



CUMBERLAND
CITY COUNCIL

TREE MANAGEMENT CONTROLS - FORMER HOLROYD AREA

Holroyd City Council's Local Environmental Plan (LEP) 2013 (Clause 5.9) and Development Control Plan (DCP) 2013 (Part A – Section 4) outline a number of controls to guide the management of trees and vegetation on private and public land within the City.

Definition of a Tree

A tree protected by Council's Tree Management Controls is defined as 'Any woody and soft wooded perennial plant' over 3.6 metres in height (12 feet). Council's written approval is required to remove/prune any tree except in circumstances as outlined below.

Exempt trees and vegetation

No approval is required for the following works to live trees/vegetation:

1. Those under 3.6 metres in height;
2. Listed on Council's 'Exempt Trees/ Vegetation Species' (see over);
3. 'Exempt Trees – 2 metre distance rule' - Except where located in Pemulwuy or on Heritage properties, any tree located less than 2 metres from the external wall of an approved residential dwelling, as measured from the outside edge of the trunk at 1 metre above existing ground level (see over);
4. 'Exempt Tree (Liquidambar trees only) – 5 metre distance rule' - Liquidambar trees located less than 5 metres from the external wall of an approved residential dwelling, as measured from the outside edge of the trunk at 1 metre above existing ground level;
5. Declared Noxious Weeds listed under the Noxious Weeds Act 1993 in Holroyd LGA.

Dying and Dead Trees

- The removal of dying or dead trees is exempt if the provisions of Council's LEP 2013 are satisfied. That is, when the tree owner notifies Council in writing and Council is satisfied that the tree is dying or dead and is not required as habitat of native fauna. If the tree is found to still be alive, an 'Application for Approval to Prune/ Remove a Tree/s and/or Vegetation' will need to be submitted with payment of relevant application fee.
- The removal of a tree that Council has determined is a risk to human life or property.

Exempt Pruning works

No approval is required for the following works, though all works must be performed to the Australian Standard 4373-2007 'Pruning of Amenity Trees' by a Qualified Arborist AQF Level 3.

1. The pruning of live branches (up to maximum branch diameter of 150mm) to clear vegetation overhanging pedestrian walkways or driveways to a height of 2.4 metres;
2. The pruning of live branches no greater than 50mm in diameter at the branch union is permitted:
 - to allow a maximum 1 metre clearance from the main electrical powerlines to an approved building.
 - to remove the lower lateral branches of a tree, to 2.4 metres above existing ground level.
3. The pruning of deadwood (up to a maximum branch diameter of 150mm).
4. The pruning of dead palm fronds.

Heritage Items - The listed exemptions to prune or remove a tree or vegetation do not apply to Heritage Items and generally a Development Application (DA) is required to be lodged. Contact Council's Duty planner for Heritage advice.

Penalties / Fines apply for illegal tree works - It is an offence to carry out any works to a protected tree without written Council approval. Penalties pursuant to the EP&A Act 1979 will apply.

Exempt Trees / Vegetation Species

Botanical Name	Common Name
<i>Acacia baileyana</i>	Cootamundra Wattle
<i>Ailanthus altissima</i>	Tree of Heaven
<i>Alnus jorullensis</i>	Evergreen Alder
<i>Bambusa</i> spp.	Bamboo
<i>Celtis</i> spp.	Hackberry
<i>Cinnamomum camphora</i>	Camphor Laurel
<i>Cotoneaster</i> spp.	Cotoneaster
<i>Diospyros</i> spp.	Fruiting Persimmons
<i>Eriobotrya</i> spp.	Loquats
<i>Erythrina</i> spp.	Coral tree
<i>Ficus benjamina</i>	Weeping Fig
<i>Ficus elastica</i>	Rubber tree
<i>Gleditsia triacanthos</i>	Honey Locust
<i>Ligustrum lucidum</i>	Broad leaf privet
<i>Ligustrum sinense</i>	Small leaf privet
<i>Malus</i> spp.	Apples
<i>Morus</i> spp.	Mulberry
<i>Olea africana</i>	African Olive
<i>Olea</i> spp.	Edible olives
<i>Populus</i> spp.	Poplar
<i>Prunus</i> spp.	Peaches, Plums, Apricots etc
<i>Pyracantha augustifolia</i>	Firethorn
<i>Pyrus</i> spp.	Edible pears
<i>Ricinus communis</i>	Castor Oil Plant
<i>Robinia pseudoacacia</i>	False Acacia
<i>Salix babylonica</i>	Willow
<i>Schefflera actinophylla</i>	Umbrella tree
<i>Schinus terebinthifolius</i>	Brazilian Mastic Tree
<i>Syagrus romanzoffianum</i>	Cocos palms
<i>Toxicodendron succedaneum</i>	Rhus tree

Note: No pruning or removal works can be performed on a tree assumed to be an exempt species until the correct identification of the tree is established by a qualified Horticulturist or Arborist.

'Exempt Trees – 2 metre distance rule'

Except where located in Pemulwuy or on Heritage properties, no approval is required if tree is located less than 2 metres from external wall of an approved residential dwelling.



Cumberland City Council

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