

**SCHEDULE 5 TO THE ENVIRONMENTAL SIGNIFICANCE OVERLAY**

Shown on the planning scheme map as ESO5.

**WETLANDS OF CONSERVATION VALUE****1.0****Statement of conservation significance**

The Hindmarsh Shire contains numerous low-lying areas that hold wetland conservation values. These conservation values indicate areas that may be of ecological significance. The ecological condition of these wetlands has the potential to be degraded by the impact of land use and development.

The Wimmera Catchment Management Authority has undertaken investigations that seek to identify the location of a range of conservation values of various wetlands. Wetlands identified as being of conservation value are included in ESO 5. These sites are identified in *Shire of Hindmarsh, Wetlands and Catchments of Conservation Value (WCMA 2007)* Decision Guidelines which is incorporated in this Scheme (Clause 81).

The ecological condition of wetlands identified as having conservation value contained within ESO 5, are to be protected from land use and development that would that would degrade their condition.

**2.0****Environmental objective to be achieved**

- To protect the ecological condition of wetlands of conservation value.
- To prevent waste discharge, nutrients, other pollutants and increased turbidity of water from degrading the ecological condition of wetlands of conservation value.
- To ensure that changes to the biological, physical and chemical quality and quantity of water in the wetland of conservation values does not degrade its ecological condition.
- To ensure that the increase or decrease of surface runoff or concentration of surface water runoff does not lead to erosion and siltation of conservation value wetlands.
- To maintain or enhance the ability of wetlands of conservation value to carry natural flows.
- To prevent changes in surface water flow from degrading the ecological condition of wetlands of conservation value.
- To protect, conserve and encourage the long-term future of fauna and flora habitats in wetlands of conservation value.
- To protect threatened wetland flora and fauna
- To ensure that any land use and development within a wetland of conservation value is consistent with maintaining the existing ecological condition of the wetland.
- To recognise the significance of wetlands identified under the Ramsar treaty and support the strategic management of Ramsar sites.
- To protect or enhance the ecological condition of wetlands that have low levels of modification from further modification.
- To identify wetlands listed on the Directory of Significant Wetlands and support the implementation of the recommendations of the Directory.
- To protect the ecological condition of wetland types, identified in Wimmera Catchment Management Authority Wetland Mapping (2004). as depleted since Corrick Wetland Mapping (1994) from further loss.
- To identify and support the management of wetlands protected under the Flora and Fauna Guarantee Act (1988).

- To restrict the intensity of use and development of land and to activities that are environmentally sensitive and which are compatible with potential drainage or flooding hazards.
- To promote the use and environmental solutions in siting and design in preference to modification of natural systems through technical and engineering measures.

### 3.0

14/08/2008  
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#### Permit requirement

A permit is required for:

- Earthworks
- Mineral, stone or soil extraction
- Vegetation removal
- Generation of waste waters
- Leisure and recreation
- Construction of a building
- Subdivision
- Construction of a fence

A permit is not required for:

- Informal outdoor recreation;
- Repairs and routine maintenance to existing building and works;
- A building or works carried out by or on behalf of a public land manager or Parks Victoria under the Local Government Act 1989, the Reference Areas Act 1978, the National Parks Act 1975, the Fisheries Act 1995, the Wildlife Act 1975, the Forest Act 1958, the Water Industry Act 1994, the Water Act 1989, the Marine Act 1988, the Port of Melbourne Authority Act 1958, the Land Act 1958 or the Crown Land (Reserves) Act 1978.

### 4.0

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#### Decision guidelines

Council must consider the Decision Guidelines contained in Clause 42.01 and the Incorporated Document titled “*Shire of Hindmarsh, Wetlands and Catchments of Conservation Value (WCMA 2007) Decision Guidelines*”.

### 5.0

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#### Referral of application

All applications made under this Schedule must be referred in accordance with Section 55 of the Act to the referral authority specified in Clause 66.04 or a schedule to that clause.