

Chief Executive Officer
Northern Beaches Council
725 Pittwater Road
Dee Why NSW 2099

Northern Beaches Council
council@northernbeaches.nsw.gov.au

Dear Chief Executive Officer,

41-43 Beach Road Collaroy NSW 2097: DA 2019/1522

We write on behalf of our Clients, Mr & Mrs Bill & Victoria Buckle of 29 Beach Road, Collaroy.

On Wednesday, 16 September 2020, NBLPP will be presented with a DA on the above property for determination under Section 4.15 of the EPAA 1979 [the EPA Act].

Our Clients have submitted numerous Written Submissions under Section 4.15 of the EPAA 1979 [the EPA Act], referring to considerable amenity concerns in respect to the proposed development on the subject site.

On 11 September 2020, our Clients have written once again to the NBLPP addressing their concerns.

Our Clients have been greatly concerned about the vast amount of proposed deep excavation on the subject site, and ask have asked Council and now NBLPP to limit the extent of the basement.

Unfortunately, Council's Officers have not proposed any Conditions to limit excavation, and have recommended conditional consent to the DA.

Our Clients are very concerned in particular about the high risk of this excavation causing significant instability to the two Norfolk Pines, T12 and T13, positioned on Council land, which both tower over our Client's house and yard.

We attach within APPENDIX A, an Extract from Construction Impact Assessment and Management Plan prepared by Botanics Tree Wise People Pty Ltd, on behalf of the Applicant, Page 13, dated May 2019 showing a plan detail of the location of the Norfolk Pines.

Construction Impact Assessment and Management Plan prepared by Botanics Tree Wise People Pty Ltd, dated May 2019 states:

"3.8 The sites most arboriculturally significant trees are the A. heterophylla, or Norfolk Island Pines documented as Trees 12 and 13. These will have been planted over 100 years ago for coastal navigation and to signify coastal development. Tree 12 has been planted on the upper portion of this coastal escarpment. Erosion and weather will have further altered localised topography here and

these trees will have played an important part in stabilising this coastal dune. Both trees do however have exposed surface roots that will be an indication of surface erosion.

3.9 The proposed excavation to allow for the construction of the basement will theoretically affect less than 10% of Tree 13's TPZ. This is within the range considered as allowable under Australian Standard AS4970 Guidelines for the Protection of Trees on Development Sites."

Our Client's ask Council once again to significantly reduce the extent of the proposed basement, to significantly reduce the risk.

Our Clients require the Northern Beaches Council as the Consent Authority to INDEMNIFY our Clients against death, personal injury and damage to property as a result of these trees falling onto our Client's property.

We ask Council for a response to this matter.

Yours faithfully

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APPENDIX A: Extract from Construction Impact Assessment and Management Plan prepared by Botanics Tree Wise People Pty Ltd, Page 13, dated May 2019 states:

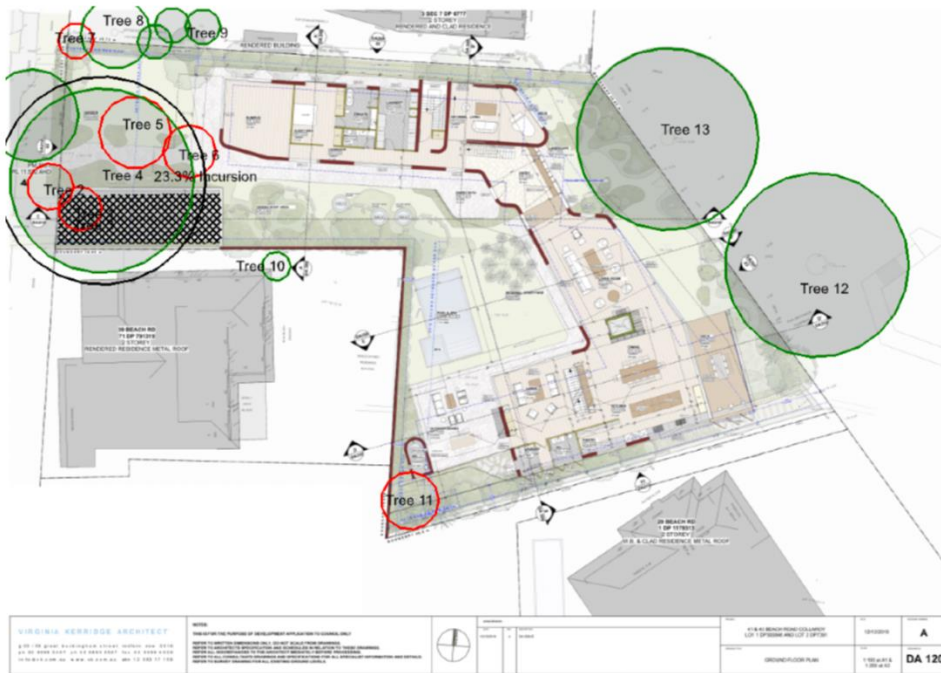


Figure 4 Shows the locations of the documented trees in relation to the existing and proposed development.