



Tree Works Application Form



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Tree Works Application Form

1 TYPE OF TREE WORKS APPLICATION

Tree Works Application

- Tree Removal Significant species located in the areas of East Bateau Bay or Wyongah (refer Development Control Plan 2005 – Ch 14 Section 7.2), requires an AQF5 Arborist's report to be submitted with the application.
- Tree Identification
- Tree Pruning (beyond 10% in accordance with AS 4373-2007)

Review of Determination

- Section 82A Review Application

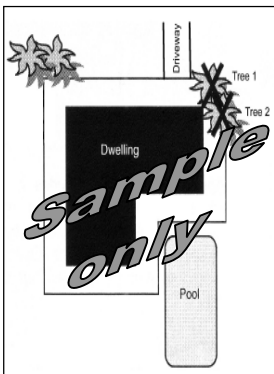
2 APPLICATION DETAILS

Applicant(s) name			
Lot		Section	DP
Address of tree works			

3 DETAIL OF TREES TO BE REMOVED/PRUNED

SPECIES Trees as numbered on site plan	REASONS
1	
2	
3	
4	
Estimated cost of tree works	\$

4 SITE PLAN



OFFICE USE ONLY

Application No: / / / / / / /

Date: / / /

Tree Works Application Form

5 APPLICANT'S DETAILS

Name(s)			
Postal Address			
Telephone		Facsimile	
Mobile		Email	
Signature of Applicant(s)		Date / /	

6 OWNER'S DETAILS

Name(s)			
Postal Address			
Telephone		Facsimile	
Signature of Owner(s)		Date / /	
The names and signatures of all owners should be shown in this section.			
If signing on behalf of the Company, please print your name and position.			
Name		Position	
Will Council Officer have free access to property (eg dog, locked gates)? <input type="checkbox"/> Yes <input type="checkbox"/> No			

7 POLITICAL DONATIONS

<input type="checkbox"/> Yes <input type="checkbox"/> No	Has any person with a financial interest in this application, made a political donation or gift as outlined in Local Government & Planning Legislation Amendment (Political Donations) Act 2008?
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COPYRIGHT INDEMNITY

The applicant hereby grants a royalty free, non-exclusive licence or will obtain the grant of such a licence to the Council to copy, reproduce, republish, transcribe or distribute the documents lodged with this development application for the purpose of notification of the development application, assessment of the development application and compliance with the provisions of the Government Information (Public Access) Act 2009. As far as is permitted by law the applicant hereby indemnifies the Council against any damages or claim arising from the exercise of such a licence.

PRIVACY NOTIFICATION

The information provided in this application and supporting documentation, is required to enable it to be assessed by Council and relevant State agencies. In accordance with the *Government Information (Public Access) Act 2009*, the application and supporting documentation will be placed on Council's website in full; with the exception only of the information provided above. Additionally, members of the public are entitled to access and take copies of the application and supporting documentation. Persons identified on the application may apply to Council to access or amend the information at any time.

OFFICE USE ONLY

Application No:	Date:	CSO name:
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Notes

1 TYPE OF TREE WORKS

If removing more than 10 trees, the application is required to be accompanied by an Arborist report as detailed in section 2.7 of DCP 2005 – Chapter 14.

Section 82A Review applications must be lodged within 12 months of the decision of the consent authority. It must be supported by a report from an expert knowledgeable in the field of the grounds for refusal such as a structural engineer or consulting arborist. Please attach the report to the application.

2 APPLICATION DETAILS

It is important that the property is accurately identified by its legal description

3 DETAIL OF TREES TO BE REMOVED/PRUNED

The removal/pruning of any trees must be justified by reason of representing a significant hazard or safety issue or other reason considered by Council to be valid, generally based on the health of the tree. These details must be provided for each tree.

4 SITE PLAN

The plan must show the location of all trees on site, relative to the boundaries and any structures, with the trees proposed to be removed/pruned being numbered as detailed in section 3. The relevant trees are to be identified on site with coloured tape or paint.

5 APPLICANT(S)

Anyone can apply for approval but if the applicant is not the owner of the land, then the owner's written consent to lodge the application is required.

All correspondence and notice of determination will be sent to the applicant. It is important to notify Council of any change of address and/or telephone number if this occurs during the processing of the application.

6 OWNER(S)

The names and signatures of **all** owners should be shown in this section. (Written authority from the owner is required if a solicitor or agent is acting on behalf of the owner). Where the tree is located on the adjoining property, the application must be signed by the owner of that property.

If the property is owned by a Company, the application must be executed using the Company Seal or the appropriate director's signature. Any person signing on behalf of the Company must state the authority by which that person acts and print your name and position.

If signing on behalf of a Body Corporate, signatures required are as follows:

1. where the proposed development is within the internal walls of the unit, the unit owner only
2. where the proposed development is in a courtyard or on common property,
 - all unit owners, or
 - the common seal of the Body Corporate and signed by the secretary of the Body Corporate or
 - a copy of the meeting minutes approving the works and signed by the Secretary of the Body Corporate.

By signing you are giving consent to the applicant identified on this form, to lodge this application with Council.

7 POLITICAL DONATIONS

Persons who make a relevant planning application to Council are required to disclose reportable political donations & gifts made by any person with a financial interest in the application within the period commencing two years before the application is made and ending when the application is determined. (Refer Council's website under "Development")

1. Political donation means political donations to a party, elected member, group or candidate of \$1000 or more (or smaller donations totalling \$1000 or more),
2. "Gifts" means a gift within the meaning of Part 6 of the Election Funding & Disclosure Act 1981 and includes a gift of money or the provision of any other valuable thing or service for no consideration or inadequate consideration.

A person with relevant financial interest may include an applicant, landowner or someone who will obtain a financial gain from the application.



NOTES FOR COMPLETING A TREE WORKS APPLICATION

COST OF APPLICATION – 2012/13

For works up to the value of \$5,000

\$110.00

Works greater than \$5,000

Please contact Council for a quote

TREE IDENTIFICATION

Less than 6 trees

\$90.00

6 trees or more

\$90 plus \$25 for each tree

PLEASE RETURN COMPLETED FORM WITH CORRECT FEES TO:

THE GENERAL MANAGER

DX 7306, WYONG

PO BOX 20 WYONG 2259

Telephone: 4350 5555

Facsimile: 4351 2098

Wyong Local Environmental Plan 1991 defines a tree as: *a perennial plant with at least one self supporting woody stem being of any species which is 3 metres or more in height, or has a diameter of 75mm or more measured at 1.4 metres above ground level, or is a cycad or mangrove of any dimensions.*

DO NOT LODGE A TREE WORKS APPLICATION FOR TREE REMOVAL WHERE:

1. The tree is listed as undesirable species, undesirable due to location or declared noxious in Wyong Shire or is a domestic fruit tree. Council has determined that all exotic species (those that are non-native species) are plants with undesirable characteristics and do not require application to Council for removal. Prior to removal, an inspection by a Council Tree Assessment Officer or a trade (AQF3) or consulting (AQF5) Arborist is necessary to identify the species. A copy of the identification of the tree(s) should be retained should any future dispute arise.

Note: Some exotic species are listed in the Significant Species Schedule in section 7.2 of DCP 2005 Chapter 14 – Tree Management. Development consent is required before their removal.

2. The tree is dead (i.e. a tree with no living tissue). A photograph of the tree will assist in proof of condition should an enquiry arise in the future. If in doubt lodge a Tree Works Application or seek further advice from a horticulturalist / arborist.

Note: Trunk or branch hollows provide habitat for wildlife. All native wildlife is protected under State Law. Prior to removal/destruction of hollows advice should be sought from a licensed carer through such voluntary groups as WIRES (ph: 1300 094 737) or Wildlife ARC (ph: 4325 0666).

3. The tree is under 3m in height and less than 75mm diameter, unless more than 1000m² of land is being cleared.
4. Tree removal is necessary to construct an approved dwelling or structure. Trees affected by future development works will be considered at the time of development assessment for that dwelling or structure. After development consent is granted, trees within 6m of an approved structure in residential areas, or 12m in non-residential areas (providing the tree is not listed in section 7.2 of

DCP 2005 Chapter 14 – Tree Management) may be removed without further application unless stated otherwise on the development consent. This does NOT apply to trees growing on adjoining land or trees near mobile homes in van parks or mobile home villages.

5. The tree is located within 6m of an approved structure in residential areas, or 12m in non-residential areas (providing the tree is not listed in section 7.2 of DCP 2005 Chapter 14 – Tree Management) and the written consent of the owner of the land has been obtained. Prior to removal, an inspection by a Council Tree Assessment Officer or a trade (AQF3) or consulting (AQF5) Arborist is necessary to identify the species. A copy of the identification of the tree(s) should be retained should any future dispute arise.
6. You do not need to lodge an application for pruning in accordance with the Australian Standard Pruning of Amenity Trees AS4373:2007. Pruning beyond the standard will not be considered without justification from a Consulting Arborist (AQF5 qualification)

REASONS FOR REMOVAL.

Failure to provide adequate reasons may delay assessment. Provided no significant hazard or other safety issues apply, the following shall NOT generally be considered as valid reasons to remove a tree:

- i. leaf drop (into gutters and downpipes – pools, lawn and the like);
- ii. to increase natural light;
- iii. to improve street lighting of private property;
- iv. to enhance views;
- v. to reduce shade created by a tree;
- vi. to reduce fruit, resin or bird dropping on cars;
- vii. minor lifting of driveways and paths of tree roots;
- viii. to erect a fence;
- ix. bushfire hazard control which has not been verified by Council;
- x. potential damage to sewer mains unless supported by written expert advice and only where reasonable alternatives are not feasible (e.g. relocation or encasement of main).

GENERAL INFORMATION

- For land clearing, a development application should be submitted (part 3 of Chapter 14 outlines information required for lodgement).
- Where trees are located on Council controlled land (i.e. naturestrips or reserves) tree inquiries are to be directed to Council's Customer Service Centre.
- To maintain amenity, Council will generally require replacement plantings of local natives where tree removal is approved. Replacement trees can be planted in any suitable location of the property (unless otherwise advised by Council).
- When pruning a tree, as little as possible should be removed, Consideration should be given to the species health, age, condition and location of the tree as well as the reasons for pruning. Pruning class or classes should be specified before pruning work is carried out. Pruning works must be carried out in accordance with the Australian Standard for Pruning of Amenity Trees (AS 4373:1996)
- Consent is valid for a period of 2 years.
- The application may be supported with additional material such as photographs or technical report(s).
- Applications are generally processed within 21 days, provided all the required information is given and there are no exceptional circumstances at the time such as severe storms.
- A Council Officer will inspect the trees. However, a specific date and time for inspections cannot be arranged in advance.