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REPORT TO:	DEVELOPMENT CONTROL COMMITTEE	AGENDA ITEM: 5
DATE OF MEETING:	18 <sup>th</sup> June 2002	CATEGORY RECOMMENDED
REPORT FROM:	<u>DEPUTY CHIEF EXECUTIVE</u>	OPEN PARAGRAPH NO:
MEMBERS' CONTACT POINT:	R M Shirley (596750)	DOC:
SUBJECT:	Non-compliance with Section 215 Untidy Site Notice 70 Linton Heath, Linton	REF: E/2001/293
WARD(S) AFFECTED:	Linton	TERMS OF REFERENCE: DC01

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#### **1.0 Reason for Exempt (if appropriate)**

1.1 Not applicable

#### **2.0 Recommendations**

2.1 That the Development Control Committee authorise the Chief Executive to institute appropriate legal proceedings to secure full compliance with the section 215 Untidy site Notice.

#### **3.0 Purpose of Report**

3.1 To obtain the Committees instructions.

#### **4.0 Executive Summary**

4.1 Not applicable.

#### **5.0 Detail**

5.1 Following complaints, a Notice under Section 215 of the Town & Country Planning Act 1990 was issued under delegated powers on 21<sup>st</sup> January 2002 to secure the removal of a large pile of tree branches and brushwood together with various items of domestic and other rubbish from the land.

5.2 A site inspection carried out at the expiration of the compliance period for the Notice revealed that no action had been taken to implement its requirements and a subsequent letter from the Chief Executive has not resulted in any action by the owner.

5.3 A copy of the notice and accompanying plan is attached at Annexe A.

## **6.0 Financial Implications**

6.1 The implementation of legal proceedings may result in certain costs to the Council.

## **7.0 Corporate Implications**

7.1 Not applicable.

## **8.0 Community Implications**

8.1 Not applicable.

## **9.0 Conclusions**

9.1 In view of the non-compliance with the Notice, it is open to the Committee to authorise the chief Executive to issue legal proceedings against the owner of the land to ensure full compliance with the Notice.

## **10.0 Background Papers**

10.1 Enforcement File E/2001/293