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**REPORT TO:** DEVELOPMENT CONTROL COMMITTEE  
**DATE OF MEETING:** 24<sup>th</sup> July 2001  
**REPORT FROM:** Deputy Chief Executive  
**MEMBERS' CONTACT POINT:** RAFE SHIRLEY (EXT. 5750)  
**SUBJECT:** Untidy condition of front garden of 45 Nelson Street, Swadlincote  
**REF:** RMS/E2000/527  
**WARD AFFECTED:** Swadlincote

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**AGENDA ITEM:**

7

**CATEGORY:** DELEGATED

**OPEN PARAGRAPH NO.** N/A

**DOC:**

## 1.0 Purpose of Report

1.1 To obtain the instructions of the Development Control Sub-Committee.

## 2.0 Content

2.1 Following a complaint from an elected member, site inspections were carried out at the above property which is a former Council-owned dwelling.

2.2 An old bed and mattress were found to be in evidence in the front garden.

2.3 The occupier has been contacted but has taken no action to remove the items.

2.4 A plan of the site, which is approximately 280 square metres in area, is attached at Annexe A.

## 3.0 Financial Implications

3.1 None at present

## 4.0 Conclusions

4.1 The bed and mattress are relatively prominent in the front garden of the dwelling and their appearance has a materially adverse effect on amenity.

4.2 It is open to the Sub-Committee to authorise the service of a Notice under Section 215 of the Town & Country Planning Act 1990 to secure an improvement in the appearance of the land

## 5.0 Recommendation

5.1 That the Sub-Committee authorise the service of a Notice under Section 215 of the Town & Country Planning Act requiring that the following steps be carried out:

1. The bed and mattress, together with any other domestic rubbish, be removed from the front garden and appropriately disposed of at an authorised waste disposal facility.
2. The land to be maintained in a tidy condition.

## 6.0 **Background Papers**

### 6.1 Enforcement File E/2000/527