

Taunton Deane Borough Council

Planning Committee – 21 April 2010

Enforcement item

1. File/Complainant Number E/0296/06/09

2. Location of Site

139 DARBY WAY, BISHOPS LYDEARD, TAUNTON, TA4 3BE

3. Names of Owners

MR GIORGI
139 DARBY WAY
BISHOPS LYDEARD
TAUNTON
TA4 3BE

4. Names of Occupiers

MR GIORGI

5. Nature of Contravention

LARGE SHED ERECTED AT 139 DARBY WAY, BISHOPS LYDEARD

6. Planning History

Members may recall that this item came before them on 10 February 2010. Authorisation was given in respect of the large unauthorised shed. During the process of preparing the notice a letter was received from the tenant stating that the shed or a very dilapidated structure was already there when he took over the tenancy some six years ago. In view of this new information the authorised enforcement action has not been progressed. Further investigations have shown that the neighbours also confirm that the structure was there prior to Mr Giorgi taking over the tenancy. Under current Town and Country Planning legislation the structure would be immune from action by the Local Planning Authority as the building has been in place in excess of 4 years. This does not prevent the Housing Department taking action under a relevant section of legislation within their control.

7. Reasons for Taking Action

Due to the above reasons it would not be expedient to take any further action.

8. Recommendation

Members are asked to withdraw their previous recommendation for enforcement action and resolve to take no further action.

Contact Officer Mr John A W Hardy Tel 356466