

# Report

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Report to:	<b>Hamilton Area Committee</b>
Date of Meeting:	<b>14 February 2007</b>
Report by:	<b>Executive Director (Enterprise Resources)</b>

Subject:	<b>Unauthorised Timber Decking and Associated Fencing – 23 Croft Wynd, Uddingston</b>
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## **1 Purpose of Report**

1.1 The purpose of the report is to:-

- ♦ Seek authority from the Council for an Enforcement Notice to be served on Mr and Mrs Boyle, 23 Croft Wynd, Uddingston.

## **2 Recommendation(s)**

2.1 The Committee is asked to approve the following recommendation(s):-

- (1) That the Committee approve authority for an Enforcement Notice to be served on Mr and Mrs Boyle, 23 Croft Wynd, Uddingston. This would come into effect one month from the date of service of the Notice and would require removal of the unauthorised decking structure and associated fencing within 1 month of the Notice coming into effect.

## **3 Background**

- 3.1 The Planning and Building Standards Service has received complaints from a neighbouring property regarding the construction of timber decking and associated fencing within the garden of 23 Croft Wynd, Uddingston. The owners were originally granted consent for a two storey side extension and a condition was included as part of this consent that a 1.7 metre high close boarded screen fence should be erected around the boundary at ground level. Attempts to negotiate with the owners on the removal of the decking and the erection of the required 1.7 metre fence at ground level have been made but to no avail.
- 3.2 Unfortunately it would appear that there is no other option other than to request that formal enforcement action is authorised to seek the complete removal of the decking and associated fencing. This may also have an impact on the conditions for the two storey side extension approved at the application site regarding the erection of a 1.7 metre high fence at ground level as if not formed on removal of the decking and associated fencing delegated powers will be taken to serve a Breach of Conditions Notice on the applicants to ensure this aspect is resolved as well.

## **4 Employee Implications**

4.1 There are no employee implications.

## **5 Financial Implications**

5.1 Staff costs in preparing and submitting Council's case.

## **6 Other Implications**

6.1 None

## **7 Consultation**

7.1 None required.

**Iain Urquhart**

**Executive Director (Enterprise Resources)**

25 January 2007

### **Link(s) to Council Objectives**

Living in the Community

Creating Successful Communities

### **Previous References**

None

### **List of Background Papers**

Planning Application No. HM/04/0630

### **Contact for Further Information**

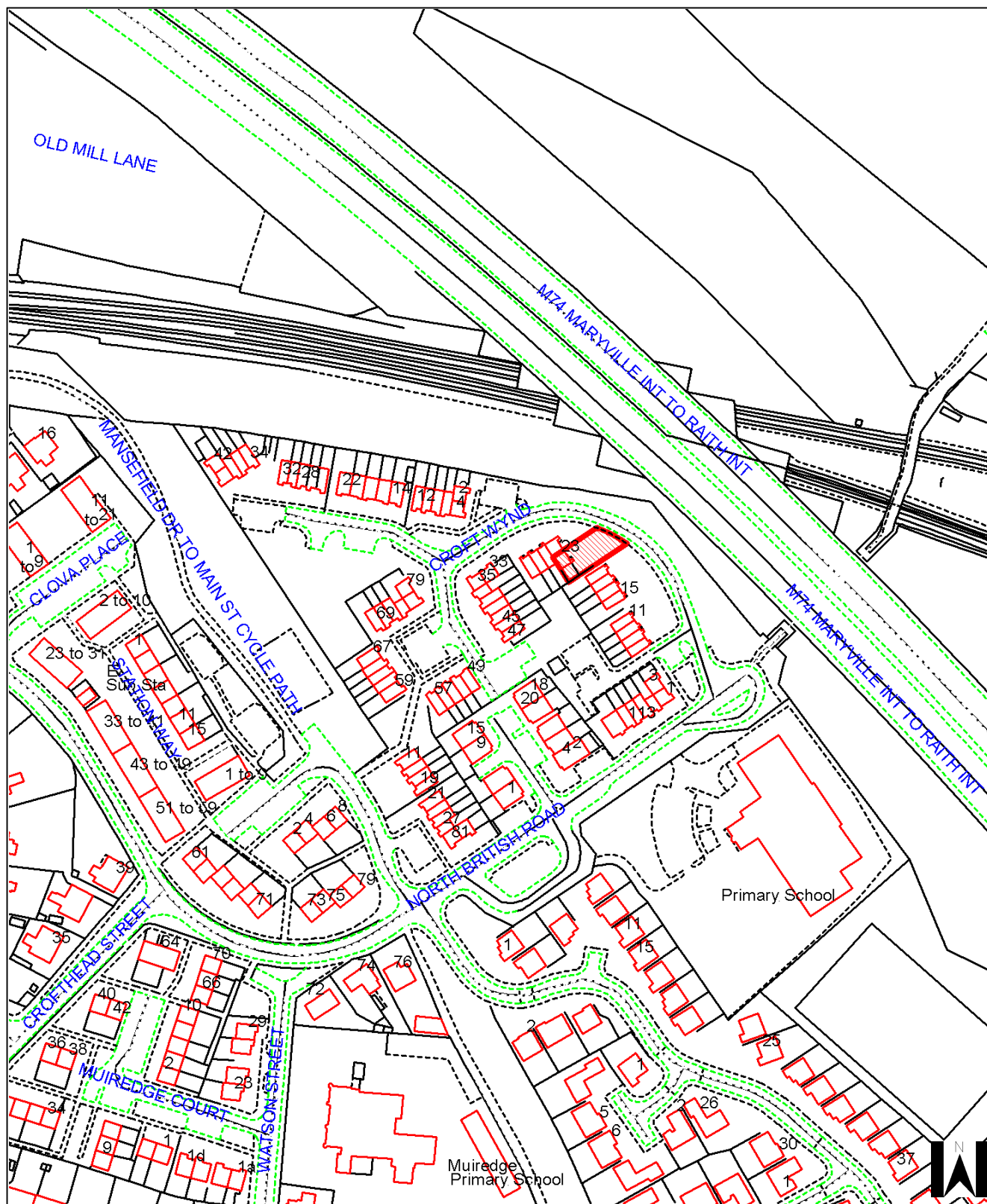
If you would like to inspect the background papers or want further information, please contact:-

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For information only



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