

Natural Environment Referral Response - Biodiversity

Application Number:	DA2021/2557
Date:	13/01/2022
Responsible Officer	Phil Lane
Land to be developed (Address):	Lot 2 DP 541280 , 1 A Elvina Avenue AVALON BEACH NSW 2107

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

As stated within the Statement of Effects and Plans (ShimDesign) and Arborist Report (Growing My Way Tree Services), the plans proposed indicate the removal of several *Casurina glauca* trees due to maintenance issues, which are characteristic species of the Endangered Ecological Community Swamp Oak Floodplain Forest. However the north-east section of the site is located within the Department of Planning, Industry and Environments (DPIE) Biodiversity Values Mapping : <https://www.lmbc.nsw.gov.au/Maps/index.html?viewer=BOSETMap>

The submitted information does not identify that the site is located within the Biodiversity Values map, and consequently has not adequately addressed the requirements surrounding native tree removal i.e. Trees 2 - 9 within BV Mapping. Development occurring within DPIE's Biodiversity Values Mapping will require assessment under the Biodiversity Assessment Methodology (BAM) 2020 if they involve impacts to Native Vegetation (as defined under 60B of the Local Land Services Act 2013).

It is highly recommended that the development is amended to avoid impacts to the native vegetation within the BV mapped area on the site. If impacts to native vegetation within the BV mapped area cannot be avoided, the NSW Biodiversity Offset Scheme will be triggered, and a Biodiversity Development Assessment Report is required with the application. The applicant must also address Pittwater LEP cl7.6 Biodiversity, P21 DCP B4.4 Flora and Fauna Habitat Enhancement Category 2 and Wildlife Corridor, B4.14 Development in the Vicinity of Wetlands, as well as the Coastal SEPP cl. 10, 11 and 13, and any landscaping proposed must be in accordance with the relevant control objectives and requirements.

The proposal is therefore unsupported.

Note: Should you have any concerns with the referral comments above, please discuss these with the Responsible Officer.

Recommended Natural Environment Conditions:

Nil.