

Connelly & Yeoman

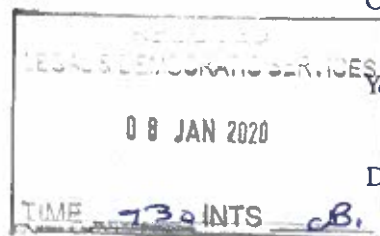
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Angus Council,
Legal Department,
DX 530678,
FORFAR



Our Ref:

BD/EMT

Your Ref:

1127 PG

Date:

07 January 2020

Dear Sirs,

**Mr and Mrs Colin Keillor
Tree Preservation Order
Land at 21 Cairniehill Gardens, Arbroath**

We have been consulted by our clients, Mr. and Mrs. Colin Keillor in regard to the above matter.

We must confess it appears rather unfortunate for our clients that they have owned their property for approximately 36 years and just at the time they consider selling off a development plot a Tree Preservation Order is registered.

During our clients' period of ownership several trees have been removed from the site, primarily for safety reasons. The land at Cairniehill is predominantly sand based making it challenging to grow anything. Our clients advise that they have planted more trees than they have removed.

There have been some recent incidents involving the trees in question which concern our clients. In December 2018 a tree fell on to the Collingdale side of our clients' fence and demolished the neighbour's roof. Last summer (2019), a limb from a tree overhanging Cairnie Loan snapped and fell onto the road and completely blocked the road. It was extremely fortunate that nobody was seriously hurt at this time.

The stone wall running along the Cairnie Loan boundary is also a cause for serious concern. Our clients feel that it is only a matter of time until the wall collapses due to the pressure exerted on the wall resulting from the location of the tree roots.

Our clients are now at a stage of life where they can no longer physically and financially maintain the trees. Our clients have used the services of Royal Oak Tree Services and they have advised that the few trees which remain will continually require maintenance and therefore continued cost.

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Susan Ramsay, Paralegal

It has taken some time to negotiate a private sale with an interested party given that it is going to take considerable effort to clear the site for development of one dwellinghouse. The interested party has also agreed to allow our clients have a final voice in the design of the property which is very important to our clients.

Therefore, we are sure you will appreciate the shock at the timing of the preservation order being received. We would respectfully ask that you give this matter urgent consideration as any further delay could potentially result in the sale falling through and also it would appear only a matter of time until someone could be seriously injured.

We would appreciate if you can acknowledge safe receipt of this letter and we look forward to hearing from you as soon as possible.

Yours faithfully,

