

## Natural Environment Referral Response - Biodiversity

<b>Application Number:</b>	DA2021/0457
<b>Date:</b>	12/05/2021
<b>Responsible Officer</b>	Ashley Warnest
<b>Land to be developed (Address):</b>	Lot 36 DP 11356 , 44 Nareen Parade NORTH NARRABEEN NSW 2101

### 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

Council's Biodiversity referrals team have assessed the Development Application for compliance against the following applicable biodiversity related controls:

- Pittwater LEP cl. 7.6 Biodiversity Protection
- Pittwater 21 DCP cl. B4.4 Flora and Fauna Habitat Enhancement Category 2 and Wildlife Corridor
- Coastal Management SEPP 2018 cl. 11 Development on land in proximity to coastal wetlands or littoral rainforest
- Coastal Management SEPP 2018 cl. 13 Development on land within the coastal environment area

The Development Application seeks consent for the construction of a secondary dwelling. The Arborist Report (Naturally Trees, March 2021) submitted with the Development Application, identifies that 14 trees require removal to facilitate the development. This includes 8 exempt species which can be removed without Council consent. The remaining trees proposed for removal are considered to be of low significance, with the exception of two (2) *Allocasuarina torulosa* which have a medium significance and one (1) *Syncarpia glomulifera* which has a high significance. These tree trees are to be replaced with suitable native replacements. There is an arboreal termite nest in the upper trunk of Tree #14. The termite nest did not appear to be occupied by fauna during the time of inspection by Council's biodiversity officer. One (1) small nest box is to be installed within a tree that is to be retained within the site, in order to provide suitable nesting habitat for native species.

Subject to these conditions of consent, Council's biodiversity referrals team are satisfied that the proposed development complies with the above listed biodiversity related controls.

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**

**Installation of Nest Boxes**

At least 1 nest box suitable for native bird species (Kookaburra or Kingfisher) is to be installed in a retained tree within the site.

The nest box must be attached in accordance with industry best practice (e.g. expandable tree sensitive methods).

Written certification of compliance is to be prepared and submitted to the Certifying Authority prior to issue of the Construction Certificate.

Reason: To maintain wildlife habitat.

**CONDITIONS THAT MUST BE ADDRESSED PRIOR TO ANY COMMENCEMENT**

**Dead or Injured Wildlife**

If construction activity associated with this development results in injury or death of a native mammal, bird, reptile or amphibian, a registered wildlife rescue and rehabilitation organisation must be contacted for advice.

Reason: To protect native wildlife.

**CONDITIONS WHICH MUST BE COMPLIED WITH PRIOR TO THE ISSUE OF THE  
OCCUPATION CERTIFICATE**

**Replacement of Canopy Trees**

At least 3 locally native canopy trees are to be planted on site to replace protected trees approved for removal. Species are to have a minimum mature height of 8.5m and be consistent with species removed from site (1 x *Eucalyptus* sp. and 2 x *Allocasuarina torulosa*).

Tree plantings are to be retained for the life of the development and/or for their safe natural life. Trees that die or are removed must be replaced with another locally native canopy tree.

Replacement plantings are to be certified as being completed in accordance with these conditions of consent by a qualified landscape architect, and details submitted to the Principal Certifying Authority prior to issue of any Occupation Certificate.

Reason: To establish appropriate native landscaping.

**No Weeds Imported On To The Site**

No Priority or environmental weeds (as specified on the NSW WeedWise website) are to be imported on to the site prior to or during construction works.

Details demonstrating compliance are to be submitted to the Principal Certifying Authority prior to issue of any Occupation Certificate.

Reason: To reduce the risk of site works contributing to spread of Priority and environmental weeds.