

## **PLANNING COMMITTEE – 23 NOVEMBER, 2005**

### **Report of the Development Control Manager**

#### **ENFORCEMENT ITEM**

**Parish:** Cothelstone

1. **File/Complaint Number** 13/2005/006 - E257/13/2005
2. **Location of Site** Toulton Bothy, Cothelstone, Bishops Lydeard, Taunton.
3. **Names of Owners** Mr P Pudduck, Tresco, Wood Lane, Kingswear, Devon.
4. **Names of Occupiers** Unknown
5. **Nature of Contravention**  
Erection of conservatory.

6. **Planning History**

A planning application was received on 7 September, 2005 for retrospective planning approval for a conservatory. Toulton Bothy is a converted barn and as such planning permission is needed for the provision of a conservatory.

The application was subsequently refused under delegated powers on 1 November, 2005

7. **Reasons for taking Action**

The conservatory by reason of its design and appearance is considered to be unsympathetic and out of keeping with the existing barn conversion. It is also detrimental to the character of the building and therefore contrary to Taunton Deane Local Plan Policies S1, S2 and H17.

8. **Recommendation**

The Solicitor to the Council be authorised to serve an Enforcement Notice and prosecution proceedings subject to sufficient 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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