



High Hedge in the rear gardens of 32 and 34 Graham Avenue, Broxbourne, Hertfordshire, EN10 7DS

#### 4. TIME FOR COMPLIANCE

The initial action steps (i) and (iii) specified in paragraph 3 above to be complied with in full within 8 months of the date specified in paragraph 5 of this Notice.

The initial action steps (ii) and (iv) specified in paragraph 3 above to be complied with in full within 8 to 20 months of the date specified in paragraph 5 of this Notice.

The initial action step (v) specified in paragraph 3 above to be complied with in full within 20 to 32 months of the date specified in paragraph 5 of this Notice.

#### 5. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on **1<sup>st</sup> July 2016**.

#### 6. FAILURE TO COMPLY WITH THE NOTICE

Failure by any person who, at the relevant time, is an owner or occupier of the relevant land where the hedge specified in paragraph 2 above is situated:

- a. To take action in accordance with steps (i) to (v) – initial action specified in paragraph 3 above within the period specified in paragraph 4; or
- b. To take action in accordance with steps (vi) and (vii) – preventative action specified in paragraph 3 above by any time stated there;

may result in prosecution in the Magistrates Court where a fine of up to £1,000 may be imposed. The Council also has power, in these circumstances, to enter the land where the hedge is situated and carry out the specified works. The Council may use these powers whether or not a prosecution is brought. The costs of such works will be recovered from the owner or occupier of the relevant land.

Dated: 31<sup>st</sup> May 2016

Signed: Douglas C Cooper



on behalf of: Broxbourne Borough Council  
Borough Offices  
Bishops' College  
Churchgate  
Cheshunt  
Hertfordshire  
EN8 9XQ

At 32 Graham Avenue, Broxbourne, EN10 7DS:

- (i) Reduce the hedge to a height not exceeding 5.4 metres above ground level.
- (ii) Reduce the hedge to a height not exceeding 4.4 metres above ground level.

At 34 Graham Avenue, Broxbourne, EN10 7DS:

- (iii) Reduce the hedge to a height not exceeding 5.4 metres above ground level.
- (iv) Reduce the hedge to a height not exceeding 3.7 metres above ground level.
- (v) Reduce the hedge to a height not exceeding 2.7 metres above ground level.

### **Preventative Action**

Following the end of the period specified in paragraph 4 below, the Council requires the following steps to be taken in relation to the hedge:

At 32 Graham Avenue, Broxbourne, EN10 7DS:

- (vi) Thereafter maintain the hedge so that at no time does it exceed a height of 5.4 metres above ground level.

At 34 Graham Avenue, Broxbourne, EN10 7DS:

- (vii) Thereafter maintain the hedge so that at no time does it exceed a height of 3.7 metres above ground level.

### **Informative**

It is recommended that the hedge is cut back annually to allow room for the hedge to re-grow between annual trimmings without exceeding the maximum permitted height.

As set out above, the hedge should be reduced in stages.

All works should be carried out in accordance with good arboricultural practice BS 3998, 2010: 'Recommendations for the Tree Work'.

It is recommended that skilled contractors are employed to carry out this specialist work. For a list of approved contractors to carry out works on trees and hedges, see the Arboricultural Association's website at [www.trees.org.uk](http://www.trees.org.uk)

In taking the action specified in this Notice, special care should be taken not to disturb wild animals that are protected by the Wildlife and Countryside Act 1981. This includes birds and bats that nest or roost in trees. Therefore you are advised to make yourself aware of your legal duties in this respect.



**BOROUGH OF  
BROXBOURNE**  
www.broxbourne.gov.uk

**IMPORTANT – THIS NOTICE AFFECTS THE PROEPRTY AT**

**32 Graham Avenue, Broxbourne, Hertfordshire, EN10 7DS**

**And**

**34 Graham Avenue, Broxbourne, Hertfordshire, EN10 7DS**

## **REMEDIAL NOTICE**

ANTI-SOCIAL BEHAVIOUR ACT 2003

**ISSUED BY:** BROXBORNE BOROUGH COUNCIL (The Council)

### **1. THE NOTICE**

This Notice is issued by the Council under section 69 of the anti-social Behaviour Act 2003 pursuant to a complaint about a high hedge situated at 32 and 34 Graham Avenue, Broxbourne, Hertfordshire, EN10 7DS. The council has decided that the hedge in question is adversely affecting the reasonable enjoyment of the property at 21 Copthorne Avenue, Broxbourne, Hertfordshire, EN10 7RA and that action should be taken in relation to the hedge with a view to remedying the adverse effect and preventing its recurrence.

### **2. THE HEDGE TO WHICH THE NOTICE RELATES**

The hedge in the rear gardens at 32 and 34 Graham Avenue, Broxbourne, Hertfordshire, EN10 7 DS and marked red on the attached plan.

The hedge is formed predominantly of conifer and hawthorn trees.

### **3. WHAT ACTION MUST BE TAKEN IN RELATION TO THE HEDGE**

#### **Initial Action**

The Council requires the following steps to be taken in relation to the hedge before the end of the period specified in paragraph 4 below: