

Report

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Report to:	Clydesdale Area Committee
Date of Meeting:	21 November 2006
Report by:	Executive Director (Enterprise Resources)

Subject:	Enforcement Action - Unauthorised Storage of Containers, Vehicles, Caravan and Other Miscellaneous Items at 48 Turfholm, Lesmahagow
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1 Purpose of Report

1.1 The purpose of the report is to:-

- ◆ seek approval for a notice under Section 179 of the Town & Country Planning (Scotland) Act 1997 to be served on Mr Hugh Train.

2 Recommendation(s)

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

- (1) that a notice under Section 179 (an "Amenity Notice") be served on Mr Hugh Train to improve the appearance of the area to the rear of the residential property at 48 Turfholm, Lesmahagow. This notice would come into effect within one month of the date of service and a period of three months should be allowed for compliance with the notice.

3 Background

- 3.1 During April 2006, I received a complaint regarding the condition of the area to the rear of 48 Turfholm, Lesmahagow. A letter was forwarded to the owner on 21 June 2006 advising that no approval had been sought or obtained for the storage of containers, vehicles, caravan and miscellaneous items at this location. No reply was received and a reminder was forwarded on 11 July 2006.
- 3.2 Mr Train forwarded a response on 18 July 2006 to the effect that the items were being stored for a temporary period until internal works to the dwellinghouse at 48 Turfholm were complete. A meeting was convened on site on 1 August 2006 at which time Mr Train was advised that, whilst the storage of one container for storage purposes may be acceptable, the storage of four containers, two vehicles, a caravan and other miscellaneous items was not acceptable at this location.
- 3.3 In the intervening period, two reminders have been forwarded to Mr Train requesting the submission of a planning application or the removal of all items from the site. To date, no application has been submitted and the unauthorised items remain on site.
- 3.4 In the absence of a planning application, I am unable to fully assess the storage of items at this location. In planning terms, however, the condition of the site is unacceptable and is having a detrimental impact on the amenity of the surrounding

area. I therefore consider it appropriate to serve a notice under Section 179 to ensure that remedial works commence to remove all containers, vehicles, caravan and all other miscellaneous items from this location.

4 Employee Implications

4.1 There are no employee implications.

5 Financial Implications

5.1 Staff costs in preparing and submitting Council's case can be met from existing budgets.

6 Other Implications

6.1 None.

7 Consultations

7.1 None required.

Iain Urquhart
Executive Director (Enterprise Resources)

1 November 2006

Link(s) to Council Objectives

? Living in the Community.

Previous References

? None.

List of Background Papers

? None.

Contact for Further Information

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

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