

## Representation No. 4

**From:** Kimberly Brown  
**Sent:** Sun, 5 Jul 2020 21:19:39 +1000  
**To:** Circular Head Council  
**Subject:** CHCAN Submission to the Draft Planning Scheme  
**Attachments:** CHCAN — Submission to the Circular Head Local Provision Draft Schedule copy.docx, ATT00001.htm, CHCAN Proposed Scenic Protection Code overlay .pdf, ATT00002.htm, CHCAN - Proposed Scenic Protection Code, Scenic Area overlay.pdf, ATT00003.htm

Good Evening,  
Please find attached our submission to the  
Draft Circular Head Local Provision Schedule  
Kind regards  
Kimberly Brown  
CHCAN - Circular Head Coastal Awareness Network

5.7.2020

## **Circular Head Coastal Awareness Network inc Submission to the Circular Head Local Draft Provisions Schedule.**

We would like to put forward a submission for changes to proposed zoning for several areas within the Circular Head Local Draft Provisions schedule. . The submission will set out the specific areas and reasons for change to proposed zoning based predominately on the existence of EPBC listed Fauna and Flora and scenic values (scenic route/scenic zone) that have not been considered or protected.

### **1. Robbins Island Zone alteration**

We propose that the Island should be zoned Landscape Conservation LCZ. In the event that this isn't deemed appropriate than we strongly argue for the split zoning of the island The Land Conservation Zone LCZ encapsulating the vegetated North Western side and Rural zoning RZ covering the cleared agricultural land on the island. There is precedence for split zoning and or landscape conservation style zoning working on Agricultural land in Tasmania. As well as provision for Split Zoning within the Draft Planning Document<sup>1</sup>.

The rationale of application of The Landscape Conservation Zone within the Circular Head Councils accompanying written document is to apply LCZ to land with landscape values that are identified for protection and conservation. It continues that the zone may be applied to

(a) large areas of of bushland or large areas of native vegetation which are not otherwise reserved, but contain **threatened native vegetation communities, threatened species or other areas of locally or regionally important native vegetation.**

We argue that the application of the LCZ is the correct zoning for this area due to following;

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<sup>1</sup> Appendix B Agriculture and Rural Zone Decision Rules (CHCDPS)

The area we propose contains a large tract of predominately intact Coastal heathland which is of high conservation value it is a diverse and locally important native vegetation. There is a tract of remnant Brookerina Gum which is a threatened community under the Nature Conservation Act 2002 and EPBC act. There are also two Vulnerable threatened flora species within this vegetation area, The Northern Leek Orchid (EPBC/TSP) <sup>2</sup>and the Mauve tufted orchid (TSP).<sup>3</sup>

Robbins island is an incredibly biodiverse area that is also home to many Endangered and threatened fauna species. The island and surrounds is recognised as an Important bird area, the wetland area including and surrounding the island is listed in the Directory of Important Wetlands of Australia (ref. No. TAS089) where it is the only listing from the 89 Tasmanian wetland listings that fulfils **ALL SIX CRITERIA FOR LISTING**. The wetlands surrounding and including the coastal areas of the island are also listed on the Registry of the National Estate (Place ID. 19961)<sup>4</sup>.

The proposed LCZ area also includes Tasmanian Wedge Tail Eagle (EPBC/TSP) nests, White Bellied Sea Eagle (EPBC/TSP) nests and a healthy and vibrant Tasmanian Devil population (EPBC/TPS)<sup>5</sup>. The critically endangered Orange Bellied parrots (EPBC/TSP) and Swift Parrots migratory track leads them over the island, which also hosts many species of EPBC and TSP listed, vulnerable, threatened, endangered and critically endangered birds within its

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<sup>2</sup> Threatened Species Section (2015) Listing Statement for Prasophyllum sectum (northern leek-orchid). Department of Primary Industries, Parks, Water and Environment Tasmania.

<sup>3</sup> Threatened Species Section (2020). Thelymitra malvina(Mauvetuft sun-orchid) : Species Management Profile for Tasmanians Threatened Species.

<sup>4</sup> Mount, R.E., V. Prahalad, C.SHarples, J.Tiden, B. Morrison, M. Lacey, J.Ellison, M. Helman, J.Netwon (2010) *Circular Head Coastal Foreshore Habitats: Sea Level Rise Vulnerability Assesment : Flnal Project Report to Cradle Coast NRM*. School of Geography and Environmental Studies, University of Tasmania.

<sup>5</sup> Department of Primary Industries, Parks, Water and Environment (2010) Recovery Plan for the Tasmanian Devil (Sarcophilius harrisii). Department of Primary Industries, Parks, Water and Environment, Hobart.

shoreline, many of the birds are documented heading inland onto the island at higher tides<sup>6</sup> and inclement weather as well as flying over the island often in flock formation utilising several bays on the island.<sup>7</sup> These Migratory birds some in the thousands seek refuge on the shores of Robbins Island and Boulanger Bay passage to breed, rest and feed ready to repeat their incredible migratory journeys. In addition to the Australian and Tasmanian listed protected birds there are several migratory birds that utilise Robbins Islands shores, and traverse the island from one side to the other that are covered by bilateral agreements with Japan, China and Korea with Australia having an obligation to provide their safe passage and haven.<sup>8</sup>

To add weight to our argument for the split zoning option for Robbins Island we note that In Appendix B Agriculture and Rural Zone Decision Rules from the (CHCDPS) that Landscape Conservation should be prioritised as a zone when the land is subject to greater public exposure. We would argue that the close proximity of the island to the Montagu area with the dominating views of the island from all higher adjacent land as well as many elevated land parcels within the municipality, this renders the island extremely visible to the public.

In addition in favour of our split zoning proposal this appendix also allows for split zoning in exceptional circumstances on larger titles, we argue that Robbins Island suffices the area required to enable a split zone to exist with the remaining vegetation making up a large

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<sup>6</sup> Mount, R.E., V. Prahalad, C. Sharples, J. Tiden, B. Morrison, M. Lacey, J. Ellison, M. Helman, J. Netwon (2010) pg 42

<sup>7</sup> Observations by Amateur Field Ornithologist Ian May over 10 years within the Robbins Island Passage.  
[https://m.facebook.com/story.php?story\\_fbid=3234887876599683&id=100002355072941](https://m.facebook.com/story.php?story_fbid=3234887876599683&id=100002355072941)

<sup>8</sup> Japan (JAMBA) <http://www.austlii.edu.au/au/other/dfat/treaties/1981/6.html>

China (CAMBA) <http://www.austlii.edu.au/au/other/dfat/treaties/1988/22.html>

Korea (ROKAMBA) <http://www.austlii.edu.au/au/other/dfat/treaties/2007/24.html>

proportion of the island. The split zoning will not diminish or affect the current agricultural use of the island.

### **Proposed Scenic Protection Code, Scenic Protection area for Robbins Island**

As well as change to zoning for Robbins Island we propose the addition of an overlay of the Scenic Protection code specifically a Scenic Protection area C8.0 that covers the entirety of Robbins Island and adjacent coast line, a rough idea of potential overlay as shown on accompanying map. As mentioned above the island is incredibly exposed to the mainland and highly visible to the greater public. The view of the island and Robbins passage is enjoyed by locals and forms part of the identity of the area.

The local Montagu campground which is enjoyed by generations of local families, Tasmanians and tourists looks out directly at Robbins Island and The Robbins Island Passage. The Montagu campground features in many Camping and Caravanning blogs and groups with followers in the thousands, where the close proximity and scenic views of Robbins Island are celebrated as unique and significant by members.<sup>9</sup>

Robbins Island is a wild, moody and changing landscape with significant scenic values SPC 1(a). An incredible vista enjoyed by locals and tourists alike. It forms part of the coastal vista of the area and is unmissable when traveling along the coast from Smithton towards Marrawah. We argue that it deserves protection from development that seeks to alter and diminish the scenic values of the area. As such we argue this suffices code purpose c8.1.1.

### **2. Scenic Protection Code Scenic area proposal for the Stanley Peninsula and encapsulating the remainder of the Peninsula which hasn't been identified by the CHLPDS.**

As the existing rationale stated in the CHLPDS Scenic Protection code application for part of the Stanley Green Hills is relevant and adds weight to our argument for complete overlay of the SPC to the the entire peninsula we will draw from it. When tourists come to Tasmania

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<sup>9</sup> <https://www.facebook.com/groups/138722313297696/?ref=share>

Stanley is on their list of places to visit, thousands of tourists visit the peninsula every year to soak in the incredible natural values of the area which is rich in scenic value, with elevated areas allowing unhindered views of the incredible surrounding coastlines. The drive into Stanley is framed by green pastures that meet tidal flats with the iconic Stanley Nut hogging but elevating the unique vistas that greet one as they drive into the charming village, rich in both colonial heritage and indigenous heritage. The area is postcard perfect and forms part of the identity of the Circular Head region. The rolling hills that guide you in and out of Stanley frame the Western skyline surrounding the township. Driving down over the Green Hills to the Western Inlet one can enjoy the vistas right around the peninsula, again green pastures, tidal flats and rolling hills which again hold significant scenic value. Again like Robbin Island we argue that the entire peninsula deserves added consideration and protection from any development which would alter and diminish the scenic value of the area.

### **3. Proposed Scenic corridors**

We put forward two areas that we argue suffice the Scenic Protection code overlay due to their significant scenic values.

#### **3.a Harcus River Road to Harcus River Road/Western Montagu Junction**

The first scenic corridor we propose is on The Harcus River Road (Marrawah end) continuing on from the section already proposed in the Circular Head Draft Planning Scheme, and following right along until the junction of Harcus River Road and West Montagu. As noted in the DCHLPS this road corridor offers incredible views of the North Western Coastline, Mount Cameron and the North Western tip of Tasmania, with rolling hills, undulating agricultural land, coastal heath and forested areas to the North Eastern aspect of the road. These views help to shape the identity of this area for locals as well as offering significant scenic value to locals and tourists alike. Many tourist utilise this road when travelling to and from the Arthur River/Marrawah area. On coming down the windy decline that is buffered by incredible Eucalypts trees and travelling along the road further in the Montagu direction the road flattens out where the undulating hills and green pastures are intertwined with coastal heath and forested areas caressing the road and providing a scenic and beautiful snap shot of the area. Road users are also greeted by intermittent but generous glimpses out to Robbins Island and the passage an area of

immense natural value and significant scenic value. It is for these reasons that we believe The Scenic Protection Code, Scenic Road Corridor should be applied.

### **3.b West Montagu Road form the West Montagu/Harcusq Road Junction to the Montagu Hall.**

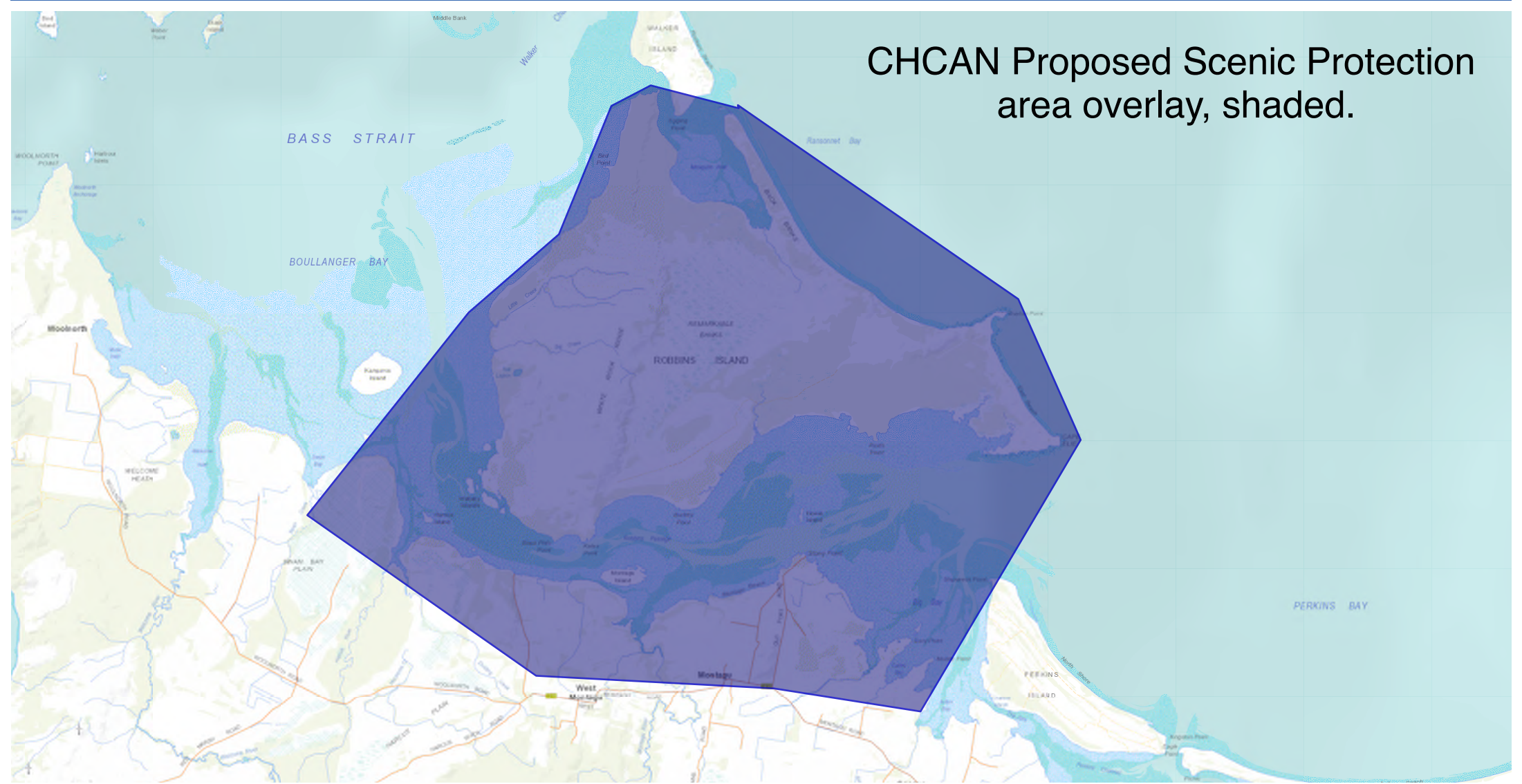
The second area that we propose for a Scenic Protection Scenic Road Corridor code application is the road starting at The Harcus River road/ West Montagu Junction continuing on until the Montagu Hall.. This road again offers up forested and coastal heath areas intertwined with romantic rolling hills to both sides and green pastures that on the Northern side roll down to meet the shore as-well as the incredible views out to Robbin Island the Robbin Passage and neighbouring islands. These views of Robbins Island hold significant scenic value to our local community but also to the State as this is the only Island estuary combination of its type size and scale in Tasmania. These Island and passage views help to form the identity of the area and offer up incredible natural values from a moody and ever changing passage rich in birdlife. The reasons above set this corridor aside as possessing a unique and significant value, views and surrounds that should be protected by the application of the Scenic Protection Code, Scenic Road Corridor.

Kimberly Brown and Kim Anderson

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## CHCAN - Proposed Scenic Protection Code, Scenic area overlay, Stanley Peninsula.

