



# DEVELOPMENT APPLICATION TREE REMOVAL AND TREE PRUNING

MADE UNDER THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (SECTIONS 79A)  
FOR WORKS ASSOCIATED WITH A DEVELOPMENT CERTIFICATE APPLICATION

Rec: 10027521

|   |                              |
|---|------------------------------|
| <b>Contact Us</b>   |                              |
| The General Manager, 725 Pittwater Road, Dee Why NSW 2099 or<br>Customer Service Centre, Warringah Council DX9118 Dee Why                   |                              |
| <b>Email</b>  | council@warringah.nsw.gov.au |
| <b>Fax</b>  | 9942 2606                    |
| If you need help lodging your application call Customer Service on (02) 9942 2111<br>or come in and talk to us at the Civic Centre, Dee Why |                              |

|   |   |   |   |   |   |   |   |   |   |   |
|---|---|---|---|---|---|---|---|---|---|---|
| <b>Office Use Only</b>  |   |   |   |   |   |   |   |   |   |   |
| D   | A | 2 | 0 | 1 | 6 | /   | 0 | 0 | 3 | 7 |
| <input type="radio"/> WLEP 2000 Locality<br><input checked="" type="radio"/> Owners Consent<br><input type="radio"/> Lot and DP<br><input type="radio"/> 40m Buffer<br><input type="radio"/> Acid Sulfate<br><input type="radio"/> Bushfire Zone<br><input type="radio"/> Heritage<br><input type="radio"/> Slip Zone |   |   |   |   |   | <input type="radio"/> WLEP 2011 Zone<br><input type="radio"/> Flood Zone<br><input type="radio"/> Riparian Zone<br><input type="radio"/> Vegetation/Threatened<br><input type="radio"/> Wave Impact<br><input type="radio"/> Coastal Zone<br><input type="radio"/> 100m MHW |   |   |   |   |

For applicable fees and charges, please refer to Council's website: [warringah.nsw.gov.au](http://warringah.nsw.gov.au) or contact our Customer Service Centre.

## Privacy and Personal Information Protection Notice

The personal information requested in this form is required by or under the Environmental Planning and Assessment Act 1979 and will only be used by Warringah Council in connection with the requirements of that Act and any other relevantly applicable legislation relating to the subject-matter of this application. The information is being collected for the following purposes, namely, to enable us to (1) process and determine your application, (2) contact you in relation to your application should that be necessary, and (3) keep the public informed by making the application publicly accessible. If you do not provide the information, Council will not be able to process your application, and your application will be rejected.

Your application will be available to Councillors and Council Officers. Members of the public have certain rights of access to information and documents held by Council under the Government Information (Public Access) Act 2009 (GIPA), and under the Privacy and Personal Information Protection Act 1998 (NSW) to the extent permitted by those Acts.

Warringah Council is to be regarded as the agency that holds the information, which will be stored on Council's records management system or in archives and may be displayed on E-Services Online (except as regards to personal particulars). You have a right to access information within the meaning of the Privacy and Personal Information Protection Act 1998 (NSW) on application to Council, and to have that information updated or corrected as necessary. Please contact Warringah Council if the information you have provided is incorrect or changes or if access is otherwise sought to the information. In addition, a person may request that any material that is available (or is to be made available) for public inspection by or under the Local Government Act 1993 (NSW) be prepared or amended so as to omit or remove any matter that would disclose or discloses the person's place of living if the person considers that the disclosure would place or places the personal safety of the person or of members of the person's family at risk. Any such request must be made to Council's General Manager see s 739 of the Local Government Act 1993 (NSW).

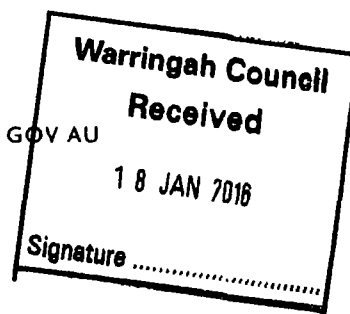
## Part 1: Summary Applicant(s) Details

|   |  |  |  |
|---|--|--|--|
| Applicant(s) name   | KATHARINE KERR                                   |  |  |
| Owner(s) name   | KATHARINE KERR                                   |  |  |
| If any owner/applicant of this development application is a current employee or elected representative of Warringah Council | <input type="radio"/> Warringah Council Employee |  |  |
|   | <input type="radio"/> Elected Representative     |  |  |

## Part 2: Application Details

|  |  |                      |              |        |
|--|--|----------------------|--------------|--------|
| <b>2.1 LOCATION OF THE PROPERTY</b>  |  |                      |              |        |
| We need this to correctly identify the land. These details are shown on your rates notice, property title etc. | Unit Number  |                      | House Number | 40     |
|  | Street   | WILLOW TREE CRESCENT | Suburb       | BAROSE |
|  | Legal Property Description<br><small>This information must be supplied</small> | Lot                  |              |        |
|  |  | Sect                 |              |        |
|  | DP/SP  |                      |              |        |

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## Part 2: Application Details

### 2.2 EXEMPTIONS

Council consent is not required for removal if the tree is less than 6 metres in height, the tree is dead, a noxious weed, is referred to in the list of exempt species in Appendix 5 of the WDCP 2011, or is considered dangerous to life or property. Note: A tree less than 6 metres in height which has a canopy width exceeding 7 metres will require consent. (For properties within Deferred Lands under the WLEP 2000 then you must consider the Tree Preservation order). To find out more about the exemptions, please go to

[warringah.nsw.gov.au/planning-and-development/development-restrictions/trees-and-development](http://warringah.nsw.gov.au/planning-and-development/development-restrictions/trees-and-development)

Trees which are considered a high risk/imminent danger to life and property by a Level 5 qualified Arborist are exempt development and can be removed without Council consent by the owner of the tree.

You need written confirmation from the Arborist and the report must clearly state the following:

- Qualifications: AQF Level 5 Arborist or equivalent (see WDCP 2011, Part H, Appendix 10)
- The tree(s) is declared a 'high risk' or is an imminent danger to life and property
- Immediate removal of the tree(s) is recommended

A copy of the report is to be sent to council for record keeping purposes.

You may also prune a tree by less than 10% of the foliage within a 12 month period without Council consent.

### 2.3 APPLICATION FEE

\$110 - Fee to be confirmed with Council's current Fees and Charges

### 2.4 OWNERS CONSENT

The owner of the land on which the tree(s) are located must sign the consent on the application.

Any consent issued as a result of this application is not a directive or order and does not oblige the owner to undertake the consented works. The consent is valid for five years from the date on the determination.

### 2.5 DESCRIPTION OF WORKS

Please provide details of the work to be carried out in the box below. If your application is required as part of an Exempt and Complying Development (CDC) such as a secondary dwelling, pool etc. please refer to the Development Application Checklist in section 2.8 on page 4 for required information.

| Tree No | Tree species (if known) | Work required (prune/remove/assess) | Reason for the work   |
|---------|-------------------------|-------------------------------------|---|
| 1       | Lilly Pilly             | REMOVE                              | These trees have been assessed previously. They have been pruned regularly, but the damage to the drive from root growth is now such that we are unable to use part of the drive and the lifting of tarmac is almost to the property. |
| 2       | Lilly Pilly             | REMOVE                              |   |
| 3       |                         |                                     |   |
| 4       |                         |                                     |   |
| 5       |                         |                                     |   |
| 6       |                         |                                     |   |
| 7       |                         |                                     |   |
| 8       |                         |                                     |   |
| 9       |                         |                                     |   |
| 10      |                         |                                     |   |
| 11      |                         |                                     |   |
| 12      |                         |                                     |   |
| 13      |                         |                                     |   |
| 14      |                         |                                     |   |

Please indicate whether any of the above trees are considered dangerous to life or property. Please refer to section 2.2 Exemptions.

**2.6 SKETCH**

Please indicate in the box on the right

Sketch the outline of the allotment, street, position of structures eg house, garage and the location of each tree as numbered in 2.3

Indicate location of all underground infrastructure such as pipes, sewer etc. within 5 metres of the tree

**2.7 SITE DETAILS**

For the purpose of providing safe access for the site inspection:

|   |   |
|---|---|
| Are there any dogs on the property?           | <input type="radio"/> Yes <input checked="" type="radio"/> No |
| Are there any locked gates blocking access?   | <input type="radio"/> Yes <input checked="" type="radio"/> No |
| Special arrangement required for site access? | <input type="radio"/> Yes <input checked="" type="radio"/> No |

For the purpose of identifying the trees in section 2.5, please indicate clearly with tape, ribbon, paint spot or numbered tag each tree to be inspected.

**2.8 INTEGRATED DEVELOPMENT**

Is this application for integrated development?

Please tick appropriate boxes.

☐ Yes ☒ No

|  |   |
|--|---|
| Integrated development is development that requires licences or approvals from other consent authorities. Most forms of development will not be "integrated". See Part 4, Division 5, Section 91 of the Environmental Planning and Assessment Act 1979 - <a href="http://www.legislation.nsw.gov.au">www.legislation.nsw.gov.au</a> . If integrated additional payment (by Cheque) is required to relevant authority |   |
| Fisheries Management Act 1994  | <input type="radio"/> s144 <input type="radio"/> s201 <input type="radio"/> s205 <input type="radio"/> s219                                     |
| Heritage Act 1977  | <input type="radio"/> s58   |
| Mine Subsidence Compensation Act 1961  | <input type="radio"/> s15   |
| Mining Act 1992  | <input type="radio"/> s63 <input type="radio"/> s64   |
| National Parks And Wildlife Act 1974   | <input type="radio"/> s90   |
| Petroleum (Onshore) Act 1991   | <input type="radio"/> s9  |
| Protection Of The Environment Operations Act 1997  | <input type="radio"/> s43(a), (b), (d) <input type="radio"/> s47 <input type="radio"/> s48 <input type="radio"/> s55 <input type="radio"/> s122 |
| Roads Act 1993   | <input type="radio"/> s138  |
| Rural Fires Act 1997   | <input type="radio"/> s100b   |
| Water Management Act 2000  | <input type="radio"/> s89 <input type="radio"/> s90 <input type="radio"/> s91   |

## 2.9 DISCLOSURE OF POLITICAL DONATIONS AND GIFTS

**Note** gift means a gift within the meaning of section 84 of the Election Funding & Disclosures Act 1981 Failure to disclose relevant information is considered an offence under Part 6 section 96H of the Election Funding and Disclosures Act 1981

Under section 147 of the Environmental Planning and Assessment Act 1979 any reportable political donation to an elected representative of Warringah Council (Mayor or Councillor) and/or any gift to an elected representative or Warringah Council employee within a two (2) year period commencing two (2) years before the date of this application and ending when the application is determined must be disclosed

☐ Yes ☒ No

If yes, complete the Political Donation Declaration and lodge it with this application. If no, in signing this application I undertake to advise the Council in writing if I become aware of any person with a financial interest in this application who has made a political donation or has given a gift in the period from the date of lodgement of this application and the date of its determination.

For further information visit Councils website at  
warringah.nsw.gov.au/plan\_dev/PoliticalDonationsBill.aspx

## DEVELOPMENT APPLICATION CHECKLIST

[illegible]