning process under the Planning and

#### AS3959:2018 Definition:

Environment Act 1987. The document must not be used for any purpose which may breach any copyright.

2.2.3.2 Exclusions – Low threat vegetation and non-vegetated areas

The following vegetation shall be excluded from a BAL assessment:

- a. Vegetation of any type that is more than 100 m from the site
- b. Single areas of vegetation less than 1 ha in area and not within 100 m of other areas of vegetation being classified vegetation.
- c. Multiple areas of vegetation less than 0.25 ha in area and not within 20 m of the site, or each other or of other areas of vegetation being classified vegetation.
- d. Strips of vegetation less than 20 m in width (measured perpendicular to the elevation exposed to the strip of vegetation) regardless of length and not within 20 m of the site or each other, or other areas of vegetation being classified vegetation.
- e. Non-vegetated areas, that is, areas permanently cleared of vegetation, including waterways, exposed beaches, roads, footpaths, buildings and rocky outcrops.
- f. Vegetation regarded as low threat due to factors such as flammability, moisture content or fuel load. This includes grassland managed in a minimal fuel condition, mangroves and other saline wetlands, maintained lawns, gold courses (such as playing areas and fairways), maintained public reserves and parklands, sporting fields, vineyards, orchards, banana plantations, market gardens (and other non-curing crops), cultivated gardens, commercial nurseries, nature strips and windbreaks.

#### NOTES:

- 1. Minimal fuel condition means there is insufficient fuel available to significantly increase the severity of the bushfire attack (recognizable as short-cropped grass for example, to a nominal height of 100 mm).
- 2. A windbreak is considered a single row of trees used as a screen or to reduce the effect of wind on the leeward side of the trees.

#### **Site Description**

The proposed lot has excludable vegetation associated to Great Alpine Road (pavement area and wider driveway intersections) and low threat vegetation to the north-west and south-west associated with rural living lots that are intensely managed around the dwellings. Great Alpine Road is sealed and considered non-vegetated (Clause 2.2.3.2(e)). The majority of the rural living lots are managed near the dwellings with typical garden and grass underplanting.

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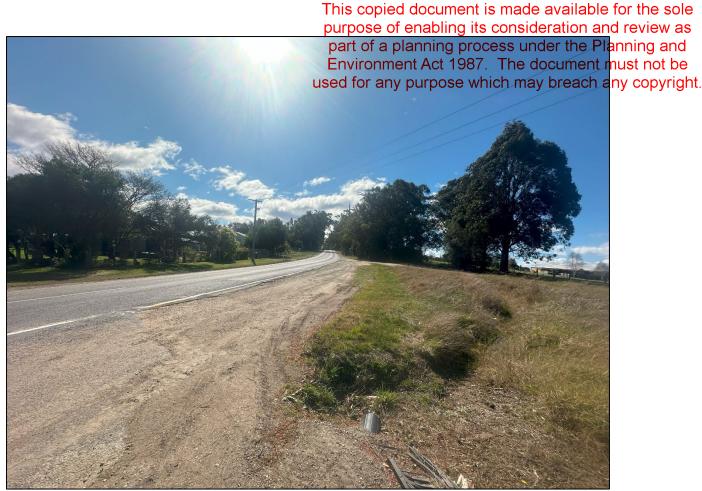


Image – Excludable (cl.2.2.3.2e) and low threat vegetation (cl.2.2.3.2f), photo taken looking north of Great Alpine Road and established rural living lots adjacent (site inspection, 2024)

#### 4.2 Topography

The topography of the site is gentle undulations (Figure Seven). The development site falls north-west to south-east from Great Alpine Road.



Figure Nine – Topography local to the site (VicPlan, 2024)

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## 4.3 Separation from the Hazard and Bushfire Apartlof explanation from the Hazard and Bushfire Apartlof explanation from the Planning and Environment Act 1987. The document must not be used for any purpose which may breach any copyright.

The bushfire attack level (BAL) is a means of measuring the severity of a building's potential exposure to ember attack, radiant heat and direct flame contact, using increments of radiant heat expressed in kilowatts per metre squared. The BAL is also the basis for establishing the requirements for construction to improve protection of building elements from attack by bushfire.

The highest BAL determines the construction requirements for the dwelling. The BAL for this site has been calculated using a Forest Fire Danger Index (FFDI) of 100 and a Flame Temperature of 1090K. These parameters are in accordance with the risk parameters set in Clause 53.02.

An assessment of the site conditions without modification was made and informs the BAL assessment. As this is a four-lot subdivision, the ability for each site to achieve a dwelling site with a BAL29 defendable space, is required by Clause 44.06.

Orientation	Classified vegetation	Average slope under classifiable vegetation	Separation distance	Separation achieved
North-east	Grassland	6 degrees downslope	0 metres	Column D <8 metres
South-east	Grassland	4 degrees	0 metres	Column D <7 metres
South-west	Forest	8 degrees downslope	106 metres	Column A 69 metres
	Forest	Upslope	12 metres	Column D <19 metres
	Grassland	8 degrees	0 metres	Column D <8 metres
	Low threat vegetation	Not applicable	Not applicable	Table 2
North-west	Forest	Upslope	0 metres	Column D <19 metres
	Low threat vegetation	Not applicable	Not applicable	Table 2

Table 1 – Separation from the Hazard Assessment – overall subdivision

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Table 2 – Defendable Space determination for partoof a planning process under the Planning and (Column C, BAL29) noting each has considered Environment Act 1987. The document must not be used for any purpose which may breach any copyright.

Orientation	Highest threat vegetation	Average slope under classifiable vegetation	Separation distance currently	NCh may breach ar Separation achieved
North-east	Grassland	6 degrees downslope	0 metres	BAL29 11 metres
South-east	Grassland	4 degrees downslope	0 metres	BAL29 10 metres
South-west	Forest	Upslope	12 metres	BAL29 25 metres
North-west	Forest	Upslope	0 metres	BAL29 25 metres

Assumptions:

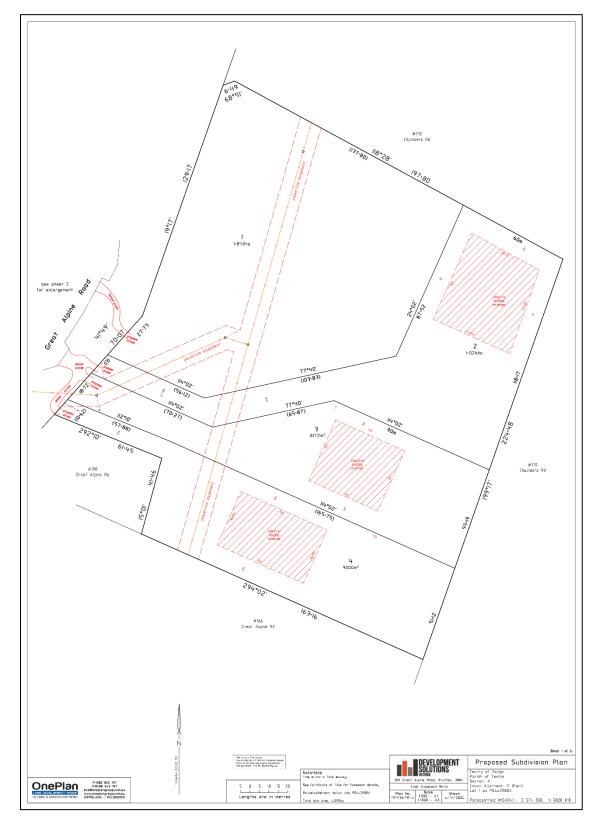
- The balance of Lot 1 will remain as low threat vegetation and grassland. No bushfire mitigation measures will be applied to Lot 1.
- The grassland external to the subdivision is expected to remain, and the defendable space around each building envelope considers the external grassland and the onsite grassland that is not subject to defendable space.
- The road reserve in the north-west and south-west will remain undeveloped and present as forest, however it is set distant to the new lots by the infrastructure on Lot 1 (northwest forest), the driveway length (south west forest) and the adjacent grassland and dwellings (south forest). Forest defendable space for BAL29 has been applied in the west of Lot 3 and Lot 4.
- The building envelopes are sited to achieve the required defendable space for Column C separation and construction level BAL29 within Lot 2, 3 and 4.

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#### 5.1 Design Response Against Clause 53.02

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In accordance with Clause 44.06 Bushfire Management Overlay a response is provided against Clause 53.02. A selection of the sub clauses and associated objectives, approved measures (AM), alternative measures (AltM) and decision guidelines applies to this application. Table 3 details which clauses are relevant to this application and the following pages demonstrate how the requirements have been met for each relevant standard.

Clause	Approved Measure	Achieved	Justification
Clause 53.02-3	AM 1.1	Not applicable	
Dwelling in existing	AM 1.2	Not applicable	
settlements –	AM 1.3	Not applicable	
Bushfire protection objective			
Clause 53.02-4.1	AM 2.1	Applicable	Subdivision
Landscape, siting and	AM 2.2	Applicable	As required by AM5.2
design objectives	AM 2.3	Not applicable	Subdivision only, no new buildings
Clause 53.02-4.2	AM 3.1	Not applicable	Addressed through AM5.1
Defendable space	AM 3.2	Not applicable	
and construction	AltM 3.3	Not applicable	
objectives	AltM 3.4	Not applicable	
	AltM 3.5	Not applicable	
	AltM 3.6	Not applicable	
Clause 53.02-4.3	AM 4.1	Applicable	As required by AM5.2
Water supply and	AM 4.2	Not applicable	
access objectives			
Clause 53.02-4.4	AM 5.1	Not applicable	
Subdivision	AM 5.2	Applicable	Low Density Residential Zone (LDRZ)
objectives	AM 5.3	Not applicable	Less than 10 lots
	AM 5.4	Applicable	Limited relevance
	AltM 5.5	Not applicable	Less than 10 lots

#### Table 3 Specification of relevant clauses

The following part of the application outlines each of the relevant clauses and provides justification as to how this design responds to the requirements.

#### Clause 53.02-4.1 Bushfire Protection objective

#### Landscape, siting and design objective

Development is appropriate having regard to the nature of the bushfire risk arising from the surrounding landscape.

Development is sited to minimise the risk from bushfire.

Development is sited to provide safe access for vehicles, including emergency vehicles.

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Building design minimises vulnerability to bushfire attackert of a planning process under the Planning and

Approved Measure	Requirement	
AM 2.1	The bushfire risk to the development from the landscape beyond the site can be mitigated to an acceptable level.	юрундні
	Response:	
	The site is positioned to the north of Bruthen as part of the township and is an infill subdivision in an established settlement. The four-lot subdivision increases the opportunity for three new dwellings to be located in close proximity to existing dwellings. The site will experience ember attack, radiant heat and localised ignitions associated with forest runs of fire from the north and west. Scattered vegetation in the settlement may provide local ignitions. These scenarios are detailed earlier in this report and will bring fire to the locality. It is noted that site has reasonable access, an ability to achieve a separation from the hazard commensurate to Column C of Table 2 to Clause 53.02-5 and has proximity to a township settlement. The landscape bushfire scenarios are not all within the scope of the Bushfire Management Overlay assumptions, and convection column collapse is feasible and BAL29 construction has been adopted.	
AM 2.2	<ul> <li>A building is sited to ensure the site best achieves the following:</li> <li>The maximum separation distance between the building and the bushfire hazard</li> <li>The building is in close proximity to a public road</li> <li>Access can be provided to the building for emergency services vehicles</li> </ul>	
	<b>Response:</b> There is an ability to locate a dwelling to each lot to achieve separation distance from the hazard. The siting opportunity on Lot 2, 3 and 4 achieves Column C of Table 2 to Clause 53.02-5 derived from grassland external to the subdivision and contained within the lots. Each lot has building envelope setback from its boundary to enable it to not specifically rely on its neighbour's defendable space. All lots directly access a public road. Fire brigade access and firefighting water supply is specified for Lots 2, 3 and 4. The building envelopes have been derived with bushfire setbacks in mind.	

#### Clause 53.02-4.3 Water supply and access objectives

A static water supply is provided to assist in protecting property.

Vehicle access is designed and constructed to enhance safety in the event of a bushfire.

Approved Measure	Requirement
AM 4.1	A building used for a dwelling (including an extension or alteration
	to a dwelling), a small second dwelling, industry, office or retail
	premises is provided with:

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<ul> <li>A static water supply and of refighting agopropesty under the Planning and protection purposes specified on table 4 88 Clause 53.02.5 ment must not be</li> <li>Vehicle access that is designed and constructed as specified ach any copyright. in Table 5 to Clause 53.02-5.</li> <li>The water supply may be in the same tank as other water supplies provided that a separate outlet is reserved for firefighting water supplies.</li> </ul>
<b>Response:</b> All lots require a non-combustible water tank containing a minimum of 10,000 litres of water to be provided at the time of building a dwelling. These requirements will be achieved through the required Section 173 agreement relating to bushfire protection measures on Lots 2, 3 and 4. All lots directly access a public road. Fire brigade access and firefighting water supply is specified for Lots 2, 3 and 4. Lot 1 will be excluded as it is already developed.
The subdivision meets the approved measures AM4.1 and the water supply and access objective (Clause 53.02-4.3) as required by Clause 53.02-4.4 AM5.2.

#### Clause 53.02-4.4 Subdivision objectives

To provide lots that are capable of being developed in accordance with the objectives of Clause 53.02.

To specify at the subdivision stage bushfire protection measures to develop a lot with a single dwelling on land zoned for residential or rural residential purposes.

Approved Measure	Requirement
AM 5.2	An application to subdivide land zoned for residential or rural residential purposes must be accompanied by a plan that shows:
	<ul> <li>Each lot satisfies the approved measure in AM2.1</li> <li>A building envelope for a single dwelling on each lot that complies with AM2.2 and provides defendable space in accordance with:         <ul> <li>Columns A or B of Table 2 to Clause 53.02-5 for a subdivision that creates 10 or more lots; or</li> <li>Columns A, B or C of Table 2 to Clause 53.02-5 for a subdivision that creates less than 10 lots.</li> </ul> </li> <li>The bushfire attack that corresponds to the defendable space provided in accordance with Table 2 to Clause 53.02-5 must be noted on the building envelope.</li> <li>Defendable space wholly contained within the boundaries of the proposed subdivision. Defendable space for a lot may utilise communal areas, such as roads, where that land can meet the requirements for defendable space.</li> </ul>

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- Vegetation managements in prevention of a space required under the planning and with Table 6 to implement and and and a space required under this rapproper pressure ich may breach any copyright.
  - Water supply and vehicle access that complies with AM4.1.

#### **Response:**

Lots 2, 3 and 4 can provide separation from the hazard in accordance with Column C of Table 2 to Clause 53.02-5, as detailed earlier in this report. Lot 1 has an existing dwelling; however, it has ample room to provide a future siting that meets Column A, B or C of Table to Clause 53.02-5 and separately apply for a planning permit if that was every required. It is demonstrated that a future dwelling site for Lots 2, 3 and 4 is able to be achieved and be exposed to a radiant heat flux of less than 29kW/m<sup>2</sup>. Defendable space is wholly contained within the boundaries of each lot of the proposed subdivision. There is no reliance on off-site defendable space.

The vegetation management requirements for the subdivision are detailed and apply to the property boundary.

#### Water supply and vehicle access

All lots require a non-combustible water tank containing a minimum of 10,000 litres of water to be provided at the time of building a dwelling. These requirements will be achieved through the required Section 173 agreement relating to bushfire protection measures on Lots 2, 3 and 4. All lots directly access a public road. Fire brigade access and firefighting water supply is specified for Lots 2, 3 and 4. Lot 1 will be excluded as it is already developed.

The subdivision meets the approved measures AM4.1 and the water supply and access objective (Clause 53.02-4.3) as required by Clause 53.02-4.4 AM5.2.

A subdivision manages the bushfire risk to future development from existing or proposed landscaping, public open space and communal areas.

#### **Response:**

This subdivision improves the current situation to the surrounding lots as it provides ongoing requirements for management of the vegetation. Lot 1 is expected to continue to be managed in a low threat manner. Each lot will be able to be landscaped as the owner chooses, provided the vegetation management requirements for the areas of defendable space are undertaken.

#### 5.2 Expected Planning Permit Conditions

The following are expected to be the planning permit conditions, and apply to Lot 2, 3 and 4:

AM5.4

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#### Bushfire Management Plan not altered

The Bushfire Management Plan (Version No 1, dated 20/11/2024) must be endorsed to form part of used for any purpose which may breach any copyright. the permit and must not be altered unless otherwise agreed in writing by the CFA and the Responsible Authority.

#### Matters to be set out in Section 173 Agreement

To give effect to the requirements of Clause 44.06-4 of the East Gippsland Planning Scheme, and the above condition, the section 173 Agreement prepared in accordance with Clause 44.06-4 must specify the following:

• The occupation of a dwelling or small second dwelling must not start on any lot until all of the bushfire mitigation measures specified on the Bushfire Management Plan endorsed under this permit have been implemented on the relevant lot to the satisfaction of the Responsible Authority.

• The bushfire mitigation measures which form part of the Section 173 Agreement and the planning permit and endorsed plans, including those relating to construction standards (BAL), defendable space, water supply and access must be maintained to the satisfaction of the Responsible Authority.

The Bushfire Management Plan endorsed under this permit must be included as an annexure to the agreement.

#### Maintenance of defendable space

Before the Statement of Compliance is issued under the Subdivision Act 1988 defendable space on every lot in the subdivision must be implemented and maintained as specified on the Bushfire Management Plan, unless otherwise agreed in writing by the CFA and the Responsible Authority.

#### 5.3 Bushfire Management Plan

Refer to Appendix One for the proposed Bushfire Management Plan.

#### 6.0 References

Standards Australia (2018) Construction of Buildings in Bushfire Prone Areas. Standards Australia, North Sydney, NSW.

The State of Victoria Department of Environment, Land, Water and Planning (2024) NatureKit.

The State of Victoria Department of Environment, Land, Water and Planning (2015) Fire Operations Plan 2015/16-2017/18 Gippsland Region.

The State of Victoria Department of Planning and Community Development (2012) Regional Bushfire Planning Assessment – Gippsland Region.

#### 7.0 Appendices

Appendix One – Proposed Bushfire Management Plan

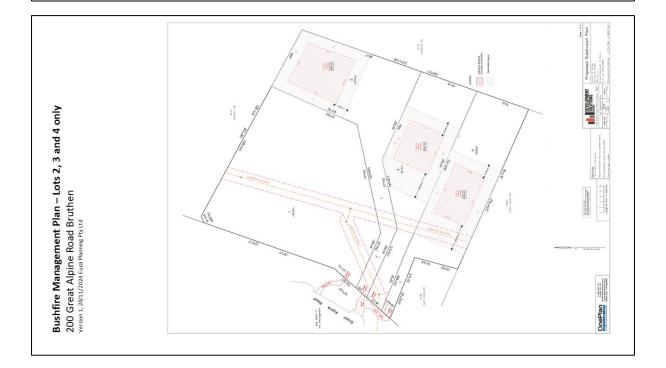
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#### purpose of enabling its consideration and review as Appendix One – Proposed Bushfire Managementation and planning process under the Planning and Environment Act 1987. The document must not be

used for any purpose which may breach any copyright.

#### Bushfire Management Plan - Lots 2, 3 and 4 only Access At the time of building a new dwelling, each lot must provide access to the dwelling and water supply for firefighting purposes which meets the following requirements 200 Great Alpine Road Bruthen All-weather construction. Version 1, 20/11/2024 Euca Planning Pty Ltd A load limit of at least 15 tonnes BUSHFIRE PROTECTION MEASURES Provide a minimum trafficable width of 3.5 metres Be clear of encodements for at least 0.5 meters on each side and at least 4 metres vertically. Curves must have a minimum inner radius of 10 metres. The average grade must be no more than 1 in 7 (14.4%) (8.1°) with a maximum grade of no more than 1 in 5 (20% (11.3°) for no more than 50 metres. Mandatory Condition The bushfire protection measures forming part of this permit or shown on the endorsed plans, including those relating to construction standards, defendable space, water supply and access, must be maintained to the satisfaction of the responsible authority on a continuing basis. This Dips must have no more than a 1 in 8 (12.5 per cent) (7.1 degrees) entry and exit angle condition continues to have force and effect after the development authorised by this permit has A turning area for fire fighting vehicles must be provided close to the building and water supply by one of been completed A tuming order of a second secon **Construction Standard** : A turning circle with a minimum radius of eight metres. A driveway encircling the dwelling. The provision of other vehicle turning heads – such as a T or Y head – which meet the specification of Austroad Design for an 8.8 metre Service Vehicle. Building design and all construction works need to comply with a minimum BAL of BAL29 from AS 3959. Firefighting water supply At the time of building a new dwelling, each lot must provide a minimum 10,000 litres effective water supply for firefighting purposes that meets the following requirements Defendable space At the time of building a new dwelling, each lot must provide defendable space for 25 metres to the west, 11 metres to the north and south, and 10 metres to the east (or to the property boundary where lesser) surrounding the dwelling modified and managed in accordance with the following requirements Grassmust be short cropped and maintained during the declared fire danger period. All leaves and vegetation debris must be removed at regular intervals during the declared fire Be stored in an above ground water tank constructed of concrete or metal Be stored in an above ground water tank constructed of concrete or metal. Have all fixed above-ground water pipes and fittings required for firefighting purposes made of corrosive resistant metal. Include a separate outlet for occupant use. Be readily identifiable from the building or appropriate identification signage to the satisfaction of the relevant fire authority. danger period. Be located within 60 metres of the outer edge of the approved building • Within 10 metres of a building, flammable objects must not be located close to the vulnerable The outlet/s of the water tank must be within 4m of the accessway and be unobstructed. The outers of the water tails must be writin while the accessively and be infostructed. Incorporate a separate ball or gate valve (British Standard Pipe (BSP) 65mm) and coupling (64 mm CFA 3 thread per inch male fitting). Any pipework and fittings must be a minimum of 65 mm (excluding the CFA coupling). •

- parts of the building. Plants greater than 10 cm in height must not be placed within 3m of a window or glass feature of the building. Shrubs must not be located under the canopy of trees.
- Individual and clumps of shrubs must not exceed 5sq. metres in area and must be separated by at least 5 metres.
- reas of interes. Trees must not overhang or touch any elements of the building. The canopy of trees must be separated by at least 5 metres. There must be a clearance of at least 2 metres between the lowest tree branches and ground



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#### Bushfire Management Plan – Lots 2, 3 and 4 only

#### 200 Great Alpine Road Bruthen

Version 1, 20/11/2024 Euca Planning Pty Ltd

#### **BUSHFIRE PROTECTION MEASURES**

#### **Mandatory Condition**

The bushfire protection measures forming part of this permit or shown on the endorsed plans, including those relating to construction standards, defendable space, water supply and access, must be maintained to the satisfaction of the responsible authority on a continuing basis. This condition continues to have force and effect after the development authorised by this permit has been completed

#### **Construction Standard**

Building design and all construction works need to comply with a minimum BAL of BAL29 from AS 3959.

#### Firefighting water supply

At the time of building a new dwelling, each lot must provide a minimum 10,000 litres effective water supply for firefighting purposes that meets the following requirements:

- Be stored in an above ground water tank constructed of concrete or metal.
- Have all fixed above-ground water pipes and fittings required for firefighting purposes made of corrosive resistant metal.
- Include a separate outlet for occupant use.
- Be readily identifiable from the building or appropriate identification signage to the satisfaction of the relevant fire authority.
- Be located within 60 metres of the outer edge of the approved building.
- The outlet/s of the water tank must be within 4m of the accessway and be unobstructed.
- Incorporate a separate ball or gate valve (British Standard Pipe (BSP) 65mm) and coupling (64 mm CFA 3 thread per inch male fitting).
- Any pipework and fittings must be a minimum of 65 mm (excluding the CFA coupling).

#### Access

#### ADVERTISED

At the time of building a new dwelling scale of the time of building a new dwelling scale of the time of building a new dwelling scale of the time of building of the time of time

- All-weather construction. part of a planning process under the Planning and
- A load limit of at least 15 tonne nvironment Act 1987. The document must not be
- Provide a minimum trafficable view of ትርጉ የሚያስት በመደረጉ የሚያስት የሚያስ
- Be clear of encroachments for at least 0.5 metres on each side and at least 4 metres vertically.
- Curves must have a minimum inner radius of 10 metres.
- The average grade must be no more than 1 in 7 (14.4%) (8.1°) with a maximum grade of no more than 1 in 5 (20% (11.3°) for no more than 50 metres.
- Dips must have no more than a 1 in 8 (12.5 per cent) (7.1 degrees) entry and exit angle.
- A turning area for fire fighting vehicles must be provided close to the building and water supply by one of the following:
  - A turning circle with a minimum radius of eight metres.
  - A driveway encircling the dwelling.
  - The provision of other vehicle turning heads such as a T or Y head which meet the specification of Austroad Design for an 8.8 metre Service Vehicle.

#### Defendable space

At the time of building a new dwelling, each lot must provide defendable space for 25 metres to the west, 11 metres to the north and south, and 10 metres to the east (or to the property boundary where lesser) surrounding the dwelling modified and managed in accordance with the following requirements:

- Grass must be short cropped and maintained during the declared fire danger period.
- All leaves and vegetation debris must be removed at regular intervals during the declared fire danger period.
- Within 10 metres of a building, flammable objects must not be located close to the vulnerable parts of the building.
- Plants greater than 10 cm in height must not be placed within 3m of a window or glass feature of the building.
- Shrubs must not be located under the canopy of trees.
- Individual and clumps of shrubs must not exceed 5sq. metres in area and must be separated by at least 5 metres.
- Trees must not overhang or touch any elements of the building.
- The canopy of trees must be separated by at least 5 metres.
- There must be a clearance of at least 2 metres between the lowest tree branches and ground level.

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# 3 and 4 only Lots 2, Bruthen **Bushfire Management Plan**

200 Great Alpine Road Br Version 1, 20/11/2024 Euca Planning Pty Ltd

