

## Natural Environment Referral Response - Biodiversity

<b>Application Number:</b>	DA2020/1076
<b>Date:</b>	09/11/2020
<b>Responsible Officer</b>	Jordan Davies
<b>Land to be developed (Address):</b>	Lot 2 DP 10649 , 825 - 831 Pittwater Road COLLAROY NSW 2097 Lot 3 DP 10649 , 825 - 831 Pittwater Road COLLAROY NSW 2097 Lot 1 DP 1035107 , 825 - 831 Pittwater Road COLLAROY NSW 2097

### 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

The proposed development has been assessed against the following biodiversity-related provisions:

- SEPP (Coastal Management) Coastal Wetlands Proximity Area
- SEPP (Coastal Management): Coastal Environment Area
- WDCP Clause E2 (Prescribed Vegetation)
- WDCP Clause E6 (Retaining unique environmental features)

The proposal includes removal of four prescribed native planted trees. The submitted landscape plan includes provision for replacement of removed trees with five advanced Crepe Myrtle (*Lagerstroemia* sp.) specimens. To achieve greater consistency with the controls, the landscape plans are to be amended to substitute proposed Crepe Myrtles with a locally native tree species. This will be conditioned.

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

### **Amend Landscape Drawings**

The submitted Landscape Plans (Site Image Landscape Architects, DWG 101-Revision E, 17/08/2020) are to be amended in accordance with the following:

- i) Deletion of the proposed Lagerstroemia plantings from the southern boundary garden;
- ii) Replacement of deleted Lagerstroemia specimens with species selected from the 'Trees' and/or 'Shrubs/Low Trees' sections of the native plant guide for the Narrabeen Ward (available on Council's website <https://www.northernbeaches.nsw.gov.au/node/34931> )
- iii) New plantings are to be in a minimum 75L container and are to be capable of reaching a mature height of at least 6 metres.

Plans are to be amended and submitted to the Certifying Authority prior to the issue of the Construction Certificate.

**Reason:** To replace native vegetation proposed for removal.

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

### **Impacts to Protected Native Wildlife**

Trees proposed for removal must be inspected for native wildlife prior to their removal. If native wildlife is found within trees to be removed, a registered wildlife rescue and rehabilitation organisation must be contacted for advice. Any incidents in which native wildlife are injured or killed as a result of works are to be recorded, in addition to details of any action taken in response. Written evidence of compliance (including records of inspections and any wildlife incidents) is to be provided to the Principal Certifying Authority prior to issue of the Occupation Certificate.

**Reason:** To protect native wildlife in accordance with Section 2.1 of the NSW Biodiversity Conservation Act 2016.

## ON-GOING CONDITIONS THAT MUST BE COMPLIED WITH AT ALL TIMES

### **Landscape Plan to be Implemented**

Landscaping is to be implemented in accordance with the approved Landscape Plan and these conditions of consent. Compliance with this condition is to be certified in writing by a suitably qualified Landscape Architect and evidence provided to the certifying authority prior to any Occupation Certificate.

**Reason:** To achieve compliance with relevant Natural Environment controls.