



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 2099

Or

- ☐ Customer Service Centre
Warringah Council
DX 9118
Dee Why

If you need help lodging your application:

Phone our Customer Service
Centre on (02) 9942 2111 or
come in and talk to us

LN#100192096

March 2013

Office Use Only

- ☐ WLEP 2000 Locality:
☐ WLEP 2011 Zone:

DA2013/0471

- | | |
|--|--|
| ☒ Owners Consent | ☐ Flood Zone |
| ☒ Lot and DP | ☐ Riparian Zone |
| ☐ 40m Buffer | ☐ Vegetation/
Threatened |
| ☐ Acid Sulfate | ☐ Wave Impact |
| ☐ Bushfire Zone | ☐ Coastal Zone |
| ☐ Heritage | ☐ 100m MHW |
| ☐ Slip Zone | |

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

Privacy and Personal Information Protection Notice

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

Daniel Sheahan, Debra Sheahan

Owner(s) name

Daniel Sheahan, Debra Sheahan

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

Warringah Council Employee Yes ☐

Elected Representative Yes ☐

Part 2 Application Details

2.1 Location of the property

Unit no.

House no.

16

Street

Gladys ave

Suburb

Frenchs Forest

We need this to correctly identify the land. These details are shown on your rates notice, property title etc.

Legal property description

Lot: 1

Sect:

DP/SP:

548605

This information must be supplied.

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 **five 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	Gum	remove	see attached "1"
2	Gum	remove	See attached "2"
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			

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?

Yes ☐ No ☒

Are there any locked gated blocking access?

Yes ☐ No ☒

see attached plan.



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.

Fisheries Management Act 1994 ☐ s144 ☐ s201 ☐ s205 ☐ s219

Heritage Act 1977 ☐ s58

Mine Subsidence ☐ s15

Compensation Act 1961

Mining Act 1992 ☐ s63 ☐ s64

National Parks and ☐ s90

Wildlife Act 1974

Petroleum (Onshore) Act 1991 ☐ s9

Protection of the Environment ☐ s43(a),(b),(d) ☐ s47 ☐ s48 ☐ s55 ☐ s122

Operations Act 1997

Roads Act 1993 ☐ s138

Rural Fires Act 1997 ☐ s100B

Water Management Act 2000 ☐ s89 ☐ s90 ☐ s91

Part 2 Application Details

2.6 Disclosure of political donations and gifts

Note: gift means a gift within the meaning of section 84 of the Election Funding & Disclosures Act 1981. Failure to disclose relevant information is considered an offence under Part 6 section 96H of the Election Funding and Disclosures 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_dev/PoliticalDonationsBill.aspx

Development Application Checklist

Required

Supplied

DO YOU HAVE OWNER(S) CONSENT? (All owners of the property must give consent).
(NOTE: If the trunk of the tree is located across property boundaries, consent of ALL owners of EACH property is required)

☒ Yes

☐ No

HAVE YOU ATTACHED A SKETCH OF THE PROPERTY?

(All trees to be inspected are to be clearly marked on the sketch and on site with tape, ribbon, paint spot or numbered tag)

☒ Yes

☐ No

HAVE YOU ATTACHED A CHEQUE?

☒ Yes

☐ No

SUPPORTING DOCUMENTATION?

Have you attached all relevant documentation, reports, photographs in support of the application? e.g. below

- Arborist's Report (in accordance with Council's Guidelines).
- Sewer diagram, Plumbers report.
- Structural Engineers report.

NOTE: Removal of trees for damage to sewer pipes/built structures will not be approved unless all engineering alternatives are considered.

Exempt and Complying Development

Is this application required as part of an Exempt or Complying Development?

☐ Yes

☒ No

If Yes - have you attached all relevant plans?

A Site Plan showing existing and proposed development with trees identified in Part 2.3.

Warringah Development Control Plan, Part H, Appendix 11 - Class 2-9 Building and Appendix 12 - Tree Protection Plan may apply.

Tree number 1 requiring removal – 16 Gladys Ave Frenchs Forest

Tree 1 is a gum tree of unknown species that is dangerous in terms of its health. It continually drops very large limbs, some up to 200 mm in diameter. The last one smashed a car parked on the front lawn, writing it off. It is now dangerously out of balance, and the next limb to fall will take out the fence, the footpath, and any pedestrian on the footpath at the time.

We wish to remove it as it is dangerous, a hazard to humans, and a lawsuit waiting to happen.



Tree number 2 requiring removal – 16 Gladys Ave Frenchs Forest

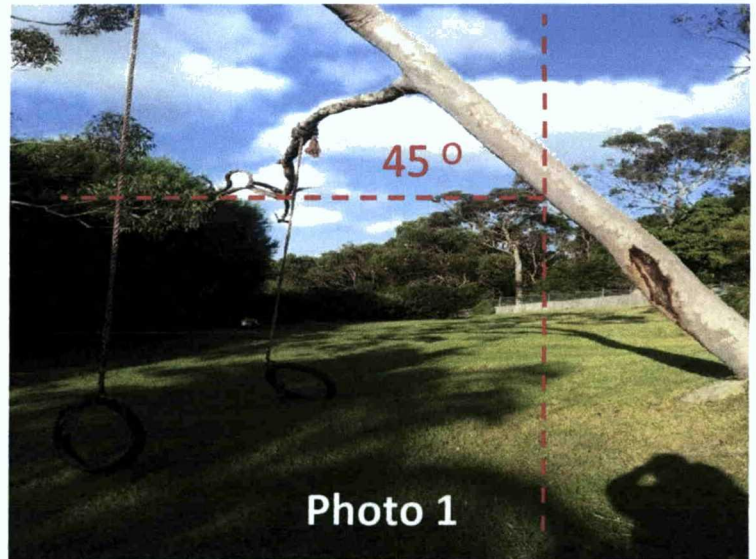
Tree 2 is also a gum tree of unknown species that is dangerous in terms of its health.

As the photos depict, the tree is slowly sliding down the sloping land, and is now at an acute angle. Three years ago the tyre swings were able to be used by children.

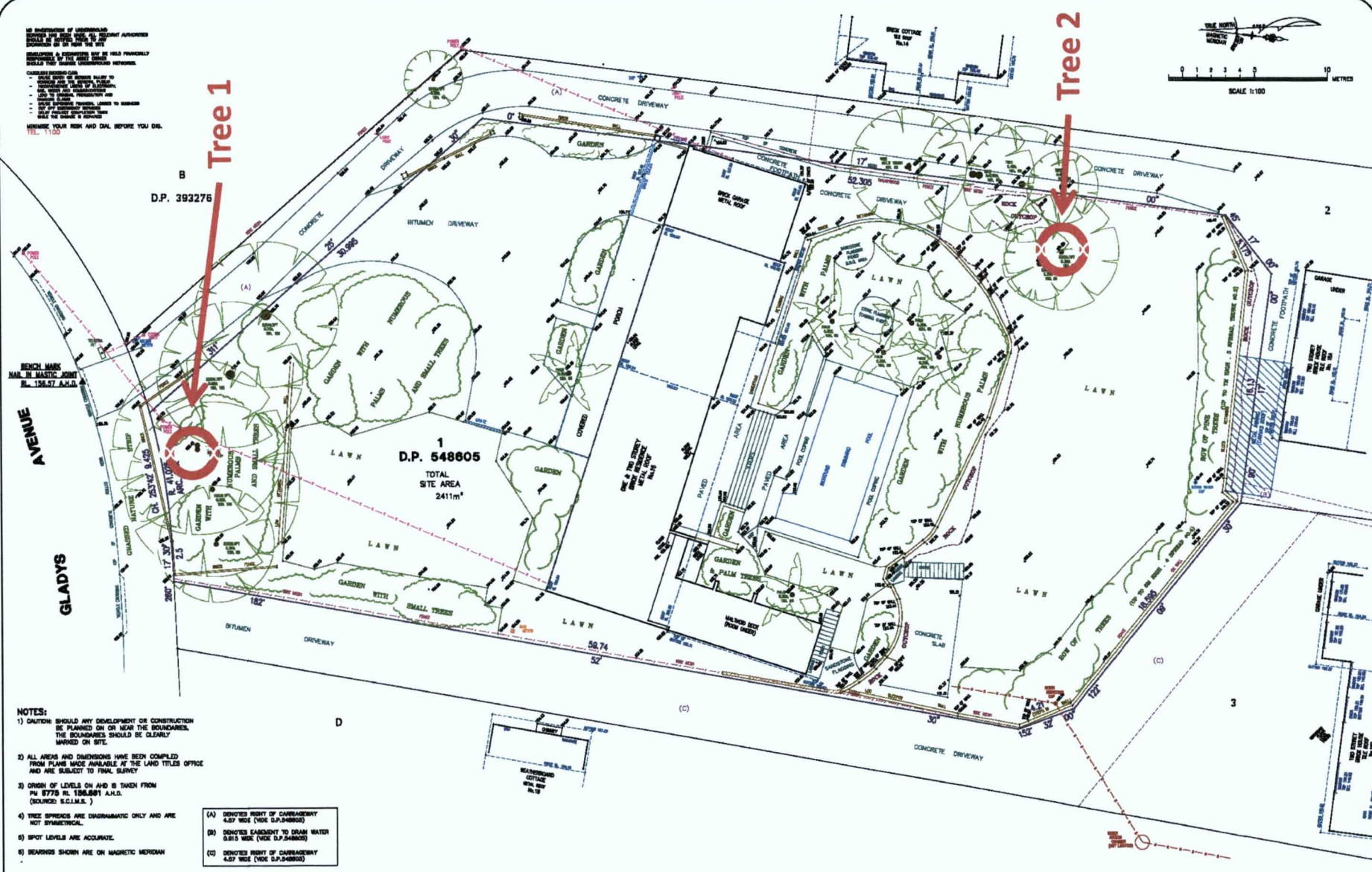
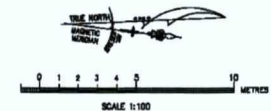
Picture three shows the angle of the trunk in comparison to its neighbouring tree, which is vertical.

We wish to remove it as it is in imminent danger of pulling its roots and toppling over, landing on the adjoining neighbours house.

It is dangerous, a hazard to humans, and a lawsuit waiting to happen.



NO PART OF THIS PLAN IS TO BE USED FOR ANY PURPOSE OTHER THAN THAT AUTHORIZED BY THE SURVEYOR. THE SURVEYOR'S OFFICE IS NOT RESPONSIBLE FOR ANY LOSS OR DAMAGE TO ANY PROPERTY OR PERSONS OR FOR ANY INJURY TO ANY PERSONS OR FOR ANY LOSS OF PROFITS OR BUSINESS OR FOR ANY OTHER LOSS OR DAMAGE OF ANY KIND. THE SURVEYOR'S OFFICE IS NOT RESPONSIBLE FOR ANY INJURY TO ANY PERSONS OR FOR ANY LOSS OF PROFITS OR BUSINESS OR FOR ANY OTHER LOSS OR DAMAGE OF ANY KIND. THE SURVEYOR'S OFFICE IS NOT RESPONSIBLE FOR ANY INJURY TO ANY PERSONS OR FOR ANY LOSS OF PROFITS OR BUSINESS OR FOR ANY OTHER LOSS OR DAMAGE OF ANY KIND.



- NOTES:**
- 1) CAUTION: SHOULD ANY DEVELOPMENT OR CONSTRUCTION BE PLANNED ON OR NEAR THE BOUNDARIES, THE BOUNDARIES SHOULD BE CLEARLY MARKED ON SITE.
 - 2) ALL AREAS AND DIMENSIONS HAVE BEEN COMPILED FROM PLANS MADE AVAILABLE AT THE LAND TITLES OFFICE AND ARE SUBJECT TO FINAL SURVEY.
 - 3) ORIGIN OF LEVELS ON AND IS TAKEN FROM PU 8779 RL 106.861 A.M.D. (SOURCE: S.I.S.S.)
 - 4) TREE SPREADS ARE DIAGNOSTIC ONLY AND ARE NOT SYMMETRICAL.
 - 5) SPOT LEVELS ARE ACCURATE.
 - 6) BOUNDARIES SHOWN ARE ON MAGNETIC MERIDIAN.

- (A) DENOTES RIGHT OF CARRIAGEWAY 4.57 WIDE (V.M.E. D.P. 548605)
 (B) DENOTES EASEMENT TO DRAIN WATER 0.815 WIDE (V.M.E. D.P. 548605)
 (C) DENOTES RIGHT OF CARRIAGEWAY 4.57 WIDE (V.M.E. D.P. 548605)

BEE & LETHBRIDGE PTY. LIMITED.
 408 RIB 184 427
 CONSULTING SURVEYORS
 SUITE 204, FIRST FLOOR
 14 STANLEY ST.
 FREESTYLE 3007
 PH (08) 8451 6757
 FAX (08) 8329 3639

LEGEND

--- CONCRETE DRIVEWAY
 --- BITUMEN DRIVEWAY
 --- PAVED AREA
 --- LAWN
 --- GARDEN
 --- SMALL TREES
 --- PALM TREES
 --- FENCED AREA
 --- CONCRETE SLAB
 --- CONCRETE FOOTPATH
 --- CONCRETE DRIVEWAY

PLAN SHOWING BOUNDARIES, RELATIVE HEIGHTS & PHYSICAL FEATURES OVER LOT 1 IN D.P. 548605 KNOWN AS NO. 16 GLADYS AVENUE, FRENCHES FOREST. L.G.A.: WARRINGAH

DRAWN BY: MR & MRS SHEAHAN			
PROJECT: No. 16 GLADYS AVENUE, FRENCHES FOREST			REF No: 14810
DRAWN: A.H.D.	SCALE: 1:100	DATE: MAY '07	SHEET No: 1 OF 1
SURVEYED: J.H.	DRAWN: R.P.	CAD Dwg No: 14810A	FILE: 02201 REV A