



**Warringah  
Council**

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13 November 2009



J A Herbert  
102 William Street  
NORTH MANLY NSW 2100

Dear Sir/Madam,

**RE: Application No: DA2009/1494**  
**Description: Removal of 1 tree**  
**Address: 102 William Street**  
**NORTH MANLY NSW 2100**

We are writing to advise you that the abovementioned Development Application (for the removal / pruning of a tree) has now been determined. The formal determination notice is attached.

This determination includes the reasons behind Council's determination to refuse your application.

Should you require any further information on this matter, please do not hesitate to contact myself between the hours of 9.30am and 10.30am or 3.00pm and 4.00pm, Monday to Friday, on telephone number **9942 2111**, or at any time on facsimile number 9971 4522 or if the questions you wish to put to Council are more complex you should email us the question quoting DA number and the property address in the subject title.

[council@warringah.nsw.gov.au](mailto:council@warringah.nsw.gov.au).

Yours faithfully

Jason Goldstein  
**Tree Assessment Officer, Development Assessment**





Warringah Council

## NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION

Development Application No:	DA2009/1494
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### DEVELOPMENT APPLICATION DETAILS

Applicant Name and Address:	J A Herbert 102 William Street NORTH MANLY NSW 2100
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Land to be developed (Address):	102 William Street NORTH MANLY NSW 2100
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Proposed Development:	Tree Removal (1)
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### APPLICATION REFUSED

Made on (Date):	13 November 2009
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#### Reasons for Refusal:

1. Tree 1 (Araucaria heterophylla – Norfolk Island Pine) was in good health and condition at time of inspection and provided amenity to the area.
2. The reasons listed for removal as stated in the application do not justify the removal of the tree.

#### NOTE:

*This determination is relates to the condition of the tree/s at the time of inspection by Council and is limited to a visual assessment of the subject tree from ground level.*

*The responsibility of routine inspection and maintenance of trees located on private property is the responsibility of the relevant landowner.*

*Tree owners are strongly advised by Council to have their trees regularly inspected and maintained, to prevent the likelihood of branch or tree failure.*

#### Right of Appeal

If you are dissatisfied with this decision Section 97 of the Environmental Planning & Assessment Act 1979 may give you the right to appeal to the Land and Environment Court within 12 months after the date on which you receive this notice.

**Signed** on behalf of the consent authority

Signature  
Name Jason Goldstein, Tree Assessment Officer, Development Assessment