

Planning Committee – 11 February 2009

Report of the Development Manager

Enforcement Item

Parish:

1. **File/Complaint Number** E242/44/2007 & 44/07/0027
2. **Location of Site** The Stores, Wrancombe Road, Wrangway, Wellington
3. **Names of Owners** Mr John Symmonds, Warwick Farm, Wrangway, Wellington
4. **Name of Occupiers** Mr Richard Little, Angel fire, Pyrotechnics, The Old Stables, Barrack Road, Exeter
5. **Nature of Contravention**

Retention of two steel containers for the storage of Fireworks.

6. **Planning History**

The matter was brought to the Council's attention on 14th August 2007. The proprietor of the company was contacted and advised that as the use was not in connection with agriculture a planning application should be submitted. An application was finally submitted on 3rd December 2007 for the retention of the two containers and the provision of three additional containers. The application was subsequently refused under delegated powers on 26th February 2008. The applicant lodged an appeal against this decision but this was dismissed on 12th January 2009.

7. **Reasons for Taking Action**

It is considered that the development appears as an incongruous industrial feature representing an undesirable intrusion into an area of countryside, which has been designated an Area of Outstanding Natural Beauty and adversely affects its special landscape qualities. As such it is contrary to the provisions of the Taunton Deane Local Plan Policies S1,S2,S7 EN10 and EN12 and Somerset and Exmoor National Park Joint Structure Plan Review Policies 3 and 5.

8. Recommendation

The Solicitor to the Council be authorised to serve an Enforcement Notice to secure the removal of the containers and take prosecution action, subject to satisfactory evidence being obtained 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.

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