

# Tree Inspection Application

**Add:** 48 Longueville Rd, Lane Cove **Post:** PO Box 20 Lane Cove 1595

**Tel:** (02) 9911 3555 **Fax:** (02) 9911 3600 **W:** www.lanecove.nsw.gov.au **E:** lccouncil@lanecove.nsw.gov.au



<b>Important Information</b>	This application form must be submitted if you are seeking approval to prune or remove a tree growing on private land where the tree is over 4m in height with a trunk diameter of 150mm or greater at chest height.																				
<b>Fees</b>	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align:center">T318</td> <td style="text-align:center"><b>PRUNING</b></td> <td colspan="2" style="text-align:center"><b>REMOVAL</b></td> </tr> <tr> <td>Up to 5 Trees</td> <td style="text-align:right">\$63.00</td> <td>Up to 5 Trees</td> <td style="text-align:right">\$106.00</td> </tr> <tr> <td>More than 5 Trees</td> <td style="text-align:right">\$74.00</td> <td>More than 5 Trees</td> <td style="text-align:right">\$116.00</td> </tr> </table> <p style="color:red; font-size:small;">The application fee (incl. GST) applies to all credit card payments)</p> <p>The application fee is refundable, irrespective of whatever may be the ultimate determination of respect to the application.</p>	T318	<b>PRUNING</b>	<b>REMOVAL</b>		Up to 5 Trees	\$63.00	Up to 5 Trees	\$106.00	More than 5 Trees	\$74.00	More than 5 Trees	\$116.00								
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<b>Applicant</b>	Name: ..... Address: ..... Telephone: (H) .....(W) .....(Mob).....																				
<b>Property Details</b>	Address of Property Containing Tree: ..... Are you the owner of the property which contains the tree? <span style="float:right"><b>Yes / No</b></span> Has a Development Application or Construction Certificate been lodged with Council within the last 6 months? <b>Yes / No</b> If Yes, please write the DA Number or CC No: .....																				
<b>Tree/s</b>	<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:30%;">Tree Type</th> <th style="width:10%;">Prune</th> <th style="width:10%;">Remove</th> <th style="width:50%;">Reason</th> </tr> </thead> <tbody> <tr> <td>Example Eucalypt</td> <td style="text-align:center">Yes</td> <td></td> <td>Branches overhanging house</td> </tr> <tr> <td>Tree 1</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Tree 2</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Tree 3</td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Tree Type	Prune	Remove	Reason	Example Eucalypt	Yes		Branches overhanging house	Tree 1				Tree 2				Tree 3			
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<b>Diagram of Site &amp; Tree Location</b>	Please indicate the position of Trees, Buildings, Fences, Street & Tree Number. <div style="border: 1px solid black; height: 100px; width: 100%;"></div>																				
<b>Inspection Information</b>	a. <b>Do you wish to be present at the time of tree inspection?</b> <span style="float:right">Yes / No</span> b. Is there a dog on the property? <span style="float:right">Yes / No</span> c. Is there a locked gate preventing access to inspect the tree/s? <span style="float:right">Yes / No</span> d. A decision in writing may be received within twenty one days of lodgement																				
<b>Privacy</b>	Council is collecting your personal information which you voluntarily submit, so as to process your application. The intended recipients are Council staff and maybe third parties in accordance with legislative requirements. You have the right to access and amend your personal information, which is held at Council offices.																				
<b>Applicant's Declaration</b>	<b>I have read the Regulatory Controls For Tree Preservation attached and agree to abide by these Controls</b> Signed: ..... Dated: ..... Authorised As**: ..... (Authorised As: eg Owner, Body Corp. Secretary, Managing Agent The person signing this form must be a person authorised by the property owner to act on behalf of the property owner)																				
<b>Pensioners Details</b>	Pension Card No: ..... (Pensions are exempt from application fee)																				



## Tree Management in Lane Cove

Lane Cove is well known and regarded as a green leafy area. The leafy green neighbourhoods, including street trees, small local parks, park plantings and numerous bushland areas, provide important landscape and environmental features and help create a sense of place and valued identity. The Regulatory Controls For Tree Preservation allows for the professional assessment of trees before they are pruned or removed.

### General Information When Making an Application for a Tree Inspection

**Fees:** **Personal Payment** – Council's Customer Service Counter accepts Mastercard, Visa, Debit Cards (Savings Account or Cheque Account), personal cheques and cash.

**Fax** – Fax your application to **(02) 9911 3600** along with a completed Credit Card Payment Authorisation Form\*.

**Mail** – Post you application in with either a personal cheque or completed Credit Card Payment Authorisation Form\* to **Lane Cove Council, PO Box 20, Lane Cove NSW 1595**

\* Payments made by Credit Card can only be accepted when submitted with a completed Credit Card Payment Authorisation Form unless made in person at Council's Customer Service Counter.

\*\* Veterans Affairs/War Widows Cardholders are exempt from the fee on sighting of card.

**Replacement Trees:** In cases where permission for removal is granted by Council's Tree Preservation Officer, a replacement tree will be required to be planted in an appropriate location on the property. Residents are strongly encouraged to plant locally indigenous tree species where appropriate. A suitable replacement species may be nominated by the Tree Preservation Officer.

**Work Permit:** A Council Authorised Tree Work Permit will be issued to the owner of the property following an inspection and approval of the tree or trees to be trimmed or removed. No work may be commenced on the tree/s in question, without this Work permit.

**Exempt or Complying Development:** An application submitted for the removal of trees to allow exempt or complying development will be assessed in accordance with Council's Tree and Landscape policies. Approval will not be given solely for the purpose of facilitating exempt or complying development.

**Alternatives** **Alternatives other than tree removal will be encouraged at all times.**

All trees specified in the Tree Inspection Application Form will be inspected on their merit. Factors taken into account include the overall health, safety, age and stated problems relative to the tree/s concerned. Council's Tree Preservation Officer inspects the tree/s from the ground with no internal or subterranean investigations carried out at the time of inspection. The Visual Tree Inspection undertaken is in accordance with industry standards. If it is deemed necessary to obtain more comprehensive information on the health or structural integrity of the tree/s prior to finalising the application, the applicant shall provide this additional information.

### Additional Information Which May Be Submitted or May be Required by Council

A comprehensive Arborist's Report compiled by a Level 5 Arboricultural Consultant may be required to allow an informed determination on the subject tree/s in the submitted application.

A Structural Engineer's Report is required for movement/cracks in foundations, house walls, retaining walls, footpaths, steps and driveways etc., when suspected offending tree roots are not visible.

A Plumber's Report/Root Diagnostic Report is required for tree roots that have entered sewer or stormwater pipes. The property owner may be asked to replace pipes in preference to removal of the tree.

For additional information, telephone the **Open Space & Urban Services Division** on **9911 3583**.

*Under the Privacy or Personal Information Protection Act (PPIPA), Council is required to advise you that personal information being collected from you in relation to this matter will only be used for the lawful and proper functions of Council. Any such use will be in accordance with this Act and its associated Management Plan and Codes.*

## REGULATORY CONTROLS IN THE LANE COVE LOCAL GOVERNMENT AREA WITH RESPECT TO THE PRESERVATION OF TREES AND VEGETATION

Annotated Copy of Clause 5.9 of *Lane Cove Local Environmental Plan 2009 (NSW)*  
See also J(2.2) of *Lane Cove Development Control Plan*

### 5.9 Preservation of trees or vegetation

- 1) The objective of this clause is to preserve the amenity of the area through the preservation of trees and other vegetation.
- 2) This clause applies to species or kinds of trees or other vegetation that are prescribed for the purposes of this clause by a development control plan made by the Council.

**Note.** A development control plan may prescribe the trees or other vegetation to which this clause applies by reference to species, size, location or other manner.

#### Note from Council:

The following kinds of trees have been prescribed for the purposes of clause 5.9 by a development control plan made by Council:

- any tree, whether indigenous or exotic, which has BOTH a height exceeding 4 metres AND a trunk diameter greater than 150mm (measured at 1 metre above the ground); and
- trees in bushland which are not subject to an approved plan of management.

However, a permit is **not** required in respect of any of the following exempt trees and/or acts:

- Any tree having a height not exceeding 4 metres and a trunk diameter not greater than 150mm (measured at 1 metre above the ground)
- **Pruning** of dead branches. Council encourages that such pruning works are undertaken by a qualified Arborist necessary and in accordance with Australian Standard AS4373-2007 – *Pruning of Amenity Trees*
- **Pruning** of tree branches that are within 2 metres of electric powerlines as required by State Legislation (Council encourages that such pruning works are undertaken by a qualified Arborist where necessary and in accordance with AS4373-2007)
- **Pruning or removal** of fruit trees and flowering fruit trees (*Prunus sp, Malus sp, Citrus sp*)
- **Pruning and reshaping** of Cypress Pines (*Cupressus sp, Chamaecyparis sp*) not greater than 10 % of whole canopy
- **Pruning or removal** of Crepe Myrtle (*Lagerstroemia sp*) with a height less than 6 metres
- **Pruning or removal** of any tree of a tree species that has been declared a noxious plant in the Lane Cove local government area under the *Noxious Weeds Act 1993*
- **Pruning or removal** of any trees belonging to any of the following species of trees:

<u>Plant Name</u>	<u>Common Name</u>
<i>Ailanthus altissima</i>	Tree of Heaven
<i>Cotoneaster spp</i>	Cotoneaster
<i>Cinnamomum camphora</i>	Camphor Laurel (less than 6 metres in height only)
<i>Ficus elastica</i>	Rubber Tree
<i>Lagerstroemia indica</i>	Crepe Myrtle (less than 6 metres in height only)
<i>Schefflera actinophylla</i>	Umbrella Tree
<i>Syagrus romanzoffianum</i>	Cocos Palm
<i>Olea africana</i>	African Olive

- 3) A person must not ringbark, cut down, top, lop, remove, injure or willfully destroy any tree or other vegetation to which any such development control plan applies without the authority conferred by:
  - a) development consent, or
  - b) a permit granted by the Council.
- 4) The refusal by the Council to grant a permit to a person who has duly applied for the grant of the permit is taken for the purposes of the Act to be a refusal by the Council to grant consent for the carrying out of the activity for which a permit was sought.
- 5) This clause does not apply to a tree or other vegetation that the Council is satisfied is dying or dead and is not required as the habitat of native fauna.
- 6) This clause does not apply to a tree or other vegetation that the Council is satisfied is a risk to human life or property.
- 7) A permit under this clause cannot allow any ringbarking, cutting down, topping, lopping, removal, injuring or destruction of a tree or other vegetation:-
  - a) that is or forms part of a heritage item, or
  - b) that is within a heritage conservation area.

**Note.** As a consequence of this subclause, the activities concerned will require development consent. The heritage provisions of clause 5.10 will be applicable to any such consent.

- 8) This clause does not apply to or in respect of:-
  - a) the clearing of native vegetation that is authorised by a development consent or property vegetation plan under the *Native Vegetation Act 2003* or that is otherwise permitted under Division 2 or 3 of Part 3 of that Act, or
  - b) the clearing of vegetation on State protected land (within the meaning of clause 4 of Schedule 3 to the *Native Vegetation Act 2003*) that is authorised by a development consent under the provisions of the *Native Vegetation Conservation Act 1997* as continued in force by that clause, or
  - c) trees or other vegetation within a State forest, or land reserved from sale as a timber or forest reserve under the *Forestry Act 1916*, or
  - d) action required or authorised to be done by or under the *Electricity Supply Act 1995*, the *Roads Act 1993* or the *Surveying Act 2002*, or

e) plants declared to be noxious weeds under the *Noxious Weeds Act 1993*.