

DECISION

Case Number: NDR202-16
Applicant: Michael John Shelton
Bernadette Terese Shelton
Respondent: Raymond Neil Schrauf

Before: Senior Member Brown
Date: 23 February 2017
Proceeding Type: Directions Hearing

IT IS THE DECISION OF THE TRIBUNAL THAT, BY CONSENT:

1. Within 28 days of the date of this decision Raymond Neil Schrauf shall remove fifteen (15) banded Cuban Royal Palms situated along the western boundary and rear of Raymond Neil Schrauf's property.
2. Within 28 days of the date of this decision Raymond Neil Schrauf shall remove three (3) Golden Cane Palms being the first, second and third palms from the front boundary of Raymond Neil Schrauf's property, running along the western boundary of Raymond Neil Schrauf's property.
3. In respect of the fourth Golden Cane Palm in line with the Golden Cane Palms referred in Order 2, Raymond Neil Schrauf shall follow professional advice and within 28 days of the date of this decision remove all fronds and other parts of the tree standing more than five (5) metres from the ground.
4. Raymond Neil Schrauf must allow Michael John Shelton and Bernadette Terese Shelton and their agents reasonable access to Raymond Neil Schrauf's property during the period of 45 days from the date of this decision to:
 - (a) reduce the root ball of the fourth Golden Cane Palm referred to in Order 3; and
 - (b) remove all soil and roots within a distance of 30 centimetres of the western boundary of Raymond Neil Schrauf's property to enable Michael John Shelton and Bernadette Terese Shelton to perform repairs to the dividing fence along the boundary between the parties properties.

For more information on QCAT

5. Upon completing the works referred to in Order 4, Michael John Shelton and Bernadette Terese Shelton will ensure Raymond Neil Shrauf's property is left in an appropriate condition.

Signed

Senior Member Brown
Queensland Civil and Administrative Tribunal