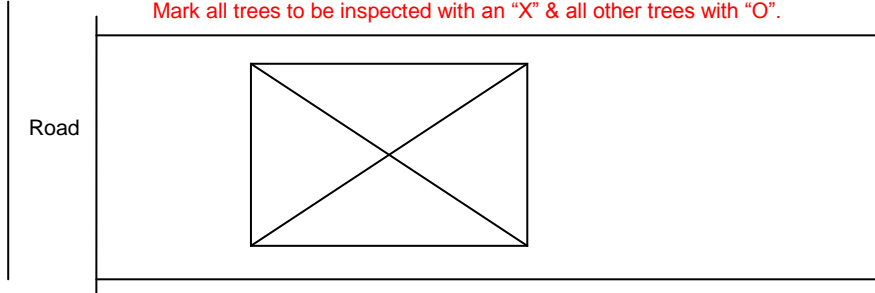


APPLICATION TO PRUNE/REMOVE TREES ON PRIVATE LAND

INTRODUCTION	<p>This form is required filled in and submitted in order to prune or remove a tree on private property within the Ashfield Council area.</p> <p>Council protects all trees with a height of 4 metres or greater. Residents that need to carry out tree work on protected trees will need to have a valid permit or development consent from Council.</p> <p>The assessment process usually takes 28 working days from the date of lodgement (depending on workload caused by seasonal work commitments).</p> <p>For further enquiries please contact Councils Customer Service on 02 9716 1800. Some exemptions apply. These exemptions are listed at the back of this form.</p> <p>You must complete all sections of this form. Failure to do so may result in your application being returned without assessment.</p>			
FEES	<p>An application fee is applicable for each application per property. More than one (1) tree can be applied for in each application provided all trees are growing within the same property. <i>This fee is valid until 30 June of each calendar year unless changed by a resolution of Council.</i></p>			
APPLICANT DETAILS <input type="checkbox"/> a qualified arborist has said that this application is urgent.	Name: _____ Postal Address: _____ Signature: _____ Telephone: Office hours: _____ Mobile: _____ Email address: _____ Contact Name: _____ Telephone Number: _____			
PROPERTY INFORMATION	Property Address: _____ Nearest side street: _____ Has an application previously been made for these trees? <input type="checkbox"/> Yes <input type="checkbox"/> No Does this application relate to a Development Application? <input type="checkbox"/> Yes <input type="checkbox"/> No Does this application relate to an Exempt or Complying development? <input type="checkbox"/> Yes <input type="checkbox"/> No Is the property heritage listed or in a conservation area? <input type="checkbox"/> Yes <input type="checkbox"/> No Is the property subject to a neighbour dispute? <input type="checkbox"/> Yes <input type="checkbox"/> No Details: _____ Has the applicant received expert advice from a qualified practicing structural engineer or consulting arborist? <input type="checkbox"/> Yes <input type="checkbox"/> No Information is attached to application form ? <input type="checkbox"/> Yes <input type="checkbox"/> No Details: _____			
OFFICE USE ONLY <i>Cashier Code 471</i>	Amount Paid \$59.00	Date	Receipt Number	Customer Service Officer

APPLICATION TO PRUNE/REMOVE TREES ON PRIVATE LAND

<p>OWNER CONSENT</p> <p><u>IMPORTANT</u> All additional pages and supporting documents are to be numbered and initialled by the property owner.</p>	<p>I (property owners name) _____ of (address) _____ give my consent for the</p> <p style="margin-left: 40px;"><input type="checkbox"/> Pruning and/or <input type="checkbox"/> Removal of the trees detailed in this application form.</p> <p>Signature: _____ Date: ____/____/____</p>
<p>INSPECTION ACCESS INFORMATION</p>	<p>Are their dogs preventing safe site access? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Are locked gates preventing site access? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Is the property rented? <input type="checkbox"/> Yes <input type="checkbox"/> No Agency Name: _____</p> <p>Tenants/Contact name; _____ Ph. No.; _____</p>
<p>LOCATION OF TREE</p> <p><u>IMPORTANT</u> Please attach a separate plan or map of the site if the space provided is inadequate.</p>	<p>Site plan</p> <p style="color: red; font-size: small;">Mark all trees to be inspected with an "X" & all other trees with "O".</p> 
<p>DETAILS OF TREES TO BE INSPECTED</p> <p><u>IMPORTANT</u> Please attach any additional tree information, reports or supporting documentation to this application before submitting it to Council.</p>	<p><input type="checkbox"/> Prune, (Number:____) <input type="checkbox"/> Remove, (Number:____) Total Number of Trees:_____</p> <p>Tree 1. Species: _____</p> <p>Location: _____</p> <p>Reason: _____</p> <p>_____</p> <p style="text-align: center; color: red; font-weight: bold;">ATTACH EXTRA PAGES IF MORE THAN 1 TREE</p>

Privacy Statement: Personal details are required under the Environmental Planning and Assessment Act 1979 and will only be used in connection with the requirements of this legislation. Information on this form may be subject to inspection under the Government Information (Public Access) Act 2009.

Post to: **Ashfield Council, PO Box 1145, ASHFIELD NSW 1800**
 Deliver to: **Ashfield Council, 260 Liverpool Road, ASHFIELD, 2131**

Owner initials: _____

APPLICATION TO PRUNE/REMOVE TREES ON PRIVATE LAND

TPO Protection Requirements

Ashfield Council has adopted a Tree Preservation Order. This TPO prohibits any tree work including the ring-barking, cutting of roots trunks or branches, topping, lopping, injuring, the will full destruction or removal of any tree on any land within the Ashfield Council Local Government Area, except with the written consent of Council. A tree is defined as a wood plant with a **height equal (=) greater or (>) than 4 metres, a crown width of 2 metres or a trunk diameter of 150mm or greater.**

Exemptions

The following exemptions apply;

The following trees species are not included in this Tree Preservation Order and can be pruned or removed without a permit or development consent;

<u>Botanical Name</u>	<u>Common name</u>	<u>Limitation</u>
<i>Acer negundo</i>	Box Alder	None
<i>Alnus jorullensis</i>	Evergreen Alder	None
<i>Bambusa spp.</i>	Bamboo (all species)	None
<i>Celtis australis</i>	Hackberry, Nettle tree, European Nettle Tree	Only if under 6 metres in height
<i>Cinnamomum camphora</i>	Camphor laurel, Camphor tree, Camphorwood	<u>Not in a Conservation area</u> – None, or; <u>In a conservation area</u> – only if under 10 metres in height.
<i>Cupressocyparis x leylandii</i> 'Leighton Green'	Leighton Green, Leyland Cypress & variants.	None
<i>Cotoneaster spp.</i>	Cotoneaster (all species)	None
<i>Eucalyptus nicholii</i>	Narrow-leaved Peppermint,	None
<i>Erythrina crista-galli</i>	Coral tree	None
<i>Ficus elastica</i>	Rubber tree	None
<i>Liquidambar styraciflura</i>	Liquidambar, Sweet Gum	Only if under 6 metres in height
<i>Nerium oleander</i>	Oleander	None
<i>Olea spp.</i>	African and European Olive	None
<i>Populus spp.</i>	Poplar (all species)	None
<i>Schefflera spp.</i>	Umbrella trees	None
<i>Salix spp</i>	Willow (all species)	None
<i>Syagrus romanzoffianum</i>	Cocos Palm	None

The following tree work is permitted to be carried out without a permit or consent (only with the written agreement of the tree owner);

- DEAD, DYING or DISEASED – The removal of any tree that is determined by an qualified arborist to be dead or dying.
- FRUIT TREES - The pruning or removal of recognised varieties of fruiting or food trees
- ELECTRICAL UTILITIES - All tree pruning or removal carried out in accordance with Section 48 of the Electricity Supply Act, 1995.
- WEEDS - All pruning or removal of trees declared a Noxious Weed in Ashfield Council Area.
- TERMITES/WOOD DECAY – The careful drilling of a tree to inspect for or to treat, termites or decay, by an expert person.
- DANGEROUS TREES - The removal of a tree or other vegetation, within 48 hours following a severe weather event, where the Council is satisfied that there is a risk to human life or property (see section 6).

The following tree work (pruning) may be carried out without a permit or consent as detailed below and is conditional that;

- i. all work is carried out according to the Australian Standard – Pruning of Amenity Trees (AS4373-2007) and Workcover Code of Practice – Amenity tree industry and;
 - ii. that Climbing Spikes will not be used on live trees for any reason;
- ROUTINE MAINTENANCE - Pruning of a tree by up to 20% (not lopping or topping).
 - HEDGES -The pruning and reshaping of hedges provided such pruning is not greater than 33% (or 1/3) of the canopy volume in each Calendar year if over 6 metres in height.
 - BUILDING CLEARANCES - Minor pruning of branches back to the nearest branch junction, directly overhanging the roof of any building to a maximum height of 2 metres above the roof plane;
 - PUBLIC SAFETY - Minor pruning of trees (less than 10% of the tree canopy volume or branches with a diameter of less than 50mm) growing from private property overhanging public a road or footpaths for the purpose of removal of a hazard, to a height of 2.5m above ground level (GL) over a footpath or nature strip and 4.5 metres above GL over the kerb and road.

APPLICATION TO PRUNE/REMOVE TREES ON PRIVATE LAND

How tree applications are determined?

1. The assessment process usually takes 10 working days from the date of lodgement.
2. Council will process your application fee, register and forward you application to Council tree arborists.
3. Council's arborists will review your information and arrange to inspect the trees. This may also include arranging site access or appointments as necessary.
4. The trees will be accessed using the following criteria:
 - i. Was/where the tree/s there first (for-see-ability issues)?
 - ii. Whether the tree/s have amenity or aesthetic value?
 - iii. What are its environmental and amenity benefits?
 - iv. Is it healthy, stable and in a good condition?
 - v. What is its age and life expectancy?
 - vi. Is the tree appropriate for the site and growing conditions?
 - vii. How has the applicant contributed to the issues or problems stated in their application?
 - viii. What reasonable alternatives or compromises exist to the requested work?
 - ix. Has the applicant proposed adequate replacement tree planting?
 - x. Information in a report from a consulting arborist, specialist consultant or plumber.
5. A decision will be made and Council's arborists will either request further information (a deferral of your application) or will issue in writing a decision, either a refusal or consent, for the requested work.

Council Policy regarding your appeal rights

You are entitled to appeal a decision (a First Review) on your TPO application within 28 days of the date of that decision. This request should be made in writing. Council staff will review the decision based on the information provided by you the applicant. If you want to provide additional information this will also be considered. Council's decision on the First Review will be provided to the original applicant in writing.

A Second Review by Council must be requested in writing. This second review is based on the information provided by the applicant in the original application, any new information provided and the appropriateness of the decision made by Council staff. Council's decision will be provided to the applicant in writing.

The details and considerations of the review process can be read in section 10 of the Council Tree Preservation Policy 2013.

FURTHER INFORMATION AND OTHER USEFUL CONTACTS

General information about the Tree Preservation Order or the Tree Preservation Policy

Contact Council's help desk on (02) 9716 1800 or visit Council's offices at 260 Liverpool Road Ashfield, 9.00am to 4.30pm Monday to Friday.

Visit Council's web site on <http://www.ashfield.nsw.gov.au/page/trees.html>

Information about specific issues regarding the Tree Preservation Order or the Tree Preservation Policy

Contact Council's Tree officer on (02) 9716 1800, 9.00am to 3.00pm Monday to Friday.

Information about heritage and conservation areas (including map information) in the Ashfield Council area.

Contact Council's help desk on (02) 9716 1800 or visit Council's offices at 260 Liverpool Road Ashfield, 9.00am to 4.30pm Monday to Friday.

Visit Council's web site on <http://www.ashfield.nsw.gov.au/page/heritage.html>

Information about the Community Justice Centres

Contact Community Justice Centres NSW on Freecall 1800 990 777 or email cjc_info@agd.nsw.gov.au.

Information about the NSW Land and Environment Court

Contact the NSW LEC on (02) 9113 8200 or email lecourt@agd.nsw.gov.au

Information about Practicing or Consulting Arborists/tree surgeons.

Contact the Tree Contractors Association Australia on Freecall 1300660 379.

Contact Arboriculture Australia TM on Freecall 1300 664 374.

Contact Institute of Australian Consulting Arborists on freecall 1300 853 288.