

PLANNING COMMITTEE - 8 SEPTEMBER 2004

Report of the Development Control Manager

ENFORCEMENT ITEM

Parish: Comeytrowe

1. **File/Complaint Number** E164/52/2004.
Application No. 52/2004/030
2. **Location of Site** 13 Hine Road, Comeytrowe, Taunton.
3. **Names of Owners** Mr B Disney-Walford
4. **Names of Occupiers** Mr B Disney-Walford

5. **Nature of Contravention**

Erection of fence to front of property

6. **Planning History**

The provision of this fence first came to the Council's attention on 27 May, 2004. The owners were advised that due to 'permitted development rights' being removed in respect of gates, walls and fences when planning permission was originally granted for the development a planning application is required in order to regularise the unauthorised fence. An application for planning permission was submitted on 14 June, 2004 and subsequently refused under delegated powers on 8 August, 2004.

7. **Reasons for taking Action**

The fence, by virtue of its height and siting, conflicts with the principles of open plan development which have been adopted for this estate and is considered to be an intrusive feature in the street scene to the detriment of the visual amenities of the area.

8. **Recommendation**

The Solicitor to the Council be authorised to serve an enforcement notice and take prosecution proceedings subject to satisfactory evidence in the event 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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