

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

CESSNOCK CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

NOTICE is hereby given that Cessnock City Council, in pursuance of section 10 of the Roads Act 1993, dedicates the land described in the schedule below as public road. Dated at Cessnock, 3 April 2008, BERNARD ROBERT MORTOMORE, General Manager, Cessnock City Council, Administration Centre, 62-78 Vincent Street, Cessnock NSW 2325.

SCHEDULE

The whole of the land identified as Lots 1, 2 & 3 in Deposited Plan 853558, Parish of Stanford, County of Northumberland – Lake Road, Kearsley.

[3859]

CESSNOCK CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

NOTICE is hereby given that Cessnock City Council, in pursuance of section 10 of the Roads Act 1993, dedicates the land described in the schedule below as public road. Dated at Cessnock, 3 April 2008, BERNARD ROBERT MORTOMORE, General Manager, Cessnock City Council, Administration Centre, 62-78 Vincent Street, Cessnock NSW 2325.

SCHEDULE

The whole of the land identified as Lots 3, 4 & 5 in Deposited Plan 863344, Parish of Branxton, County of Northumberland – Hollingshed Street, Greta.

[3860]

CESSNOCK CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

NOTICE is hereby given that Cessnock City Council, in pursuance of section 10 of the Roads Act 1993, dedicates the land described in the schedule below as public road. Dated at Cessnock, 3 April 2008, BERNARD ROBERT MORTOMORE, General Manager, Cessnock City Council, Administration Centre, 62-78 Vincent Street, Cessnock NSW 2325.

SCHEDULE

The whole of the land identified as Lots 3 & 4 in Deposited Plan 860523, Parish of Cessnock, County of Northumberland – Quorrobolong Road, South Cessnock.

[3861]

GLEN INNES SEVERN COUNCIL

Roads Act 1993, Section 162

Naming & Renaming of Public Roads

NOTICE is hereby given that pursuant to Section 162 of the Roads Act 1993, Council has named or renamed the roads described hereunder:

<i>Location</i>	<i>New Road Name</i>
Maids Valley Road, between Waterloo Road and Strathbogie Road	Polhill Road
New subdivision access road 100m long, north of Robinson Avenue, between Lots 3 & 4 DP810536, Glen Innes	Ritchie Avenue

HEIN BASSON, General Manager, Glen Innes Severn Council, PO Box 61, Glen Innes NSW 2370.

[3862]

LISMORE CITY COUNCIL

Roads Act 1993, Section 10 (1)

Notice of Dedication of Land as Public Road

NOTICE is hereby given by Lismore City Council that in pursuance of Section 10 (1), Division 1 of Part 2 of the Roads Act 1993, the land described in the Schedule below is hereby dedicated as Public Road. Dated at Lismore April 8, 2008. PG O'SULLIVAN, General Manager, Lismore City Council, PO Box 23A, Lismore NSW 2480.

SCHEDULE

Lot 1 DP 874173.

[3863]

MANLY COUNCIL

Tree Preservation Order 2001

Adopted as a resolution of Council 2nd July, 2001 (pursuant to Clause 8, Model Provisions)

1. Aims & Objectives

Manly Councils policy is to maintain attractiveness, appeal and amenity of the Manly area by preserving healthy trees in recognition of the value and importance of trees held by the community.

The Tree Preservation Order applies to privately owned land and prescribes those trees not requiring Council's written authorisation to remove or prune and those that need a written consent notice to be issued and the conditions applying. The Tree Preservation Order applies to the whole of Manly.

The tree preservation order prevents and prohibits:

- ringbarking
- chopping
- topping
- lopping
- soil build up around trunk
- removal
- injuring
- wilful destruction of any tree or trees within Manly.

2. Applying to remove a tree

A property owner or managing agent must complete an application to Council for removal/or pruning more than 10% of a tree. If a person seeks permission to remove a tree from a neighbouring property, permission must first be obtained from the owner of the tree prior to an application being lodged with Council for consent to remove a tree. In the case of a block of units, the consent of the owner's corporation must be obtained prior to making an application to Council to remove/prune the tree.

3. Council assessment of applications to remove or prune trees

- condition of the tree with respect to disease
- necessity for removal or pruning in order to construct improvements to the property the subject of an application
- effect of erosion—soil retention and diversion or increased flow of surface water
- number of trees and effect on the amenity of the area
- number of healthy trees an area of land will support
- habitat for fauna

4. Trees/plants not requiring Council's consent for removal or pruning

Trees with trunk diameter less than 25cm and a height less than 5m (the trunk diameter should be measured 1m above ground level) on private property only.

- All vegetation on the MANLY COUNCIL noxious weeds list.
- Dead trees where technical evidence can be provided to show they are dead
- The following species:

<i>Alibertia altissima</i>	<i>Tree of Heaven</i>
<i>Alnus acuminata</i>	<i>Evergreen Alders</i>
<i>Arecastrum romanzoffianum</i>	<i>Cocos palms</i>
<i>Carica papaya</i>	<i>Paw paw</i>
<i>Cinnamomum camphora</i>	<i>Camphor laurel</i> (under 10m in height)
<i>Citrus sp.</i>	<i>All Citrus</i>
<i>Eriobotrya sp.</i>	<i>Loquat</i>
<i>Erythrina x sykesii</i>	<i>Coral tree</i>
<i>Ficus elastica</i>	<i>Rubber tree</i>
<i>Gleditsia triacanthos</i>	<i>Honey locust</i>
<i>Lagerstroemia</i>	<i>Crepe myrtle</i>
<i>Liquidambar styraciflua</i>	<i>Liquidambar</i> (under 10m in height)
<i>Morus sp.</i>	<i>Mulberry tree</i>
<i>Nerium oleander</i>	<i>Oleander</i>
<i>Olea africana</i>	<i>African Olive</i>
<i>Populus sp.</i>	<i>Poplars</i>
<i>Pittosporum sp.</i>	<i>Pittosporum (up to 8m)</i>
<i>Prunus sp.</i>	<i>Prunus</i>
<i>Robinia psuedoacacia</i>	<i>False Acacia</i>
<i>Schefflera sp.</i>	<i>Umbrella tree</i>

5. Council consent for removal may be granted when:

- (a) tree is growing within 3m of a:
 - building or structure
 - sewer or drainage line
 - inground pool
 - retaining wall over 60cm in length
 - double brick wall over 1m in height—where there is evidence that such trees have damaged or are likely to damage these structures or services)
- (b) The tree is in a location that will obstruct the process of approved building works, road works or public utility installations.

- (c) The tree is causing illness or allergic reaction and a claim can be supported by a medical certificate and Council is satisfied that the specific tree is the cause of the problem
- (d) A property has been over planted - removal of the tree/trees will be to the benefit of the remaining trees.
- (e) A tree has been damaged in heavy storms by lightning or wind etc and could cause future problems if not removed.
- (f) A tree is in danger of falling or causing danger to people, buildings or services.

6. Pruning for View

When Council receives an application to prune a tree for view the following procedure is followed:

- (a) if the tree is on private land the property owners written consent will be required before arranging an appointment with a Council officer for inspection— Council cannot force an owner to allow a tree to be pruned or removed
- (b) pruning will only be approved if it will not be detrimental to the health of a tree
- (c) evidence must be provided to show that the present owner (not the previous owner) had a view of the harbour or ocean, lagoon or other water body
- (d) approval will be granted only if 2/3 of a view has been lost from a single location selected by the owner, i.e. balcony, living room etc.
- (e) a maximum of 20% of a tree's foliage can be pruned
- (i) all tree pruning for view on Council land is paid for by the applicant, before work is undertaken.

7. Tree pruning not requiring Councils consent

Up to 10% of a trees foliage can be pruned without Council consent. This allows residents to undertake maintenance pruning for the purposes of removing deadwood or roof/gutter / window clearance.

8. Council consent for additional pruning may be granted when:

- (a) the tree in the opinion of Council is causing loss of enjoyment of the property through over shadowing and evidence is supplied
- (b) the tree has been subject to storm damage, or repeated branch shedding
- (c) limbs are over dwellings or home entertainment areas, judicious reduction of those limbs will be allowed after inspection
- (d) limbs overhang boundaries or fences, judicious pruning will be allowed if it is not detrimental to the overall health of the tree
- (e) limbs obstruct access by pedestrians or vehicles
- (f) limbs cause vision obstruction or other traffic hazards
- (g) Where trees grow over boundary lines, then 1/5 of the foliage hanging over the boundary may be pruned.

This Tree Preservation Order does not apply to reasonable trimming and pruning for care & maintenance and preservation of light, views and amenity. Reasonable trimming is defined as, removal of no more than 1/5 of the foliage of a tree, in a manner which does not affect the

appearance, integrity or health of the tree. Residents are advised to seek Council inspection prior to any pruning which would cause concern to neighbours.

Where boundaries are concerned 1/5 of the foliage hanging over the boundary may be pruned. This 1/5 in all cases should be carried out within a regulated time frame (this would be no more than twice a year) so as not to be detrimental to the tree.

9. Removal of trees on development sites

Trees must be shown on your Development Application (DA) plans:

- (a) If the trees on the site are over 5 metres tall.
- (b) Where trees will have building or site works carried out within 5 metres of the trunk or within the area of the canopy.
- (c) Where trees are on your boundary, but are your neighbours or Council trees and will be affected as in point (2) above, these must be noted on your plans.
- (d) Where trees are in the 'footprint' of the building, deck areas, proposed driveway, proposed swimming pool or garage, these affected trees must be marked on the plans submitted:
 - (i) a tree preservation inspection is not required for trees on Development Approval (DA) sites (trees are assessed at the DA and/ or subdivision stage)
 - (ii) a tree removal permit will not be issued prior to application for a DA or subdivision, or for trees that are not included on your plans
 - (iii) clearing a property of trees prior to approval of a DA, is a breach of the Tree Preservation Order & Soil Conservation Act.
- (e) Landscape plans are to be submitted with a DA and should indicate proposed, existing and replacement planting if a tree is required to be removed.

10. Replacement trees

Where Council allows the removal of trees it is generally on the condition that a replacement tree be planted. Replacement trees must be planted within 2 months of the removal of the old tree. In selecting replacement trees care should be taken to select species appropriate to your circumstances.

11. Issuing of the Permit

A permit will only be issued if the owner of the tree, or the owner of land over which the tree is growing, is agreeable to removal or pruning of the tree. The issuing of Tree Preservation Order permits does not give any rights to trespass in order to carry out pruning, these permits can only be issued by an authorised Council Officer.

12. Administration of the Tree Preservation Order

Authority to administer the Tree Preservation Order is delegated to the Parks Management Co-ordinator or other officers delegated by the General Manager.

Further information can be obtained from the Customer Service desk on 9976 1500.

[3864]

PARKES SHIRE COUNCIL

Roads Act 1993, Section 162.1

Naming of Public Roads

Billy Mac Place

NOTICE is hereby given that in accordance with section 162.1 of the Roads Act 1993, as amended, Parkes Shire Council has named the roads shown hereunder:

<i>Location</i>	<i>Name</i>
Road off Hartigan Avenue Parkes, to the north of Lot 683 DP750179.	Billy Mac Place

No objections to the proposed names were received within the prescribed period of time. A. McCORMACK, General Manager, Parkes Shire Council, PO Box 337, Parkes NSW 2870.

[3865]

TEMORA SHIRE COUNCIL

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

TEMORA SHIRE COUNCIL declares with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation Act 1991 for the purposes of the construction of a shed for the Rural Fire Service Brigade.

Dated at Temora this 4th day of April, 2008.

GARY LAVELLE,
General Manager

SCHEDULE 1

All that piece or parcel of land in the Local Government Area of Temora, Parish of Narraburra, county of Bland and State of New South Wales being Lot 1; DP 350515, having an area of 8,093.7m².

[3866]

TWEED SHIRE COUNCIL

Roads Act, 1993

TWEED SHIRE COUNCIL declares that the land described in the schedule below, being a temporary public road vested in Council, is closed in accordance with the provisions of section 39(1) of the Roads Act, 1993. All rights of passage to pass along the temporary public road are hereby extinguished. Acting General Manager, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484.

Schedule

Lot 4 DP 1017336.

[3867]