

Natural Environment Referral Response - Biodiversity

Application Number:	Mod2021/0041
Date:	01/04/2021
Responsible Officer	Lashta Haidari
Land to be developed (Address):	Lot 11 DP 577062 , 23 Fisher Road DEE WHY NSW 2099

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 Natural Environment Unit - Biodiversity referral team has no objections to the proposed modification subject to the conditions provided for the previous DA consent (DA2018/1574), unless amended by these biodiversity-related conditions of consent.

Two additional prescribed trees, one *Eucalyptus haemastoma* (#58a) and one *Melaleuca quinquinervia* (#61a) are required for removal to accommodate basement level excavation. Tree 58a has been determined to have only a Low retention value, and Tree 61a a Medium retention value, despite this both are locally native and an important foraging resource for mobile fauna, as identified in the flora and fauna assessment (Kingfisher 2018). Approval of the Mod is recommended subject to both trees being replaced, in addition to the existing obligation to replace 59 locally native trees for the previous DA2018/1574.

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 SATISFIED PRIOR TO THE ISSUE OF THE CONSTRUCTION CERTIFICATE

Adherence to Natural Environment Consent Conditions

All biodiversity-related conditions of consent under previous development applications are to be adhered to, including DA2018/1574, unless amended by these biodiversity-related conditions of

consent.

Reason: To protect biodiversity values.

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

Replacement of Canopy Trees

Additional to the 59 locally native canopy trees to be planted on site under the previous consent (DA2018/1574) a further two (2) locally native trees are to be planted to replace the two additional protected trees approved for removal. Species are to have a minimum mature height of 8.5m and be consistent with Council's Native Gardening Guide.

These trees must not be planted within 200mm of any dwelling or within the TPZ of any tree to be retained. Species are to have a minimum mature height of 8.5m and be consistent with these consent conditions. Tree plantings are to be retained for the life of the development and/or for their safe natural life. Trees that die or are removed must be replaced with another locally native canopy tree.

Replacement plantings are to be certified as complete and in accordance with these conditions of consent by a qualified landscape architect, arborist or ecologist prior to issue of any Occupation Certificate.

Reason: To establish appropriate native landscaping.