

Planning Committee – 26 March 2008

Report of the Development Manager

Enforcement Item

Parish: Norton Fitzwarren

- 1. File/Complaint Number** E274/25/2007
- 2. Location of Site** Levan Barn, Harnham Court, Norton Fitzwarren
- 3. Names of Owners** Mrs Dawn Griffin
- 4. Name of Occupiers** Mrs Dawn Griffin
- 5. Nature of Contravention**

2m close boarded fence erected

6. Planning History

The fence was first brought to the Council's attention in September 2007. An application was requested and submitted in January 2008. This application was subsequently refused under delegated powers on 4 March 2008.

7. Reasons for Taking Action

The fencing by reason of its design and extent would be detrimental to the appearance and character of this Grade II Listed building contrary to the policy of the Local Planning Authority. The design, appearance and extent of the fence would, in the opinion of the Local Planning Authority, be inappropriate to this site and out of keeping with the rural character of the area. The fence is considered to be intrusive and would thus detract from the visual amenity of the area. The fence, if permitted, is likely to encourage similar proposals in respect of other land in the vicinity, which might then be difficult to resist. The cumulative effect of which, would further detract from the character and amenities of the area.

8. Recommendation

The Solicitor to the Council be authorised to serve an Enforcement Notice 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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