

19/11/2009
C26**SCHEDULE 1 TO THE EROSION MANAGEMENT OVERLAY**Shown on the planning scheme map as **EMO1****1.0 Permit requirement**19/11/2009
C26

A permit is not required to construct a building or to construct or carry out works for:

- Timber production where all timber production activities comply with the Code of Forest Practices for Timber Production (Revision No2, November 1996) or as amended from time to time in accordance with section 55 of the Conservation, Forests and Lands Act 1987, and/or the Timber Harvesting Prescriptions for Environmental Protection – Otway Region Private Land Native Forests and Plantations, where details of management of landslip risk have been provided to the satisfaction of the responsible authority.
- Crop raising that does not include earthworks in the form of unsupported cuts exceeding 1.0 metre in depth or fills exceeding 2:1 horizontal/vertical ratio.
- A retaining wall that:
 - Does not require excavation exceeding 1.0 metre in depth.
 - Does not exceed 1.0 metre in height, is not associated with other building construction work and does not provide landslip protection for any adjoining land.
- Extension to the floor area of an existing building, including decks and verandahs, provided that:
 - There is no increase in the ground surface area covered by roofed buildings.
 - No earthworks in the form of unsupported cuts exceeding 1.0 metre or fills exceeding 2:1 horizontal/vertical ratio area are required.
 - The floor area surface occupied by the structure does not exceed 20 square metres.
- Minor structures provided that:
 - No earthworks in the form of unsupported cuts exceeding 1.0 metres in depth or fill exceeding 2:1 horizontal/vertical ratio are required.
 - The ground surface area occupied by the structure does not exceed 20 square metres.
- Landscaping provided that:
 - Any retaining wall meets the above requirements.
 - No earthworks in the form of unsupported cuts exceeding 1.0 metre or fills exceeding 2:1 horizontal/vertical ratio area required.

A permit is not required to remove, destroy or lop any vegetation where:

- The trunk circumference is less than 0.5 metres at a height of 1.0 metre above the ground.
- Pruning does not exceed 20% of the bio-mass of the vegetation.
- The vegetation is dead or diseased.

2.0 Application requirements19/11/2009
C26

An application must be accompanied by a Land Stability Assessment Report prepared by a professionally qualified consultant and must contain all required information and be

prepared in accordance with the framework detailed in the *Land Stability Assessment Guidelines and Procedures 2001 – Requirements for Land Stability Assessment Reports*.

This requirement does not apply if it is demonstrated by a professionally qualified consultant to the satisfaction of the responsible authority that the site is of low risk of landslide. In this instance, a *Preliminary Assessment Checklist* in accordance with the *Land Stability Assessment Guidelines and Procedures 2001* must accompany an application.