



AGENDA

FOR TREE MANAGEMENT APPEALS SUB COMMITTEE MEETING TO BE HELD ON

**11 JULY 2022 AT THE CONCLUSION OF THE ASSET MANAGEMENT SUB
COMMITTEE MEETING**

**IN WITTBER AND DR RUBY DAVY ROOMS, SALISBURY COMMUNITY HUB,
34 CHURCH STREET, SALISBURY**

MEMBERS

Cr S Reardon (Chairman)
Mayor G Aldridge (ex officio)
Deputy Mayor, Cr C Buchanan
Cr P Jensen (Deputy Chairman)
Cr S Ouk

REQUIRED STAFF

Chief Executive Officer, Mr J Harry
General Manager City Infrastructure, Mr J Devine
Team Leader Natural Assets, Mr C Johansen
Manager Governance, Mr R Deco

APOLOGIES

LEAVE OF ABSENCE

PRESENTATION OF MINUTES

Presentation of the Minutes of the Tree Management Appeals Sub Committee Meeting held on 14 June 2022.

REPORTS

TMASC1	Future Reports for the Tree Management Appeals Sub Committee <i>(please note there are no forward reports as a result of a Council resolution to be listed at this time)</i>	
TMASC2	Tree Removal Requests - Monthly Update for May 2022	7
TMASC3	Review of Tree Removal Request - Various Locations	13
TMASC4	Tree Screen - Kings Road	25

QUESTIONS ON NOTICE

There are no Questions on Notice

MOTIONS ON NOTICE

There are no Motions on Notice

OTHER BUSINESS

(Questions Without Notice, Motions Without Notice, CEO Update etc)

CLOSE



**MINUTES OF TREE MANAGEMENT APPEALS SUB COMMITTEE MEETING HELD
IN LITTLE PARA CONFERENCE ROOMS, SALISBURY COMMUNITY HUB,
34 CHURCH STREET, SALISBURY ON**

14 JUNE 2022

MEMBERS PRESENT	Cr S Reardon (Chairman) Mayor G Aldridge (ex officio) Cr C Buchanan Cr P Jensen (Deputy Chairman) Cr S Ouk
OBSERVERS	Cr D Proleta
STAFF	Chief Executive Officer, Mr J Harry General Manager Business Excellence, Mr C Mansueto General Manager City Infrastructure, Mr J Devine General Manager Community Development, Mrs A Pokoney Cramey General Manager City Development, Ms M English Team Leader Council Governance, Ms J O'Keefe-Craig Personal Assistant, General Manager Community Development, Ms S Howley

The meeting commenced at 7:29pm.

The Chairman welcomed the members, public and staff to the meeting.

APOLOGIES

Nil

LEAVE OF ABSENCE

Nil

PRESENTATION OF MINUTES

Moved Cr P Jensen
Seconded Mayor G Aldridge

The Minutes of the Tree Management Appeals Sub Committee Meeting held on 11 April 2022, be taken as read and confirmed.

CARRIED

REPORTS

TMASC2 Tree Removal Requests - Monthly Update for April 2022

Moved Cr C Buchanan
Seconded Cr P Jensen

That Council:

1. Notes the report.
2. Tree Management Appeals Sub Committee recommends that the following assessments by the Asset Management Team proceed to appeal:
 - Paralowie - Side 1 Bartlett Avenue – 2 outer trees – Winston Avenue
 - Paralowie - 53 Vincent Road
 - Paralowie – rear 14 Mullen Court – shrubs/trees on Tobin Way at rear of property.

CARRIED

QUESTIONS ON NOTICE

There were no Questions On Notice

MOTIONS ON NOTICE

There were no Motions On Notice

OTHER BUSINESS

(Questions Without Notice, Motions Without Notice, CEO Update)

TMASC-MWON6 Tree Screen - Kings Road

Moved Cr C Buchanan

Seconded Cr S Ouk

That the Tree Management Appeals Sub Committee:

1. Notes the correspondence received from Chief Executive Officer Department for Infrastructure and Transport in regards to the Kings Road widening and our request for consideration of the tree screen to be removed.
2. Request staff to provide a further report to the Tree Management Appeals Sub Committee for the July 2022 meeting advising on further options to address the tree screen including the proposed tree assessment and action plan.

CARRIED

CLOSE

The meeting closed at 7:47pm.

CHAIRMAN.....

DATE.....

**INFORMATION
ONLY
ITEM**

TMASC2

TREE MANAGEMENT APPEALS SUB COMMITTEE**DATE**

11 July 2022

HEADING

Tree Removal Requests - Monthly Update for May 2022

AUTHOR

Jamie Hosking, Team Leader Urban Built Assets, City Infrastructure

CITY PLAN LINKS

- 1.1 Our City is attractive and well maintained
- 4.1 Members of our community receive an exceptional experience when interacting with Council

SUMMARY

This monthly report provides Elected Members with updates on tree removal requests received from residents.

RECOMMENDATIONThat Council:

- 1. Notes the report.

ATTACHMENTS

This document should be read in conjunction with the following attachments:

- 1. Tree Removal Requests - May 2022

1. BACKGROUND

- 1.1 At its meeting held on Tuesday, 27 April 2021 Council resolved:

“That a standing report be established for every meeting of the Tree Management Appeals Sub Committee to inform Council of every application received for tree removal and the outcome of that request.”

Resolution Number 0916/2021

- 1.2 Staff currently upload a monthly tree removal request information table to the Elected Members Portal. This document has been adapted to provide further information and will now be reported to each meeting of the Tree Management Appeals Sub Committee.

2. CONSULTATION / COMMUNICATION

- 2.1 External
 - 2.1.1 Various relevant Residents

3. REPORT

- 3.1 The attached tables are a summary of requests for tree removals received and actioned by staff during the past months and has been provided on the Elected Member Portal for May 2022.
- 3.2 Seventy-nine (79) tree removal requests were received in May. Of these requests forty-three (43) were approved for removal including five (5) significant or regulated trees approved through development applications. Thirty six (36) requests were refused. Of these, ten (10) are related to significant or regulated trees under the *Planning Development and Infrastructure Act 2016*.
- 3.3 Tree removal requests often result in ongoing dialogue between the owner of the property and Council on the proposed tree removal and subsequent discussions around the species type and location of the new street tree.
- 3.4 It is important to note that through various annual programs Council plants 2,000 trees each year. These programs include Street Tree Renewal Program, In-fill Planting Program, Tree Screen Renewal Program, Reserve Upgrade Program, Feature Landscape Renewal Program, Greening Program, School Tree Planting Program, Major Projects and ad-hoc planting requests. These tree renewal programs are cognizant of regulated, significant trees or those forming habitat corridors.

4. CONCLUSION / PROPOSAL

- 4.1 It is proposed that the information contained in the report be noted.

TREE REMOVAL REQUESTS

MONTH: May 2022

Assessed by Parks and Open Space Assets team on site and removed based on Councils Tree Removal Criteria adopted by Council April 2016

	ADDRESS		DATE	REFERENCE	APP/REF
1	Burton	29 Appleyard Court	18/05/2022	CRM 396243	Approved
2	Burton	rear 35 Potts Crescent - Helps Court - Significant Tree	31/05/2022	CRM 387500	Approval Supported - Significant tree
3	Direk	10-12 Hercules Drive - 2 trees - New Development - DA22010046	3/05/2022	DW 7275614	Approved @ Cost x 2
4	Direk	45-47 Mirage Road - tree on Mirage Road - DA 21034752	26/05/2022	CRM 398160	Approved @ Cost
5	Direk	45-47 Mirage Road - tree on Hercules Drive - DA 21034752	26/05/2022	CRM 398160	Approved @ Cost
6	Edinburgh	Third Avenue - drainage works required opp 37-47 Sturton Road - Keylink Sewer Installation - DW 7318549 - FEATURE ID: STREE-33879	31/05/2022	CRM 398926	Approved x 1 - civil work crew to remove
7	Green Fields	4 Belfree Drive - 2 trees - Warehouse - DA 22011742	31/05/2022	CRM 398393	Approved @ Cost x 2
8	Gulfview Heights	side 13 Portsmouth Parade - Westview Avenue	5/05/2022	CRM 396777	Approved x 1
9	Gulfview Heights	8 McKenzie Crescent - tree nearest number 10 boundary - is council - surveyed DW 7293250	12/05/2022	CRM 393586	Refused
10	Gulfview Heights	8 McKenzie Crescent - tree front	12/05/2022	CRM 393586	Refused
11	Gulfview Heights	13 Rosewall Avenue	12/05/2022	CRM 397496	Refused
12	Gulfview Heights	2 Harbour Drive	18/05/2022	CRM 394798	Refused
13	Ingle Farm	side 1 Eton Common - Yutara Avenue - Regulated 1st tree near front corner	10/05/2022	CRM 396980	Refused - Regulated
14	Ingle Farm	side 1 Eton Common - Yutara Avenue - central tree - 2nd tree from front corner	10/05/2022	CRM 396980	Approved
15	Ingle Farm	side 1 Eton Common - Yutara Avenue - 3rd tree from front corner	10/05/2022	CRM 396980	Refused
16	Ingle Farm	Stokes Green - opp 18 Mettika	10/05/2022	ETF 309116	Approved - dead tree
17	Ingle Farm	18C Telford Road - tree exempt - less than 10m from dwelling	17/05/2022	CRM 397773	Refused
18	Mawson Lakes	20 Brookside Drive	5/05/2022	CRM 396945	Refused
19	Mawson Lakes	Lomond Circuit Reserve - Jacaranda adjacent to side Unit 1 / 1 Torrens Lane	18/05/2022	CRM 396313	Approved
20	Mawson Lakes	3 Elder Circuit - 3 trees	24/05/2022	CRM 391855	Refused x 3
21	Mawson Lakes	side 87 Lowe Crescent - Everglade Street - palm tree next to green etsa box	16/05/2022	CRM 397764	Approved - palm tree
22	Mawson Lakes	20 Brookside Drive - APPEAL - REVIEW	30/05/2022	CRM 396945 DW 7313157	Approved - APPEAL - REVIEW
23	Para Hills	3A Ray Street - New Dwelling - DA 22015955	16/05/2022	CRM 397818	Approved @ Cost
24	Para Hills	78 Milne Road - tree nearest lightpole	17/05/2022	CRM 396880	Approved
25	Para Hills	1A Myall Road - Lot 5 - DA 22015822 - New Dwelling - Tree 2 only on Myall Road	20/05/2022	CRM 398154	Approved @ Cost x 1
26	Para Hills	2C Gould Street	26/05/2022	CRM 397984	Refused
27	Parafield Gardens	rear 3 Gurney Street - various significant trees	6/05/2022	CRM 393053	Refused - various Significant Trees
28	Parafield Gardens	side 88 Bradman Road - McCabe Avenue	3/05/2022	CRM 396615	Approved
29	Parafield Gardens	Shirley Avenue Reserve - rear 2 Peony Court	12/05/2022	CRM 397295	Approved x 1
30	Parafield Gardens	28 Shorney Road - Regulated	17/05/2022	CRM 383467	Refused - Regulated
31	Parafield Gardens	1 Bauhinia Drive	18/05/2022	CRM 395594	Approved x 1

FURTHER INFORMATION CONTACT COUNCIL'S PARKS AND OPEN SPACE ASSETS OFFICER - 8406 8403

TREE REMOVAL REQUESTS

MONTH: May 2022

Assessed by Parks and Open Space Assets team on site and removed based on Councils Tree Removal Criteria adopted by Council April 2016

	ADDRESS		DATE	REFERENCE	APP/REF
32	Parafield Gardens	Laurence Green	17/05/2022	CRM 397533	Approved
33	Parafield Gardens	5 Anna Street	10/05/2022	CRM 396655	Refused
34	Parafield Gardens	10 Cook Street - Regulated	23/05/2022	CRM 397629	Approval Supported - Regulated Tree
35	Paralowie	32 Correena Avenue - dead	10/05/2022	CRM 396714	Approved - dead tree
36	Paralowie	1 Shaw Street	10/05/2022	CRM 396441	Refused
37	Paralowie	32 Ronaldo Way - Regulated	12/05/2022	CRM 396375	Refused - Regulated
38	Paralowie	side 23 Lombard Avenue - Gibson Place	18/05/2022	CRM 392674	Refused
39	Paralowie	29 Byron Bay Drive - 2 trees	18/05/2022	CRM 395934	Refused x 2
40	Paralowie	side 1 Lombard Avenue - Niven Drive - tree nearest Lombard	17/05/2022	CRM 395983	Approved
41	Paralowie	side 1 Lombard Avenue - Niven Drive - 2nd tree from corner	17/05/2022	CRM 395983	Refused
42	Paralowie	35 Dignam Drive - Regulated	30/05/2022	CRM 398528	Refused - Regulated
43	Paralowie	side 8 Panto Avenue - Antonas Avenue	30/05/2022	CRM 398557	Approved x 1
44	Pooraka	17 Wandina Avenue - Non Regulated next to drive	6/05/2022	CRM 396487	Refused
45	Pooraka	17 Wandina Avenue - Regulated furthest from drive	6/05/2022	CRM 396487	Refused - Regulated
46	Pooraka	16 Kavanagh Court	10/05/2022	CRM 396885	Refused
47	Pooraka	16 Curbur Avenue	18/05/2022	CRM 396323	Refused
48	Pooraka	19 Curbur Avenue - tree nearest drive of property	18/05/2022	CRM 396323	Refused
49	Pooraka	19 Curbur Avenue - tree nearest drive of no. 21	18/05/2022	CRM 396323	Refused
50	Pooraka	23 Curbur Avenue	18/05/2022	CRM 396323	Refused
51	Salisbury	29 Barnett Street - Significant	10/05/2022	CRM 397195	Refused - Significant Tree
52	Salisbury	12 Stanley Avenue - Regulated	18/05/2022	CRM 395561	Refused - Regulated
53	Salisbury	31 Barnett Street	17/05/2022	CRM 397536	Refused
54	Salisbury	side 25 Eliza Street - Bristol Street - Regulated	18/05/2022	CRM 397780	Refused - Regulated
55	Salisbury	16 Bristol Street - next to drive	18/05/2022	CRM 397780	Refused
56	Salisbury Downs	22 Woodfield Drive	10/05/2022	CRM 396656	Refused
57	Salisbury Downs	36 Jolsen Street	17/05/2022	CRM 397918	Refused
58	Salisbury Downs	1 Meath Avenue - near sep	23/05/2022	CRM 398396	Approved x 1
59	Salisbury Downs	21 Empire Street	23/05/2022	CRM 397901	Approved
60	Salisbury Downs	side 1 Jannette Court - Parkview Avenue - dead tree	25/05/2022	CRM 398260	Approved - dead tree
61	Salisbury East	2 Boronia Avenue - dead tree	3/05/2022	CRM 396097	Approved - dead tree
62	Salisbury East	51B Simpson Street - Lot 69 - House A - 221 Application	3/05/2022	CRM 395923 - DW 7236831	Approved at Cost
63	Salisbury East	12 Shelton Drive - Significant	5/05/2022	CRM 396370	Refused - Significant Tree
64	Salisbury East	48 Harris Road - storm damage	31/05/2022	ETF 310437	Approved

FURTHER INFORMATION CONTACT COUNCIL'S PARKS AND OPEN SPACE ASSETS OFFICER - 8406 8403

TREE REMOVAL REQUESTS

MONTH: May 2022

Assessed by Parks and Open Space Assets team on site and removed based on Councils Tree Removal Criteria adopted by Council April 2016

	ADDRESS		DATE	REFERENCE	APP/REF
65	Salisbury Heights	side 72 Green Valley Drive - Cooida Court	26/05/2022	ETF 309749	Approved x 1
66	Salisbury North	90 Bolivar Road - 1 tree	2/05/2022	CRM 396310	Approved x 1
67	Salisbury North	14 Mobbs Court	5/05/2022	CRM 397013	Refused
68	Salisbury North	1 Bedwin Street - Unit 1 - dead	10/05/2022	CRM 396710	Approved - dead tree
69	Salisbury North	13 Leon Street - Significant	10/05/2022	CRM 389105	D/A Approved - Significant tree
70	Salisbury North	88 Bolivar Road - 2 trees on verge between footpath and roadside	17/05/2022	CRM 396591	Refused x 2
71	Salisbury North	11 Paratta Street - dead tree	13/05/2022	CRM 397558	Approved - dead tree
72	Salisbury North	Penong Crescent Reserve - side 8 Wirra Court - Regulated	24/05/2022	CRM 394934	Approval Supported - Regulated Tree
73	Salisbury North	Penong Crescent Reserve - side 8 Wirra Court - Regulated	24/05/2022	CRM 394934	D/A Approved - Regulated Tree
74	Salisbury Park	side 9 Levanswell Road - Floriston Way - 2nd tree from driveway	16/05/2022	CRM 397371	Approved
75	Salisbury Park	side 9 Levanswell Road - Floriston Way - 3rd tree from driveway	16/05/2022	CRM 397371	Approved
76	Salisbury Park	14B Heathersett Drive - DA 22009519 - New Dwelling	23/05/2022	CRM 398542	Approved @ Cost
77	Valley View	13 Charles Street - 221 Application	3/05/2022	CRM 396139 DW 7250980	Approved at Cost x 1
78	Valley View	9 Denham Drive - 2 trees at front	26/05/2022	CRM 398247	Approved x 2
79	Walkley Heights	8 Waldin Court	18/05/2022	CRM 395704	Approved

FURTHER INFORMATION CONTACT COUNCIL'S PARKS AND OPEN SPACE ASSETS OFFICER - 8406 8403

ITEM	TMASC3
	TREE MANAGEMENT APPEALS SUB COMMITTEE
DATE	11 July 2022
HEADING	Review of Tree Removal Request - Various Locations
AUTHOR	Jamie Hosking, Team Leader Urban Built Assets, City Infrastructure
CITY PLAN LINKS	1.1 Our City is attractive and well maintained 1.2 The health and wellbeing of our community is a priority 2.1 Salisbury has a balance of green spaces and natural environments that support biodiversity
SUMMARY	In line with the approved tree removal procedure several decisions relating to the retention of trees have been appealed

RECOMMENDATION

That Council:

1. Approves the lodgement of a development application seeking removal of:
 - a. The regulated *Eucalyptus camaldulensis* tree at the rear of 13 Batten Crescent, Pooraka, noting that should the application be approved two replacement trees are required to be planted.
 - b. The regulated *Eucalyptus sideroxylon* tree at the front of 4 Addison Street Parafield Gardens, noting that should the application be approved two replacement trees are required to be planted.

ATTACHMENTS

There are no attachments to this report.

1. BACKGROUND

- 1.1 In line with the approved tree removal procedure, residents are able to appeal decisions relating to the retention of trees. This appeal process involves:
 - On-site meeting with residents and Ward Councillors
 - Report to the Tree Management Appeals Sub Committee (TMAS)
 - Notification of outcome to residents

2. CONSULTATION / COMMUNICATION

- 2.1 External
 - 2.1.1 Residents
 - 2.1.2 Ward Councillors in line with the adopted procedures

3. REPORT

- 3.1 The following appeals have been lodged under the Tree Removal Policy and the residents are seeking removal of the trees.

Street	Suburb	Ward	Trees
13 Batten Crescent	Pooraka	West	1 x regulated <i>Eucalyptus camaldulensis</i>
4 Addison Street	Parafield Gardens	Para	1 x regulated <i>Eucalyptus sideroxylon</i>

3.2 13 Batten Street, Pooraka



Assessment

- 3.2.1 Assessment was undertaken on 8 March 2022, and identified:

- 1 regulated *Eucalyptus camaldulensis* present within the tree screen at the rear of the property. The health was found to be fair with fair density and foliage colour. The structure was found to be fair with no structural flaws. Remedial pruning and canopy reduction works were recommended and undertaken.

3.2.2 The following table shows the results of the initial assessment carried out on the tree against Council's tree removal criteria:

1	The tree is in an unsuitable location and is unreasonably obstructing approved infrastructure	No, the tree exists within a defined tree screen on Montague Road
2	The tree is inconsistent with the landscape style or character of the local area and/or does not contribute substantially to the landscape or streetscape	No
3	The spacing of trees planted on a standard width verge is inconsistent with the "Street Tree Planting Guide" for that species of tree, in accordance with the Streetscape Renewal Policy	No
4	The tree is diseased and has a short life expectancy or is dead and has no significant landscape or habitat value	No
5	The tree is structurally poor and/or poses an unacceptable risk to public or private safety and/or has a history of major limb failure	No
6	The trees roots are shown to be causing or threatening to cause damage exceeding two thousand dollars to adjacent infrastructure	No, there is no evidence of lift associated with tree roots of the rear boundary fence.
7	The trees roots have resulted in damage to Council's kerb or footpath that has required replacement or substantial repair works on more than one occasion within a 5-year period	No
8	The tree is in the location of a first single driveway of a property	No
9	The tree is in the location of an approved Council development	No
10	The tree has been assessed for removal as part of the "Streetscape or Landscape Redevelopment Program"	No
11	The tree, according to a medical specialist or GP, has been determined to be the cause of a detrimental effect on the health of a nearby resident. Such advice must be in writing	No

12	<p>Genuine hardship</p> <p>a. The person/resident is receiving HACC or a community care service or;</p> <p>b. The person/resident does not have the functional ability to relieve the nuisance caused by the tree or;</p> <p>c. The person/resident is aged or frail and has moderate, severe or profound disabilities which prevent them from relieving the nuisance caused by the tree; or</p> <p>d. The person/resident is a carer of a person that meets the above criteria.</p>	No.
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3.2.1 The regulated trees when considered against the provisions within the *Planning, Development and Infrastructure Act 2016* would be unlikely to meet criteria for removal and a Development Application would not be supported.

3.2.2 Desired Outcome - Conservation of regulated trees to provide aesthetic and environmental benefit and mitigate tree loss.

PO1.1	Performance Outcome. Regulated Trees are retained where they	Satisfied	Comments
a)	make an important visual contribution to local character and amenity	No	<p>Visual contribution While the tree offers moderate visual amenity, by virtue of its height and position within the tree screen, the tree does not make an important contribution and is not highly notable relative to other established trees within the locality.</p> <p>Local Character The tree is consistent with the character of the suburb and wider Council area and is consistent with the character of the street.</p>

PO1.1	Performance Outcome. Regulated Trees are retained where they	Satisfied	Comments
			Amenity The tree provides visual amenity to the street with a dominant healthy canopy. The tree also provide amenity through passive cooling and shade over the footpath and road.
b)	are indigenous to the local area and listed under the <i>National Parks and Wildlife Act 1972</i> as a rare or endangered native species	No	The species is indigenous but not endangered.
c)	provide an important habitat for native fauna	No	Obvious nesting hollows aren't evident

PO 1.3 (a)	Performance Outcome. Tree damaging activity is only undertaken to:	Satisfied	Comments
(i)	remove a diseased tree where its life expectancy is short	No	Tree is in good health
(ii)	mitigate an unacceptable risk to public or private safety due to limb drop or the like	No	Tree has no sign of structural issues
(iii)	rectify or prevent extensive damage to a building of value as comprising any of the following A. Local Heritage Place B. State Heritage Place C. Substantial building of value and there is no reasonable alternative to rectify or prevent such damage other than to undertake a tree damaging activity	No	While there is evidence of lifting of the driveway and pavers there appears no visual evidence of structural damage to the building and alternate measure have been undertaken to prevent damage (root barrier installation).

PO 1.3 (a)	Performance Outcome. Tree damaging activity is only undertaken to:	Satisfied	Comments
(iv)	reduce an unacceptable hazard associated with a tree within 20 metres of an existing residential, tourist accommodation or other habitable building from bushfire	NA	
(v)	treat disease or otherwise in the general interests of the health of the tree	No	
(vi)	Maintain the aesthetic appearance and structural integrity of the tree	No	

Appeal

- 3.2.3 Following receipt of appeal against the decision for retention an on-site meeting was arranged.
- 3.2.4 Discussion reinforced the outcome of the tree assessment and justification for retention based on the health and structure of the trees.
- 3.2.5 It was agreed that due to the potential impact of the tree that it be put forward for recommended removal through a development application.
- 3.2.6 It should be noted that the house has been recently built, the original house was further away from the tree and the new house has moved significantly closer without consideration on the impacts to the existing tree.



3.3 4 Addison Street, Parafield Gardens



Assessment

3.3.1 Assessment was undertaken on 17 February 2022, and identified:

- 1 regulated *Eucalyptus sideroxylon* present within the verge at the front of the property. The health was found to be fair with fair density and foliage colour. The structure was found to be fair with no structural flaws. Remedial pruning and canopy reduction works were recommended and undertaken.

3.3.2 The following table shows the results of the initial assessment carried out on the tree against Council's tree removal criteria:

1	The tree is in an unsuitable location and is unreasonably obstructing approved infrastructure	No
2	The tree is inconsistent with the landscape style or character of the local area and/or does not contribute substantially to the landscape or streetscape	No

3	The spacing of trees planted on a standard width verge is inconsistent with the "Street Tree Planting Guide" for that species of tree, in accordance with the Streetscape Renewal Policy	No
4	The tree is diseased and has a short life expectancy or is dead and has no significant landscape or habitat value	No
5	The tree is structurally poor and/or poses an unacceptable risk to public or private safety and/or has a history of major limb failure	No
6	The trees roots are shown to be causing or threatening to cause damage exceeding two thousand dollars to adjacent infrastructure	No
7	The trees roots have resulted in damage to Council's kerb or footpath that has required replacement or substantial repair works on more than one occasion within a 5-year period	Yes, there is some evidence of root intrusion in the sewer (inspection being undertaken)
8	The tree is in the location of a first single driveway of a property	No
9	The tree is in the location of an approved Council development	No
10	The tree has been assessed for removal as part of the "Streetscape or Landscape Redevelopment Program"	No
11	The tree, according to a medical specialist or GP, has been determined to be the cause of a detrimental effect on the health of a nearby resident. Such advice must be in writing	No
12	Genuine hardship a. The person/resident is receiving HACC or a community care service or; b. The person/resident does not have the functional ability to relieve the nuisance caused by the tree or; c. The person/resident is aged or frail and has moderate, severe or profound disabilities which prevent them from relieving the nuisance caused by the tree; or d. The person/resident is a carer of a person that meets the above criteria.	No.

- 3.3.3 The regulated trees when considered against the provisions within the *Planning, Development and Infrastructure Act 2016* would be unlikely to meet criteria for removal and a Development Application would not be supported.
- 3.3.4 Desired Outcome - Conservation of regulated trees to provide aesthetic and environmental benefit and mitigate tree loss.

PO1.1	Performance Outcome. Regulated Trees are retained where they	Satisfied	Comments
a)	make an important visual contribution to local character and amenity	No	<p>Visual contribution While the tree offers moderate visual amenity, by virtue of its height and position within the tree screen, the tree does not make an important contribution and is not highly notable relative to other established trees within the locality.</p> <p>Local Character The tree is consistent with the character of the suburb and wider Council area and is consistent with the character of the street.</p> <p>Amenity The tree provides visual amenity to the street with a dominant healthy canopy. The tree also provides amenity through passive cooling and shade over the footpath and road.</p>

PO1.1	Performance Outcome. Regulated Trees are retained where they	Satisfied	Comments
b)	are indigenous to the local area and listed under the <i>National Parks and Wildlife Act 1972</i> as a rare or endangered native species	No	
c)	provide an important habitat for native fauna	No	Obvious nesting hollows aren't evident

PO 1.3 (a)	Performance Outcome. Tree damaging activity is only undertaken to:	Satisfied	Comments
(i)	remove a diseased tree where its life expectancy is short	No	Tree is in good health
(ii)	mitigate an unacceptable risk to public or private safety due to limb drop or the like	No	Tree has no sign of structural issues
(iii)	rectify or prevent extensive damage to a building of value as comprising any of the following D. Local Heritage Place E. State Heritage Place F. Substantial building of value and there is no reasonable alternative to rectify or prevent such damage other than to undertake a tree damaging activity	No	
(iv)	reduce an unacceptable hazard associated with a tree within 20 metres of an existing residential, tourist accommodation or other habitable building from bushfire	NA	
(v)	treat disease or otherwise in the general interests of the health of the tree	No	
(vi)	Maintain the aesthetic appearance and structural integrity of the tree	No	

Appeal

- 3.3.5 Following receipt of appeal against the decision for retention further correspondence with the resident was undertaken.
- 3.3.6 Discussion reinforced the outcome of the tree assessment and justification for retention based on the health and structure of the trees.
- 3.3.7 It was agreed that due to the potential impact of the tree that it be put forward for recommended removal through a development application.

4. CONCLUSION / PROPOSAL

- 4.1 In accordance with the approved tree removal procedure, some decisions relating to the retention of trees have been appealed.
- 4.2 Site meetings have been completed and recommendations are made regarding the tree removal appeals and actions recorded.

ITEM	TMASC4
	TREE MANAGEMENT APPEALS SUB COMMITTEE
DATE	11 July 2022
HEADING	Tree Screen - Kings Road
AUTHOR	Jamie Hosking, Team Leader Urban Built Assets, City Infrastructure
CITY PLAN LINKS	1.1 Our City is attractive and well maintained 4.2 We deliver quality outcomes that meet the needs of our community
SUMMARY	To provide an update on the below motion.

RECOMMENDATIONThat Council:

1. Notes the engagement of Project Green to undertake an assessment and action plan for the trees along Kings Road from the expressway to Martins Road.
2. Notes that the action plan and the costs to remove the trees will be presented to the Tree Management Appeals Sub Committee in a future report.

ATTACHMENTS

There are no attachments to this report.

1. BACKGROUND

- 1.1 At its meeting held on Tuesday, 14 June 2022 the Tree Management Appeals Sub Committee resolved that:

“Notes the correspondence received from Chief Executive Officer Department for Infrastructure and Transport in regards to the Kings Road widening and our request for consideration of the tree screen to be removed.

Request staff to provide a further report to the Tree Management Appeals Sub Committee for the July 2022 meeting advising on further options to address the tree screen including the proposed tree assessment and action plan.”

Resolution Number 1375/2022

2. CONSULTATION / COMMUNICATION

- 2.1 External
 - 2.1.1 Nil

3. REPORT

- 3.1 Project Green have been engaged to undertake an assessment of the trees along Kings Road from the expressway to Martins Road. The assessment will consider any tree within the road corridor from the property boundary on each side of Kings Road.
- 3.2 The assessment will be used to inform an action plan for the maintenance/removal of trees.
- 3.3 This study is being funded from existing budgets and is expected to be completed shortly.
- 3.4 The outcomes of the assessment and action plan will be presented to the Tree Management Appeals Sub Committee in a future report.
- 3.5 The trees are within the Kings Road corridor and have historically been maintained by Council.
- 3.6 The report that will be submitted to Council following the Audit findings will outline the associated funding requirements to remove the trees, at which time Council may choose:
 - 3.6.1 to allocate budget to proceed with recommended actions;
 - 3.6.2 Request DIT to complete the works; or
 - 3.6.3 Request DIT to provide Council with funding to undertake the works.

4. CONCLUSION / PROPOSAL

- 4.1 Project Green have been engaged to undertake an assessment and action plan for the trees along Kings Road from the expressway to Martins Road.
- 4.2 The outcome and action plan will be presented to Tree Management Appeals Sub Committee in a future report.