

## Natural Environment Referral Response - Biodiversity

<b>Application Number:</b>	DA2020/1563
<b>Date:</b>	06/01/2021
<b>Responsible Officer</b>	Jordan Davies
<b>Land to be developed (Address):</b>	Lot 85 DP 6746 , 35 Ocean Road PALM BEACH NSW 2108

### Reasons for referral

This application seeks consent development on land, or within 40m of land, containing:

- All Development Applications on
- Actual or potential threatened species, populations, ecological communities, or their habitats;
- Wildlife corridors;
- Vegetation query stipulating that a Flora and Fauna Assessment is required;
- Vegetation query - X type located in both A & C Wards;

And as such, Council's Natural Environment Unit officers are required to consider the likely potential environmental impacts.

### Officer comments

Council's biodiversity referrals team have assessed this application for compliance against relevant biodiversity legislation and controls, including the following:

- Pittwater LEP clause 7.6 Biodiversity Protection
- Pittwater 21 DCP clause B4.17 Littoral Rainforest - Endangered Ecological Community
- State Environmental Planning Policy (Coastal Management) 2018 clause 11

The proposed development is located on land identified as "proximity area for littoral rainforest" on the Coastal Wetlands and Littoral Rainforests Area Map in accordance with the Coastal Management SEPP.

As the proposed development is alterations to the existing house, and no trees will be required to be removed as a result of the proposed development, it is considered that the development will not significantly impact on:

- (a) the biophysical, hydrological or ecological integrity of the adjacent coastal wetland or littoral rainforest, or
- (b) the quantity and quality of surface and ground water flows to and from the adjacent coastal wetland or littoral rainforest.

Council's biodiversity referrals team is therefore satisfied that the proposed development is in compliance with the relevant clauses of the Coastal Management SEPP, PLEP and PDCP, subject to this consent notice and the additional conditions listed below.

Any additional landscaping associated with this DA is to ensure that at least 80% of any new planting

incorporates native vegetation (as per species found on the site or listed in Littoral Rainforest Endangered Ecological Community).

The proposal is therefore supported.

Note: Should you have any concerns with the referral comments above, please discuss these with the Responsible Officer.

**Recommended Natural Environment Conditions:**

**CONDITIONS TO BE COMPLIED WITH DURING DEMOLITION AND BUILDING WORK**

**Wildlife Protection and Rehabilitation**

If construction activity associated with this development results in injury or death of a native mammal, bird, reptile or amphibian, a registered wildlife rescue and rehabilitation organisation must be contacted for advice.

Reason: To mitigate potential impacts to native wildlife resulting from construction activity.

**CONDITIONS WHICH MUST BE COMPLIED WITH PRIOR TO THE ISSUE OF THE  
OCCUPATION CERTIFICATE**

**No Weeds Imported On To The Site**

No Priority or environmental weeds (as specified on the NSW WeedWise website) are to be imported on to the site prior to or during construction works.

Details demonstrating compliance are to be submitted to the Principal Certifying Authority prior to issue of any Occupation Certificate.

Reason: To reduce the risk of site works contributing to spread of Priority and environmental weeds.