
REPORT TO:	DEVELOPMENT CONTROL COMMITTEE	AGENDA ITEM: 6
DATE OF MEETING:	26 th March 2002	CATEGORY:
REPORT FROM:	<u>DEPUTY CHIEF EXECUTIVE</u>	RECOMMENDED OPEN PARAGRAPH NO:
MEMBERS' CONTACT POINT:	R M Shirley (596750)	DOC:
SUBJECT:	Non-Compliance with Section 215 Untidy Site Notice, Shardlow Nurseries, London Road, Shardlow,	REF: RMS/E/2000/180
WARD(S) AFFECTED:	Aston	TERMS OF REFERENCE: DC01

1.0 Reason for Exempt (if appropriate)

1.1 Not applicable

2.0 Recommendations

2.1 That the Development Control Committee authorise the Legal and Member Services Manager to institute an appropriate prosecution to ensure full compliance with the Notice under Section 215 of the Town & Country Planning Act 1990 which was issued on 30th November 2001

3.0 Purpose of Report

3.1 To obtain the Committee's instructions.

4.0 Executive Summary

4.1 Not applicable

5.0 Detail

- 5.1 At its meeting on 16th October 2001 the Committee resolved to authorise the service of a notice under Section 215 of the Town & Country Planning Act 1990 to secure the improvement in appearance of the frontage land at the former Shardlow Nurseries.
- 5.2 The Notice was duly issued on 30th November 2001, the date of expiry being 21st February 2002.
- 5.3 A site inspection carried out on the expiry date revealed that no action had been taken to implement the requirements of the Notice.
- 5.4 A copy of the original Committee Report and the Notice which was served on both the owner and lessee is attached at Annexe A.

6.0 Financial Implications

- 6.1 Should the prosecution be pursued it is likely that the Council may be subject to certain costs.

7.0 Corporate Implications

- 7.1 Not applicable.

8.0 Community Implications

- 8.1 Not applicable

9.0 Conclusions

- 9.1 In the light of non-compliance with the Notice, it is open to the Committee to authorise the institution of appropriate proceedings to secure full compliance.

10.0 Background Papers

- 10.1 Enforcement file E/2000/180