

## **PLANNING COMMITTEE – 31ST OCTOBER, 2007**

### **Report of the Development Manager**

#### **ENFORCEMENT ITEM**

##### **Parish: Taunton**

1. **File/Complaint Number** E200/38/2007
2. **Location of Site** 32 Lyngford Place, Taunton.
3. **Names of Owners** Mr West, 32 Lyngford Place, Taunton.
4. **Names of Occupiers** Mr West, 32 Lyngford Place, Taunton.

5. **Nature of Contravention**

C B Aerial over permitted height.

6. **Planning History**

It was brought to the Councils attention in July 2007 that a large aerial had been erected at the property. The height of the aerial was such that additional support cables were needed. One of these is fixed to a neighbours adjoining garage. Aerials which are operational development may benefit from the permitted development provisions of Part 1 E of Schedule 2 of the Town and Country Planning (General Permitted Development Order 1995 (incidental to the enjoyment of the dwellinghouse) but subject to the normal qualifications relating to height and location. Thus a garden aerial to be permitted development must not exceed 3 m in height and must not be sited between the dwelling and a highway unless further away from the highway than 20 m. The aerial in question exceeds this height and therefore requires planning permission. The owner has been contacted on two occasions requesting an application but to date nothing has been received.

7. **Reasons for taking Action**

It is considered that the height of the aerial together with the support cables has a detrimental effect on the visual amenities of the area. This added to the already large number of overhead cables creates a cluttered effect on the street scene.

8. **Recommendation**

The Solicitor to the Council be authorised to commence enforcement action and to take prosecution action subject to satisfactory evidence that the notice has not been complied with.

**In preparing this report the Planning Officer has considered fully the implications and requirements of the Human Rights Act 1998.**

**CONTACT OFFICER: Mr J A W Hardy Tel: 356479**