



Department of Planning and Community Development

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Ref: HER/2001/001389, H2073, P9639, P10367

21 April 2007

Mr Brian Walsh
22A Fellows Street
KEW VIC 3102

Dear Mr Walsh

Re: Kew Residential Services Site – Recent emails

I refer to your recent emails raising a number of issues and seeking information.

In relation to your email of 1 April 2008 in relation to the Walker Development Plan and correspondence of November 2007, please find enclosed a copy of an email dated 9 November 2007 from Brad Evans [email of 8 November 2007 did not contain the attachment], a copy of the attachment - *Addendum to the Walker Development Plan - Kew November 2007*, and a response dated 20 November 2007 commenting on the this document.

In relation to your emails of 28 March and 18 April 2008 in relation to the Canary Pines, Princess Street, I sought further clarification on the matters you raised in your email and have received the following comments to your questions from Walkers:

1. At what time was the Canary Island Pine tree protection fencing on Princess Street removed on the morning of 17 January 2008, and by whom?

There was never any protection fencing in place between the Canary Pines and Princess Street. Our fence was on the western side of the Canary pines as can be seen by the photo and also as depicted on the Tree protection plan by MDG. We placed a new fence between the pines and the road that evening in order to protect pedestrians walking down the Western side of Princess Street.

2. Who authorised the removal of the protection fencing?

There was no fencing there as previously remarked.

3. How have the excavation works undertaken within tree root protection zones prior to the arrival of Galbraith's representative been assessed by Heritage Victoria so as to ensure that the works properly comply with Heritage Permit P9639 Condition 10 (Conservation of trees during works)?

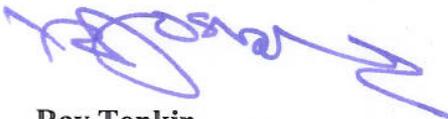
From the stage of the photo [submitted with the email 28 March 2008] it can be seen that in fact no excavation works had commenced in the RPZ. The only works undertaken at that stage was the removal of old concrete paving which as stated in previous reports from Rob Gallbraith "there should be no problem in doing this – no excavation of topsoil or roots is necessary so there is no real need for arborist supervision". Our arborist arrived on site later that day to oversee excavation works for the new footpath prior to that activity commencing.

In relation to the 4th question, the wording "*rigorously reviewed to ensure that it will not result in a diminution to tree health*" (Permit P10367, Condition 3) refers to "the construction of or resurfacing of driveways" not the removal of the former vehicle cross over, for which Walkers received approval and appropriate advice.

The removal of the concrete drive and pits was part of the approved landscape plans, and supported as it is preferable to have soil and mulch around the trees.

In relation to the *PC Management Plan* issues, I am advised that the Hygiene Sign is still attached to the gate onto Hutchinson Drive, but on the reverse side. This is being corrected. The sign to Main Drive, which may have been removed when the fencing was re-organised, is being reinstated. The *PC* issue will clearly need to be dealt with as part of the Stage II proposed development and I note is subject to Appendix 7 of the current heritage permit application P12879, which is still under assessment.

Yours sincerely



 **Ray Tonkin**
Executive Director
HERITAGE VICTORIA