

## NOTICE OF DECISION TO GRANT A PERMIT PLN21/0291

The Responsible Authority has decided to grant a permit.  
The permit has NOT been issued.

**Address of the land:** 312-316 Springvale Road DONVALE  
Lot 1 LP 29300

**What will the permit allow?** Removal of Vegetation (Comprising 18 Exotic Trees and 1 Indigenous Tree)

### What will the conditions of the permit be?

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1. Before the tree removal occurs, amended plans drawn to scale and dimensioned, must be submitted via email and approved by the Responsible Authority. When approved the plans will then form part of the permit. The plans must be generally in accordance with the decision plans (prepared by Arborcraft, dated 8 September 2021), but modified to include a landscape plan. The plan must show:
  - 1.1 A minimum of forty (40) indigenous canopy trees, (i.e. Eucalyptus naturally occurring in the relevant EVC appropriate to replanting site location) planted within the site.
  - 1.2 All proposed canopy trees must be capable of reaching a minimum mature height of 8.0m. The trees must be of advanced stock (minimum 45L/50cm pot size and 1.5m tall at time of planting).
  - 1.3 Replacement canopy trees must not be located below the canopy of an existing tree and should not be within 4m of a boundary or a building unless a particular issue arises where this is needed.
  - 1.4 No one tree species should exceed 35% of the total number of trees to be planted;

The location of replacement planting should give consideration to the authorised development under the live permit applying to the site (PLN18/0452: Retirement village).

### Endorsed Plans

2. The vegetation removal as shown on the approved plans must not be altered without the written consent of the Responsible Authority.

### Vegetation Removal

3. No vegetation, apart from that shown on the approved plan as vegetation to be removed may be felled, destroyed or lopped without the written consent of the Responsible Authority.

### Replacement Planting

4. Planting of approved species in accordance with the approved plan must be carried out within three (3) months of the tree removal, to the satisfaction of the Responsible Authority. Such planting must be maintained to the satisfaction of the Responsible Authority.

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Notice of decision to grant a permit PLN21/0291  
Date of notice: 3 December 2021



Signature for the  
Responsible Authority

## Permit Expiry

5. This permit will expire if the vegetation removal is not completed within two (2) years of the date of this permit. The Responsible Authority may extend the periods referred to if a request is made in writing by the owner or occupier either before the permit expires or in accordance with Section 69 of the *Planning & Environment Act 1987*.

**Note:** Under Section 69 of the *Planning and Environment Act 1987* the owner or occupier of the land may apply to extend a permit either:

- before it expires; or
- within 6 months of the expiry if the permit has not been acted on; or
- within 12 months of the expiry of the permit if the development was started lawfully before the permit expired.

## Replacement Planting

- The species of replacement planting indigenous to Manningham should be selected from Council's Native Splendour publication, available at [www.manningham.vic.gov.au/file/3066/download](http://www.manningham.vic.gov.au/file/3066/download). Before it expires; or
- Within 6 months of the expiry if the permit has not been acted on; or
- Within 12 months of the expiry of the permit if the development was started lawfully before the permit expired.



## IMPORTANT INFORMATION ABOUT THIS NOTICE

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### WHAT HAS BEEN DECIDED?

- The responsible authority has decided to grant a permit. The permit has not been issued.
  - This notice sets out what the permit will allow and what conditions the permit will be subject to if issued.
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### WHAT ABOUT REVIEWS?

#### For the applicant –

- The person who applied for the permit may apply for review of any condition in the notice of decision to grant a permit. The application for review must be lodged within 60 days of the giving of this notice.

#### For an objector –

- An objector may apply for review of the decision of the responsible authority to grant a permit. The application for review must be lodged within 28 days after the date of this notice.
- If there is no application for review, a permit will be issued after 28 days after the date of this notice.

#### For a recommending referral authority –

- A recommending referral authority may apply for review of the decision of the responsible authority—
  - (a) to grant a permit, if that recommending referral authority objected to the grant of the permit; or
  - (b) not to include a condition on the permit that the recommending referral authority recommended.
- The application for review must be lodged within 21 days of the giving of this notice.
- If there is no application for review, a permit will be issued after 21 days of the giving of this notice.

#### For all applications for review –

- An application for review is lodged with the Victorian Civil and Administrative Tribunal.
- An application for review must be made on the relevant form which can be obtained from the Victorian Civil and Administrative Tribunal, and be accompanied by the applicable fee.
- An application for review must state the grounds upon which it is based.
- A copy of an application for review must be served on the responsible authority, each other party and each other person entitled to notice of the application for review under the **Planning and Environment Act 1987** and the **Victorian Civil and Administrative Tribunal Act 1998** within 7 days after lodging the application with the Victorian Civil and Administrative Tribunal.

Details about applications for review and the fees payable can be obtained from the Victorian Civil and Administrative Tribunal.

