

PLANNING COMMITTEE - 31ST JULY, 2002

Report of the Chief Planning Officer

ENFORCEMENT ITEM

Parish: Cheddon Fitzpaine
157/08/2002 63 Cashford Gate, Taunton.

1. **File/Complaint Number** 157/08/2002
2. **Location of Site** 63 Cashford Gate, Taunton, Somerset.
3. **Names of Owners** Mr J Baker, 63 Cashford Gate, Taunton.
4. **Names of Occupiers** As above.
5. **Nature of Contravention**

Replacement of boundary fence.

6. **Planning History**

A complaint was received that a fence erected on the dividing boundary of Nos. 63 and 64 Cashford Gate had been replaced. The fence had been increased in height from 1.8 m to 2.0 m and it is understood that additional land was used due to the thickness of the fence posts. The taking of additional land is not a planning matter, however, a condition attached to the original planning permission states that planning permission is required for any gate, wall or fence erected between the dwelling house and any road or footpath. In this particular plot a public footpath is located at the end of the garden. In view of this an application should be submitted. The owner was informed that an application is needed but has declined to submit one.

7. **Reasons for taking Action**

It is considered that if an application were to be submitted it is likely to be acceptable therefore it is not expedient to take enforcement action.

8. **Recommendation**

No further action be taken over the replacement fence.

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

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