

# **Appendix 4**

**Planning Decision Notice and conditions imposed**





## Town and Country Planning (Scotland) Act 1997

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To : **Stuart and Margaret Young** Per :  
**35 Millar Street**  
**Glassford**  
**Strathaven**  
**ML10 6TD**

With reference to your application dated 10 July 2017 for Conditional Planning Permission under the above mentioned Act :

**Description of Proposed Development :**

Erection of boundary fence (retrospective)

**Site Location :**

35 Millar Street  
Glassford  
Strathaven  
ML10 6TD

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SOUTH LANARKSHIRE COUNCIL in exercise of their powers under the above mentioned Act hereby:

**GRANT CONDITIONAL PLANNING PERMISSION**

for the above development in accordance with the plan(s) specified in this decision notice and the particulars given in the application, subject to any condition(s) listed overleaf in the paper apart. Any condition(s) are imposed by the Council for the reasons detailed.

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Date: 25/08/17

**Head of Planning and Economic Development**

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<p>This permission does not grant any consent for the development that may be required under other legislation, e.g. Building Warrant or Roads Construction Consent.</p>
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**South Lanarkshire Council**  
**Community and Enterprise Resources**  
**Planning and Economic Development**

Conditional Planning Permission

PAPER APART - APPLICATION NUMBER: [EK/17/0254](#)

CONDITIONS

- 1 That no consent is hereby granted for the existing colour of the stained finish to the fencing.
- 2 That within 1 month of the date of this consent the applicant shall submit samples of an alternative dark wood stain finish for consideration and approval by the Council. Thereafter, and within 3 months of the date of this consent, the applicant shall paint the fencing using the agreed woodstain colour to the satisfaction of the Council as Planning Authority.

REASONS

- 1.1 The colour of the retrospective fence is unacceptable.
- 2.1 In the interests of amenity and to safeguard the character of the Conservation Area

REASON(S) FOR DECISION

- 1 The proposal has no significant adverse impact on amenity and the character of the Conservation Area, and it complies with the relevant policies of the adopted South Lanarkshire Local Development Plan and Supplementary Guidance (Policies 4, 6, NHE7 and DM2). There are no additional material considerations which would justify refusing to grant consent.

## NOTES TO APPLICANT

APPLICATION NUMBER: [EK/17/0254](#)

### Important

The following notes do not form a statutory part of this Decision Notice. However, it is recommended that you study them closely as they contain information which guides you to other relevant matters that may assist in ensuring that the development is properly carried out.

- 1 This decision relates to drawing numbers: Young/2017/01A; Young/2017/02; Young/2017/03; Young/2017/04; Young/2017/05.
- 2 Failure to comply with the conditions imposed on this planning permission can result in the planning authority serving a Breach of Condition Notice and/or Enforcement Notice. If any of the requirements set out in these notices are not then complied with, a fixed penalty notice may be served seeking the payment of the sum specified in the penalty notice to the Planning Authority. The sum will be as set by The Town and Country Planning (Amount of Fixed Penalty) (Scotland) Regulations 2009.
- 3 The person carrying out the development must give advance notice in writing to the planning authority of the date when it intended to start. Failure to do so is a breach of planning control. It could result in the planning authority taking enforcement action. [See sections 27A and 123(1) of the Town and Country Planning (Scotland) Act 1997 (as amended)]
- 4 As soon as possible after it is finished, the person who completed the development must write to the planning authority to confirm the position [See section 27B of the Town and Country Planning (Scotland) Act 1997 (as amended)]
- 5 This planning permission will last only for three years from the date of this decision notice, unless the development has been started within that period. (See section 58(1) of the Town and Country Planning (Scotland) Act 1997 (as amended).)