

NORTHERN BEACHES COUNCIL

DEVELOPMENT APPLICATION TREE REMOVAL AND TREE PRUNING

MADE UNDER THE WARRINGAH LOCAL ENVIRONMENTAL PLAN 2000 OR 2011
MADE UNDER THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (SECTIONS 78A)
FOR WORKS ASSOCIATED WITH A COMPLYING DEVELOPMENT CERTIFICATE APPLICATION

Contact Us		Office Use Only 100 293452																																																									
The General Manager, 725 Pittwater Road Dee Why NSW 2099 or Customer Service Centre Northern Beaches Council DX9118 Dee Why		<table border="1"> <tr> <th colspan="4">WLEP 2000</th> <th colspan="4">WLEP 2011</th> </tr> <tr> <td>D</td><td>A</td><td>2</td><td>0</td> <td>1</td><td>6</td><td>1</td><td>0</td> </tr> <tr> <td colspan="2">Owners Consent</td> <td colspan="2">Heritage</td> <td colspan="2">Coastal Zone</td> <td colspan="2"></td> </tr> <tr> <td colspan="2">Lot and DP</td> <td colspan="2">Slip Zone</td> <td colspan="2">100m MHWM</td> <td colspan="2"></td> </tr> <tr> <td colspan="2">40m Buffer</td> <td colspan="2">Flood Zone</td> <td colspan="2">Vegetation/</td> <td colspan="2"></td> </tr> <tr> <td colspan="2">Acid Sulfate</td> <td colspan="2">Riparian Zone</td> <td colspan="2">Threatened</td> <td colspan="2"></td> </tr> <tr> <td colspan="2">Bushfire Zone</td> <td colspan="2">Wave Impact</td> <td colspan="2"></td> <td colspan="2"></td> </tr> </table>		WLEP 2000				WLEP 2011				D	A	2	0	1	6	1	0	Owners Consent		Heritage		Coastal Zone				Lot and DP		Slip Zone		100m MHWM				40m Buffer		Flood Zone		Vegetation/				Acid Sulfate		Riparian Zone		Threatened				Bushfire Zone		Wave Impact					
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Email	council@warringah.nsw.gov.au																																																										
Fax	9942 2606																																																										
If you need help lodging your application call Customer Service on (02) 9942 2111 or come in and talk to us at the Civic Centre, Dee Why																																																											

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

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 Northern Beaches 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.

Northern Beaches 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 Northern Beaches 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

1. APPLICANT(S) DETAILS	
Applicant(s) name	Sheargold Property Investments Pty Ltd
Owner(s) name	Sheargold Property Investments Pty Ltd (Formerly Bracket Holdings)
If any owner/applicant of this development application is a current employee or elected representative of Warringah Council	Council Employee
	Elected Representative

Part 2 Application Details

2.1 LOCATION OF THE PROPERTY			
We need this to correctly identify the land. These details are shown on your rates notice, property title etc.			
Unit number		House number	106
Street	Old Pittwater Road		
Suburb	Brookvale		
Legal Property Description This information must be supplied	Lot	202	
	Sect	-	
	DP/SP	707605	

Part 2 Application Details

2.2 EXEMPTIONS

Council consent is not required for removal if the tree is less than 6 metres in height, the tree is dead, a noxious weed, is referred to in the list of exempt species in Appendix 5 of the WDCP 2011 or is considered dangerous to life or property. Note: A tree less than 6 metres in height which has a canopy width exceeding 7 metres will require consent. (For properties within Deferred Lands under the WLEP 2000 then you must consider the Tree Preservation Order). To find out more about the exemptions please go to warringah.nsw.gov.au/planning-and-development/development-restrictions/trees-and-development

Trees which are considered a high risk/imminent danger to life and property by a Level 5 qualified Arborist are exempt development and can be removed without Council consent by the owner of the tree.

You need written confirmation from the Arborist and the report must clearly state the following:

Qualifications: AQF Level 5 Arborist or equivalent (see WDCP 2011, Part H Appendix 10)

The tree(s) is declared a high risk or is an imminent danger to life and property

Immediate removal of the tree(s) is recommended

A copy of the report is to be sent to council for record keeping purposes

You may also prune a tree by less than 10% of the foliage within a 12 month period without Council consent

2.3 APPLICATION FEE

\$110 Fee to be confirmed with Council's current Fees and Charges

2.4 OWNERS CONSENT

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.

2.5 DESCRIPTION OF WORKS

Please provide details of the work to be carried out in the box below. If your application is required as part of an Exempt and Complying Development (CDC) such as a secondary dwelling, pool etc please refer to the Development Application Checklist in section 2.8 on page 4 for required information.

Tree No	Tree species (if known)	Work required (prune/remove/assess)	Reason for the work
1	Sydney Redgum <i>Angophora costata</i>	Remove	Tree is dead
2			Refer attached Arborist Report.
3			
4			
5			
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13			
14			

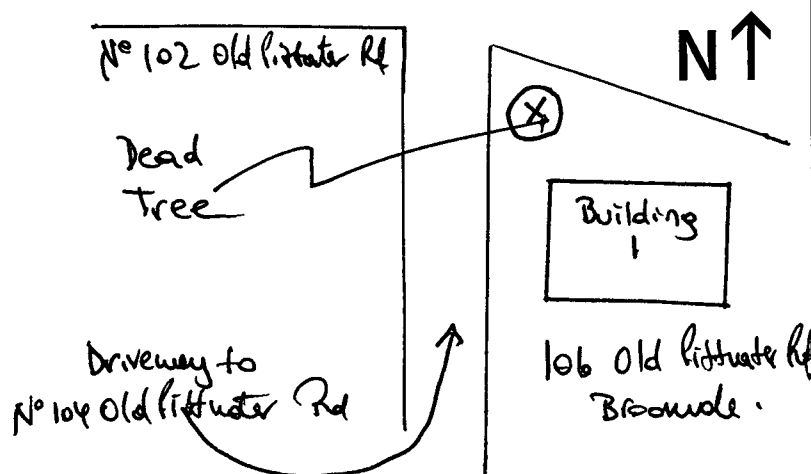
Please indicate whether any of the above trees are considered dangerous to life or property. Please refer to section 2.2 Exemptions.

Part 2 Application Details

2.6. SKETCH

Please indicate in the box below

Sketch the outline of the allotment, street position of structures eg. house, garage and the location of each tree as numbered in 2.3



Indicate location of all underground infrastructure such as pipes, sewer etc. within 5 metres of the tree

2.7. SITE DETAILS

For the purpose of providing safe access for the site inspection

Are there any dogs on the property?

Yes

☒ No

Are there any locked gates blocking access?

Yes

☒ No

Special arrangement required for site access?

Yes

☒ No

For the purpose of identifying the trees in section 2.5, please indicate clearly with tape, ribbon, paint spot or numbered tag each tree to be inspected

2.8. INTEGRATED DEVELOPMENT

Is this application for integrated development?

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. If integrated additional payment (by Cheque) is required to relevant authority.

Fisheries Management Act 1994	S144	s201	s205	s219
Heritage Act 1977	S58			
Mine Subsidence Compensation Act 1961	S15			
Mining Act 1992	S63	s64		
National Parks And Wildlife Act 1974	S90			
Petroleum (Onshore) Act 1991	S9			
Protection Of The Environment Operations Act 1997	S43(a), (b) (d)	s47	s48	s55 s122
Roads Act 1993	S138			
Rural Fires Act 1997	S100b			
Water Management Act 2000	S89	s90	s91	

17 August 16

The General Manager
Northern Beaches Council
725 Pittwater Road
Dee Why NSW 2099



Dear Sir/Madam,

**RE Development Application for tree removal
106 Old Pittwater Road Brookvale**

Please find herewith Development Application to have a dead tree removed located at the front of the above property address as shown in the application

We have attached an Arborists report dated 11th August 2016 and note its contents stating inter alia *"This tree appears to show typical signs of deliberate whole tree poisoning ?"* In respect of this noted observation, we are totally perplexed as to this possible causation of the trees death We cannot offer any further explanation as to who, how or why the tree died

We therefore apply at this stage to have the tree removed on WH & S grounds as some of the branches have began falling and we are concerned they may fall on someone below – the position being in part overhanging the footpath at the front fo the property and also near the edge of the road

We also undertake to have the dead tree replaced with another similar tree being a *Sydney Red Gum*

Should you have any queries, do not hesitate to contact me

Kind regards

Rod de la Harpe

A handwritten signature in dark ink, appearing to read 'Rod de la Harpe', written over a horizontal line.

Property & Leasing Manager

Sheargold Property Investments Pty Ltd
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