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APPLICATION FOR ROADSIDE VEGETATION CLEARANCE ON COUNCIL ROAD RESERVE

SF397

Responsible Officer: Operations Manager

Issue Date: 03/11/2022

Next Review Date: November 2026

Trees or other vegetation must not be removed from Council road reserves without prior written approval from Council (for specific reference to roads, refer Section 221(2)(e) of the *Local Government Act 1999*).

THIS IS A ONE OFF PERMIT

This permit is required for one vegetation removal activity only, carried out by the applicant on Council's rural roadsides/road corridors.

This application must be submitted prior to the commencement of removal works.

Further removal activities will require a new application.

APPLICANT DETAILS (must be land owner)

Applicant Name: _____

Company Name: _____
(if applicable)

Postal Address: _____

Phone Number (BH): _____ Mobile: _____

Email: _____

DEFINED AREA WHERE THE PROPOSED WORK WILL TAKE PLACE

Adjacent House Number or Rural Property Address Number (if known): _____

Road or Street Name: _____

Town or Hundred: _____

Length of road where vegetation to be removed (in metres): _____

Side of road where vegetation to be removed: North ☐ East ☐ South ☐ West ☐

Closest intersection: _____

MAP



Provide a map as an attachment and mark on the map the proposed section for vegetation removal (online access to maps is available from Nature Maps at <https://data.environment.sa.gov.au/NatureMaps>).

PURPOSE OF VEGETATION REMOVAL



Purpose of vegetation removal:

Fenceline clearance ☐

Property access ☐

Fire management ☐

For fire management purposes, attach evidence of consent from the Country Fire Service (CFS) Chief Officer.

CONTRACTOR ACTING ON LAND OWNER'S BEHALF (if applicable) - DETAILS

Contact Name: _____

Company Name: _____
(if applicable)

Postal Address: _____

Phone Number (BH): _____ Mobile: _____

Email: _____

SIGNATURE OF APPLICANT

I, the applicant, having read and understood the conditions attached to this application agree to the terms as stated within these conditions.

I declare that all the information I have provided on this application form is true and correct, and I have not provided any false or misleading information or documentation.

By signing below you, as the applicant are accepting responsibility and liability of the defined works and are agreeing to adhere to the conditions attached to this approval.

Signature: _____ Date: _____

APPROVAL SECTION (to be completed by Council)

Your application to undertake vegetation removal at the location stated within this application has been: **APPROVED** / **DECLINED** (Please circle)

If the application has been declined, please state the reason(s) below:

Name: _____ Position: _____

Signature: _____ Date: _____

CONDITIONS

1. LODGEMENT OF APPLICATION

Applications must be submitted at least 21 days prior to the proposed commencement of vegetation removal to allow Council adequate time to assess and approve the application. If applications are not received 21 days prior, approval of the application may be delayed.

2. COMMENCEMENT OF VEGETATION REMOVAL

This application must be approved by Council prior to the commencement of any vegetation removal.

No equipment is to be placed in the defined area, nor can any vegetation removal works commence, until all required documentation has been submitted and Council has notified the applicant of their approval. The maximum penalty for failure to obtain approval prior to commencement of any works is \$5,000 (under Section 221 of the *Local Government Act 1999*).

3. PROOF OF PERMIT

A copy of this permit, which has been signed and approved by the relevant Council Officer, must be kept with the applicant or delegated person(s) whilst working on site, and must be produced immediately if requested to do so by a relevant authority.

4. SERVICES

The applicant will be responsible for ensuring that no damage is caused to underground services e.g. power, water, sewerage, telecommunications, etc. during vegetation removal works. In addition, the vegetation removal will occur where it will not impact upon overhead services e.g. power.

Dial Before You Dig by calling 1100 or visit <https://www.1100.com.au/>.

5. VEGETATION REMOVAL WORK STANDARDS FOR FENCELINE CLEARANCE

Adherence to the following standards is required to ensure compliance with the *Native Vegetation Act 1991*:

- tree branches that are protruding or overhanging the fence may be removed;
- trees growing on the actual fenceline may be removed; and/or
- where shrubs or bushes are growing through the fenceline, those plants growing within 1m of the fence alignment can be removed.

Adherence to the following principles will assist in meeting the standards required:

- low impact methods of clearance (e.g. minimal ground disturbance, cutting cleanly rather than breaking branches) should only be used when clearing vegetation according to these standards; and
- cleared vegetation is to be removed from the site and not left on the road reserve, so as to minimise disturbance to the remaining vegetation (unless considered habitat features, e.g. hollow logs, or if small amounts, material may be left on site if it is spread widely and not allowed to form a pile, and is not considered to increase the amount of combustible material significantly).

6. VEGETATION REMOVAL WORK STANDARDS FOR PROPERTY ACCESS

When clearing for access, the highest priority is safety of the person accessing the property. The conservation of native vegetation is secondary, but once safety has been addressed, the clearance option that requires the least disturbance of native vegetation of the lowest conservation significance should be selected.

Where clearance of native vegetation is unavoidable, the following standards should not be exceeded (to ensure compliance with the *Native Vegetation Act 1991*):

- for normal vehicle access: 5m wide plus minimum clearance of frangible vegetation for sight distance along the road reserve; or
- for wider farm vehicles: 10m wide plus minimum clearance of frangible vegetation for sight distance along the road reserve.

7. VEGETATION REMOVAL WORK STANDARDS FOR FIRE MANAGEMENT

Any modification of vegetation for fire management requires the consent of Council, as well as consent under CFS clearance controls. The applicant or delegated person(s) is responsible for gaining consent from the CFS Chief Officer and providing evidence of this to Council.

Two types of firebreaks may be considered for road reserves; fenceline firebreak and traverse firebreak, with adherence to the following standards:

- Fenceline firebreak:
 - Where there is native vegetation on a road reserve adjoining cleared land, the firebreak should be established on the cleared land and not on the road reserve.
 - Where there is native vegetation on a road reserve adjoining a block of native vegetation a firebreak should only be required on one side of the fence line.
- Traverse firebreak:
 - A firebreak may be established across a road verge to break a continuous length of roadside vegetation. These breaks may be for firefighting vehicles to access adjoining paddocks.
 - Breaks should be established at property access points or, where possible, sections of road reserve that do not contain native vegetation.
 - The maximum width of a firebreak should be 20m, which includes the width of the property access track.
 - The distance between adjoining firebreaks should not be less than 500m.

8. ALTERATIONS TO PERMIT

Once approval is granted no alteration to the vegetation removal works will be permitted, unless approval is obtained by Council prior to the commencement of the alteration.

If any alteration is required, the applicant must contact Council immediately to advise of the intended alteration at which time Council may request a new application form be submitted prior to approval being given.

9. SAFETY MEASURES

It is the applicant's responsibility to ensure that all safety and protective measures are applied throughout the duration of the vegetation removal works so that the safety of pedestrians, vehicles and other road users is not endangered, and no damage to public infrastructure is caused during the execution of works.

10. PUBLIC LIABILITY INSURANCE

The applicant must ensure they are adequately insured with a current Public Liability Insurance Policy, which covers the life of this permit, insuring for a minimum sum of \$10 million to indemnify Council. If the applicant is not a registered business owner, a current Home Insurance Policy including Public Liability Insurance for a minimum sum of \$10 million can be used in lieu of Public Liability Insurance.

11. INDEMNIFICATION OF COUNCIL

The applicant must accept all responsibility and must agree to indemnify and keep indemnified and to hold harmless the Council, its servants and agents from all actions, costs, claims, charges, expenses and damages whatsoever which may be brought or made or claimed against them arising out of or in relation to the granting of such permit and the establishment and operation of the said works.

12. COMPLETION OF VEGETATION REMOVAL WORKS

The vegetation removal works must be undertaken within eight weeks of receiving approval.

The applicant must notify Council once the vegetation removal works have been completed and provide photographs that adequately demonstrate the extent of the works, to allow Council to ensure it complies with all of the requirements of the approval. Council may choose to inspect the works to assess compliance.

13. TERMINATION OF PERMIT

Council has the authority to terminate this permit or vary the conditions at any time, by providing the applicant written documentation advising of the termination or variation at least 24 hours prior to such termination or variation.