

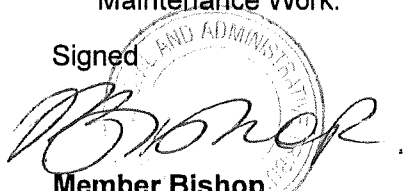
DECISION

Case number: NDR039-23
Applicant: Peter Mastroianni
Tracey Ann Mastroianni
Respondent: Jane Brennan
Before: Member Bishop
Date: 22 May 2024
Proceeding type: Directions Hearing

IT IS THE DECISION OF THE TRIBUNAL BY CONSENT THAT:

1. In the months of **February** and **August** of each year, the Respondent, **Jane Brennan**, must undertake the maintenance work outlined in Order 2 and Order 3 (the Maintenance Work) on:
 - (a) the Lemon Scented Myrtle (identified as Tree Number 2 in Mr Richards' Tree Assessment Report dated 4 September 2023) (Tree 2); and
 - (b) the mature Leopardwood Trees (identified as Tree Number 3, Tree Number 4, Tree Number 5, Tree Number 6 and Tree Number 7 in Mr Richards' Tree Assessment Report dated 4 September 2023) (Tree 3, tree 4, Tree 5, Tree 6 and Tree 7); and
 - (c) the mature Silky Oak (identified as Tree Number 8 in Mr Richards' Tree Assessment Report dated 4 September 2023) (Tree 8); and
 - (d) the collection of various foundation plants including Sheena's Gold, Ornamental Clumping Bamboo, Golden Can Palms and Powder Puff Plants (identified as Tree Number 9 in Mr Richards' Assessment Report dated 4 September 2023) (Tree 9).
2. The Respondent, **Jane Brennan**, must prune Tree 2, Tree 3, Tree 4, Tree 5, Tree 6, Tree 7, Tree 8 and Tree 9 (the Trees') lateral limbs extending towards the Applicants', **Peter Mastroianni's** and **Tracey Ann Mastroianni's**, land to maintain the Trees' footprint within the Respondent's, **Jane Brennan's**, land.
3. The Respondent, **Jane Brennan**, must prune the Trees' height to below the gutter height of the Respondent's, **Jane Brennan's**, dwelling.
4. The Respondent, **Jane Brennan**, must undertake the initial Maintenance Work in the month of **August 2024**.
5. The Respondent, **Jane Brennan**, will be responsible for all costs associated with the Maintenance Work.

Signed



Member Bishop
Queensland Civil and Administrative Tribunal