

# Planning and Development (Environmental Significance Opinion – Block 8, Rendezvous Creek – Picnic Shelter install at the Orroral Valley Tracking Station) Notice 2022

Notifiable instrument NI2022–536

made under the

Planning and Development Act 2007, s 138AD (Requirements in relation to environmental significance opinions)

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## 1 Name of instrument

This instrument is the *Planning and Development (Environmental Significance Opinion – Block 8, Rendezvous Creek – Picnic Shelter install at the Orroral Valley Tracking Station) Notice 2022*.

## 2 Commencement

This instrument commences on the day after its notification day.

## 3 Environmental significance opinion

- (1) On 8 September 2022, the Conservator of Flora and Fauna, pursuant to section 138AB (4) of the *Planning and Development Act 2007* (the *Act*), gave the applicant an environmental significance opinion in relation to construction, on block 8, Rendezvous Creek, of a picnic shelter and two picnic tables within the footprint of the Orroral Valley Tracking Station Heritage Site.

- (2) In this section:

*environmental significance opinion* means the opinion in the schedule.

*Note* Under section 138AD (6) of the Act, the environmental significance opinion and this notice expire 18 months after the day the notice is notified.

Craig Weller  
Delegate of the planning and land authority  
25 October 2022

## Schedule

See section 3(2)

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### **ENVIRONMENTAL SIGNIFICANCE OPINION**

In accordance with section 138AB(4) of the *Planning and Development Act 2007* (the Act), I provide the following environmental significance opinion:

#### **APPLICANT**

ACT Parks and Conservation Service, as represented by Ms Lizabeth Collier, Ranger

#### **APPLICATION and DEVELOPMENT PROPOSAL**

The applicant has applied under section 138AA of the Act to the Conservator of Flora and Fauna for an environmental significance opinion to the effect that the development proposal set out in the submission is not likely to have a significant adverse environmental impact (the application).

The development proposal is for the installation of a picnic shelter and two picnic tables as described in the submission.

#### **LOCATION**

The works are located at the former Orroral Tracking station, Orroral Road within Block 8, District of Rendezvous Creek.

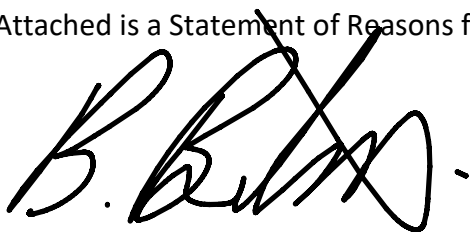
#### **MATTERS TO WHICH THIS OPINION APPLIES**

This opinion applies only to the development proposal as described in the application.

#### **OPINION**

Provided the works are undertaken in a manner consistent with the mitigation measures contained in the supporting application for an ESO, they are unlikely to cause a significant adverse environmental impact.

Attached is a Statement of Reasons for the decision.

A handwritten signature in black ink, appearing to read 'B. Burkevics', with a horizontal line drawn through the middle of the signature.

Bren Burkevics  
Conservator of Flora and Fauna

8 September 2022

## STATEMENT OF REASONS REASONS FOR THE DECISION

The proposed development is a proposal mentioned in Schedule 4 of the *Planning and Development Act 2007* – Development proposal for an activity requiring an EIS Schedule 4, being:

*Part 4.3, item 3 proposal for development in a reserve;*

The location of the proposed works are within Namadgi National Park.

The proponent wants the application for the development approval assessed in the merit track on the grounds that the proposal is not likely to have a significant adverse environmental impact, and has applied to the Conservator of Flora and Fauna to that effect.

### **Meaning of *significant* adverse environmental impact**

An adverse environmental impact is *significant* if—

- (a) the environmental function, system, value or entity that might be adversely impacted by a proposed development is significant; or
- (b) the cumulative or incremental effect of a proposed development might contribute to a substantial adverse impact on an environmental function, system, value or entity.

In deciding whether an adverse environmental impact is *significant*, the following matters must be taken into account:

- (a) the kind, size, frequency, intensity, scope and length of time of the impact;
- (b) the sensitivity, resilience and rarity of the environmental function, system, value or entity likely to be affected.

In deciding whether a development proposal is likely to have a significant adverse environmental impact it does not matter whether the adverse environmental impact is likely to occur on the site of the development or elsewhere.

It has been determined that the proposal is unlikely to have a significant environmental impact, based on the documentation submitted, known values of the site, and provided the works and ongoing management are carried out in accordance with the conditions attached to this ESO.

### **Project description**

The project plan proposes installation of a picnic shelter and two picnic tables. The area proposed for use is an open grass area within the footprint of the Orroral Valley Tracking Station Heritage Site.

Works to be carried out to complete the installation will include;

- clearing an area of no more than 5x5 square meters to create a level granite pad
- creation of in ground footings to secure the posts of the shelter.

#### **Documentation Submitted**

- Statement – Description of proposed works
- Works Plan – Orroral Tracking Station Site Upgrade
- Form 1M

#### **Natural conservation values present**

The site identified for installation has been heavily modified in regard to conservation value and is mapped as an urban developed area and as potential Rosenberg's Monitor (*Varanus rosenbergi*) habitat. The site itself is an open grassy area, with no trees within the disturbance footprint. The works proposed are expected to have little impact and no significant values have been identified on the site.

In the surrounding landscape there are various Heritage artefacts, ecological values within the riparian zone of Rendezvous Creek and considerably high value Box Gum Woodland. Namadgi National Park serves as habitat to many species of native wildlife and flora, conserves a wide variety of ecosystems and contributes to regional ecological connectivity through its links to reserves within NSW.

#### **Impact on the Reserve**

No potential Environmental impacts have been identified on the proposed site. The works are expected to have little to no environmental impact.

All equipment and vehicles will be stored on-site within the Orroral Tracking Station site or Glendale Depot and all access is to be undertaken through Orroral Road, via Link Road and Cotter Hut Road. No demolition is to be undertaken. Any significant ground disturbance or vehicle bogging/rutting within area will be restored with a Sterile Rye grass straw mix with native grass species.

The shelter is to be sited on an area of already disturbed ground. All sites were inspected by a Senior Ecologist, Conservation Research, Environment and Planning Directorate to ensure that the installation of the picnic tables will not impact on any rare or threatened plants. As the footprint of the shelter is small its installation is unlikely to impact on any fauna species.

#### **Potentially Significant Environmental Impacts**

No significant environmental impacts are anticipated.

The site has been well chosen and is located on already disturbed ground within the footprint of the Orroral Valley Tracking Station Heritage Site.

It has been determined that if the works are undertaken in a manner consistent with the mitigation measures contained in the supporting application for an ESO, they are unlikely to cause a significant adverse environmental impact.