



“GROWING MY WAY”

Tree Consultants

Established 1977

EXCELLENCE in ALL ASPECTS OF TREE MANAGEMENT

FULL INSURANCE PROTECTION

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ABN 97 965 355 200

13 May 2025

David Albert Barda

c/- Vaughan Milligan Development Consulting Pty Ltd

PO Box 49

NEWPORT NSW 2106

‘Section 4.55 Modification to Development Consent – Mod2025/0211’ (Northern Beaches Council: DA2023/0827)

SITE: 142 Melwood Avenue, Killarney Heights NSW 2087

The Growing My Way Tree Consultants practice (from herein GMW) as the retained Project Arborist was recently again secured to provide documentation linked to the yet to be determined Section 4.55 Modification to Development Consent (Mod2025/0211) lodged with the Northern Beaches Council (from herein the NBC).

The proposed modifications are linked to changes within only the front yard of the subject site.

By our interpretation (including an onsite inspection of Saturday, 10 May 2025 in the presence of the builder (TM Construction - Todd Maunder) the plans recently provided (Issue. H, drawings numbered L-00 through to L-16, dated 18 March 2025) were reviewed onsite. See Attachment B drawings, L-05 (Planting Plan), L-10 (Section E – Carport), L-11 (Elevation F – carport, L-12 (Elevation G Carport), L-13 (Elevation H Carport) & L-14 (Elevation I Street Elevation).

By our interpretation, relative to Tree Management (DA determination ‘Conditions of Consent’ (DA2023/0827 – see next page list of conditions that apply) there is no need to modify the as originally specified ‘Tree Management’ provisions within the proposed to be modified DA determination. Fundamentally, the changes proposed are linked to a revised ground level/carport & a reconfigured mostly suspended ‘boardwalk pathway’ linking the road reserve to the main entry to dwelling.

‘Tree Protection’ (as per the original DA determination) is confirmed as continuing to be compliant with the relevant DA determination ‘Conditions of Consent, see page below).

On the basis, no change is proposed relative to ‘Tree Management’ by the Section 4.55 Mod. 2025/0211 the below DA determination ‘Conditions of Consent’ (relative to Tree/Vegetation Management) are presumed to remain the same:

The DA ‘Conditions of Consent’ required to be addressed are summarised as follows:

GENERAL CONDITIONS

No conditions apply

BUILDING WORK – BEFORE ISSUE OF A CONSTRUCTION CERTIFICATE

No conditions apply

CONDITIONS THAT MUST BE ADDRESSED PRIOR TO ANY COMMENCEMENT

Condition 10: Project Arborist – sections a) & b)

DURING BUILDING WORK

Condition 12: Tree & Vegetation Protection – sections a, b) & c)

Condition 13: Condition of Trees – sections a, b), c), d), e), f), g), h) & i)

BEFORE ISSUE OF THE OCCUPATION CERTIFICATE

Condition 18: Landscape Completion – sections a, b) & c)

Condition 19: Condition of Retained Vegetation – sections a, b) & c)

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

Condition 23: Landscape Maintenance

It is the client’s responsibility to contact the GMW practice for each stage-by-stage task required to be addressed as per the DA ‘Conditions of Consent’ at each appropriate phase of works as the development progresses.

Thank you for choosing the GMW practice as your preferred retained Project Arborist for your project.

Regards,



Kyle A Hill - AQF level 5, Diploma of Hort / Arb, (TAFE NSW & other) & AQF level 8, Post Graduate Certificate in Arboriculture, (Uni of Melb) Practicing/Consulting Arborist) with the assistance of Ao Wang (Master of Protected Area, Governance & Management (Uni of Tasmania) & Bachelor of Environmental Biotechnology (UTS, Syd)

Attachment A:

CURRICULUM VITAE – April 2025

Kyle A. Hill

Phone: 0412 221 962

Email: kyleahill@optusnet.com.au

Education/Qualifications:

- Post Graduate Certificate-Arbiculture (AQF level 8)
- Diploma of Horticulture - Arboriculture (AQF level 5)
- Workplace Training & Assessment (AQF level 4)
- Certificate of Horticulture, (AQF level 4)
- Advanced Tree Surgery Certificate

Professional Development:

- 2021 & 2022: *VALID Risk – Benefit (Adelaide & Sydney)*
- 2020: *Tree Anatomy Workshop, Arborist Network*
- 2018: *Is it VALID? Tree defects, Decay & Decisions*
- 2018: Frank Renn, Ryde TAFE
- 2017: *Is it VALID? Tree defects, Decay & Decisions*
- 2013: *Quantified Tree Risk Assessment*
- 2013: *Tree Risk Assessment Qualification, ISA (updated 2018 & 2023)*

Employment History:

- 2014 - 2015: Tree Management Officer, Lane Cove Council Part time
- 2007 - 2022: Senior Consultant Arborist, AURA Tree Services
- 2000 - 2005: Field consultant & technical sales manager. Plateau Tree Services
- 1977 - 2005: Founder of Growing My Way Tree Services (tree division)
- 2000 - present: Growing My Way Tree Services (consultancy division)
- 1983 - 2017: TAFE NSW, Part Time Lecturer

Community Projects:

- 2006 - present: Newport Residents Association, Roles have included Secretary, President, Vice President & Treasurer
- Garden Design & Development Committee, Maria Regina Primary School
- Garden Committee, Barrenjoey Montessori School
- Founding member Newport Beach Apex Club

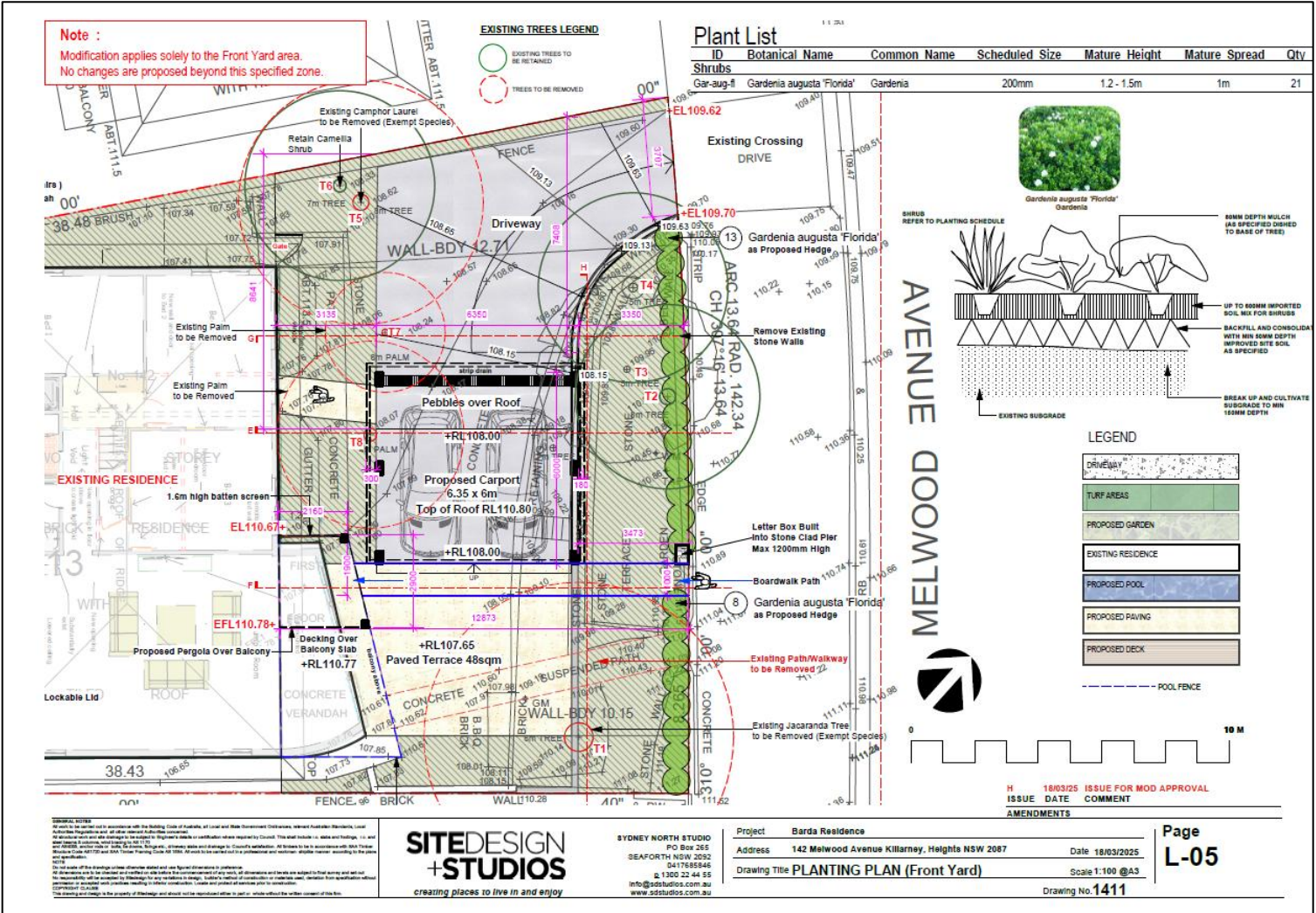
Professional Associations:

- Arboriculture Australia, Founding Member & Ex Director (2010-2015)
- National Arborists Association (now Arb Aust.), Founding Member, Ex Board Member, Ex Vice President & Treasurer
- Consulting Arborists division of NAA, (now Arb. Aust.)
- Member International Society of Arboriculture, (USA)
- Member of Victorian Tree Industry Organization (Victoria Aust.)

Referees:

- Richard Turnbull, KC
- Andrew Thor, Senior Tree Management Officer Northern Beaches Council
- Judy Fakes, Retired Commissioner of NSW Land & Environment Court
- John Douglas, Senior Head Teacher of Arboriculture, RYDE.

Attachment B: S4.55 Plans / Sections / Elevations referenced





DISCLAIMER:
 All work to be carried out in accordance with the Building Code of Australia, all Local and State Government Ordinances, relevant Australian Standards, Local Authority Regulations and all other relevant Australian legislation.
 All structural work and any drawings to be signed by the Engineer's details or certification where required by Council. This shall include i.e. walls and footings, 1st and 2nd storey columns, roof framing, etc.
 All other work to be carried out in accordance with the relevant Australian Standards, relevant legislation and all other relevant Australian legislation.
 All dimensions are to be checked and verified on site before the commencement of any work, all dimensions and levels are subject to final survey and set out. The responsibility will be accepted by the Engineer for any variation in design. Builders method of construction or materials used, deviation from specifications without permission or accepted work practices resulting in inferior construction. Locate and protect all services prior to construction.
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**SITEDESIGN
 +STUDIOS**
 creating places to live in and enjoy

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Project	Barda Residence		
Address	142 Melwood Avenue Killarney, Heights NSW 2087	Date	18/03/2025
Drawing Title	ELEVATION I (STREET ELEVATION)	Scale	1:75 @A3
		Drawing No.	1411

ISSUE	DATE	COMMENT
H	18/03/25	ISSUE FOR MOD APPROVAL

Page
L-14

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