

Planning Committee – 14 February, 2007

Report of Development Control Manager

Miscellaneous Item

38/2006/198 - Demolition of dwelling and commercial garage buildings and erection of 24 flats with associated parking at Eastwick Farmhouse and Eastwick Cottage, Eastwick Road, Taunton

Planning permission was granted in 2006 for the erection of 24 flats at Eastwick farmhouse, adjacent to 45a Eastwick Road. A condition was placed on the approval requiring the windows on the second floor to be fixed opening and obscure glazed in order to protect the amenity of the occupier of the adjacent property. The windows for flats 18 and 24 do not overlook 45a Eastwick Road and flat 23 is at an angle to 45a Eastwick Road and faces onto the front garden of 45a Eastwick Road.

In the circumstances it is considered unreasonable to insist that those windows are obscure glazed or restricted opening.

RECOMMENDATION

The Planning Committee agree not to enforce the condition in respect of flat numbers 18, 23 and 24 but insist on compliance for flat 22.

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

CONTACT OFFICER: MRS J MOORE TEL: 356467