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WARRINGAH COUNCIL  
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MAIL ROOM



Warringah Council

## Development Application Tree Removal and Tree Pruning

Made under the Environmental Planning and Assessment Act 1979 (Sections 78A)  
for works associated with a Complying Development Certificate Application



**Address the application to:**

The General Manager  
Warringah Council  
 Civic Centre, 725 Pittwater Rd  
 Dee Why NSW 2095

**Or**

Customer Service Centre  
Warringah Council  
 DX 9118  
 Dee Why

**If you need help lodging your application:**

Phone our Customer Service Centre on (02) 9542 2111 or come in and talk to us

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**Office Use Only**

Locality: \_\_\_\_\_

DA 2011/0978

<input type="checkbox"/> Owned Consent	<input type="checkbox"/> Flood Zone
<input type="checkbox"/> Lot and DP	<input type="checkbox"/> Riparian Zone
<input type="checkbox"/> 40m Buffer	<input type="checkbox"/> Vegetation/Threatened
<input type="checkbox"/> Acid Sulfate	<input type="checkbox"/> Wave Impact
<input type="checkbox"/> Bushfire Zone	<input type="checkbox"/> Coastal Zone
<input type="checkbox"/> Heritage	<input type="checkbox"/> 100m MHW/M
<input type="checkbox"/> Ship Zone	

Aug 10

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

100133191

### Privacy and Personal Information Protection Notice Rec: ~~XXXXXXXXXX~~

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: Skyline Landscape Pty Ltd

Owner(s) name: Dexus Group

If any owner/applicant of this development application is a current employee or elected representative of Warringah Council

Warringah Council employee Yes  No  Elected representative Yes  No

### Part 2 Application Details

2.1 Location of the property Unit no. 3-Avon House no. 120 Street Old Pittwater Rd

Suburb Brookvale, NSW

Legal property description Lot 33 DP 868761

We need this to correctly identify the land, assess charges and stamp on your development application.

## Part 2 Application Details

### 2.4 Sketch

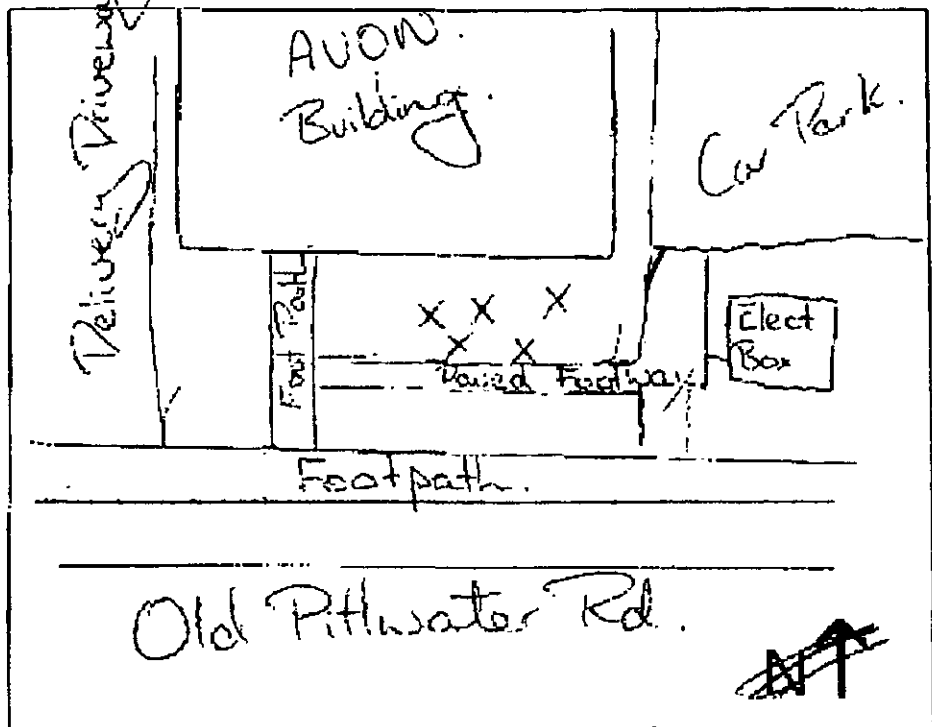
Please indicate in the box on the right:

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

Please tie a yellow ribbon around the tree trunk.

Are there any dogs on the property's

Yes  No



X = Casuarina trees.

### 2.5 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 - [www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au).

- Fisheries Management Act 1994  s144  s251  s205  s219
- Heritage Act 1977  s58
- Mine Subsidence Compensation Act 1951  s15
- Mining Act 1992  s63  s64
- National Parks and Wildlife Act 1974  s90
- Petroleum (Onshore) Act 1991  s9
- Protection of the Environment Operations Act 1997  s43(a),(b),(c)  s47  s48  s55  s122
- Roads Act 1993  s138
- Rural Fires Act 1997  s100B
- Water Management Act 2000  s89  s90  s91

## Part 2 Application Details

### 2.2 Exemptions

Council consent is not required if the tree is less than 5 metres in height and with a foliage crown spread of less than 10 metres, the tree is dead, has been declared a noxious weed, is referred to as exempt in clause 8 of the Order, or is to be pruned by less than 10% of foliage within a 12 month period (refer to Tree Preservation Order for further clarification).

#### Application fee

\$110

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 **three years** from the date on the determination.

### 2.3 Description of works

Please provide details of the work to be carried out in the box below.

Tree no.	Tree species (if known)	Work required (prune/remove/assess)	Reason for the work
1	Casuarina.	Remove.	Proposed landscape work to Eliminate trip hazards on the site, as they are damaging the Footpath & Blocking the Sites storm water catchments/Pits.
2	Casuarina.	Remove.	
3	Casuarina	Remove.	
4	Casuarina	Remove	
5	Casuarina	Remove.	
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			

## Part 2 Application Details

### 2.6 Disclosure of political donations and gifts

Note: gift means a gift within the meaning of section 94 of the Election Funding & Disclosure Act 1981. Failure to disclose relevant information is considered an offence under Part 6 section 96H of the Election Funding and Disclosure 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.

Are you aware of any person with a financial interest in this application who made a reportable donation or gave a gift in the last two (2) years.

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:  
[www.warringah.nsw.gov.au/plan\\_dew/PoliticalDonationsBill.aspx](http://www.warringah.nsw.gov.au/plan_dew/PoliticalDonationsBill.aspx)

## Development Application Checklist

### Required

### Supplied

#### DO YOU HAVE OWNER(S) CONSENT?

(NOTE: If the trunk of the tree is located across property boundaries, all owners consents are required)

Yes

No

#### HAVE YOU ATTACHED A SKETCH OF THE PROPERTY?

#### HAVE YOU ATTACHED A CHEQUE?

#### SUPPORTING DOCUMENTATION?

Aborist's Report (completed in accordance with Council's Guidelines)



Dexus Property Services Pty Limited

ABN 66 080 918 252

Level 9, 343 George Street

Sydney NSW 2000

PO Box R1822, Royal Exchange NSW 1225

Ph: 0409 441 720

Email: [marck.lanham@dexus.com](mailto:marck.lanham@dexus.com)

Dear Sir,

On behalf of Dexus property group I give consent for the removal of 5 casuarina trees from the front of the Avon building at 114 Old Pittwater Rd.

These trees need to be removed as they are damaging the footpath causing trip hazards and blocking the stormwater catchments and pits.

Yours sincerely

A handwritten signature in black ink, appearing to read "Marck Lanham", with a long horizontal flourish extending to the right.

Marck Lanham

Building Services Manager



To see all the details that are visible on the screen, use the "Print" option in the "Share" menu.



Sx Casuarinas  
Remove



**DEXUS**

PROPERTY GROUP

25 July 2011

The General Manager  
Warringah Council  
Civic Centre, 725 Pittwater Road  
Dee Why NSW 2099

DEXUS Property Services Pty Limited  
ABN 66 080 918 252

Level 9, 343 George Street  
Sydney NSW 2000

PO Box R1822  
Royal Exchange NSW 1225

Telephone 02 9017 1100

Direct 02 9017 1282

Facsimile 02 9017 1111

Dear Sir

**Consent of Owner: 120 Old Pittwater Road Brookvale**

The registered proprietor of the above property is Perpetual Trustee Company Limited ("PTCL") as Custodian for the DEXUS Industrial Trust ("DIT").

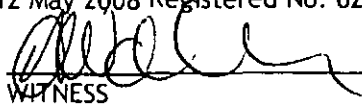
PTCL consents Avon in applying for a Development Application for 120 Old Pittwater Road Brookvale.

PTCL appoints DXFM to sign the Owner's Consent of the Development Application.

This consent is given on the basis that PTCL will not be responsible for;

- Any work to be carried out to the property as a result of or in connection with the application;
- Any Statutory approvals, all laws and requirements of Authority required by the tenant;
- Any work required to be carried out to the property which is properly the responsibility of the applicant because of the applicant's particular use of the property;
- Any costs associated with the application (which shall be payable by the applicant);

Executed by Perpetual Trustee Company Limited  
by its Attorneys pursuant to Power of Attorney Dated  
12 May 2008 Registered No. 620 Book 4544 in the presence of:

  
WITNESS

AMY WALKER

NAME OF WITNESS

  
ATTORNEY

BENJAMIN PAUL KEEN

NAME OF ATTORNEY

  
ATTORNEY  
ANDREW WHITESIDE

NAME OF ATTORNEY