

Planning Committee – Wednesday 20 October 2010

Report of the Development Manager

Enforcement Item

Parish:

1. **File/Complaint Number** E/0023/38/10
2. **Location of Site** Land between 15 and 13 South Street, Taunton
3. **Names of Owners** Mrs Addison-Smith, 35 Tidcombe Lane,
Tiverton, Devon EX16 4DZ
4. **Name of Occupiers** Unoccupied
5. **Nature of Contravention**

Land between 13 and 15 South Street in an untidy condition

Possible Section 215 Notice required at South Street, Taunton

6. **Planning History**

The matter was brought to the Council's attention in January 2010. The site was visited and it was seen that some rubble, black refuse sacks and some car body parts appeared to have been deposited on the land. Initially the condition of the site was not considered serious enough to take action. The owner was contacted and requested that the area should be cleared. Some improvement was made but the site has over the months deteriorated again. Further letters have been sent to the owner requesting clearance but since June 2010 there has been little progress.

Further site visits have been made and the site appears to be getting worse. As the site has not been closed off and cleared it has become a site for fly tipping.

7. **Reasons for Taking Enforcement Action**

The site between two properties adjacent to the highway. It is very visible from South Street and although some of the properties are vacant there are residential properties opposite the site. It is considered that the site in its present condition is harmful to the visual amenities of the area. The condition of the site will encourage fly tipping adding to the unacceptable condition.

8. Recommendation

The Solicitor to the Council be authorised to serve a Notice under Section 215 to ensure the site is cleared to an condition acceptable to the Local Planning Authority and to take Prosecution action subject to satisfactory evidence being obtained should the Notice not be 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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