

ITEM No. 5 (b)

Report No 723/96

ANGUS COUNCIL

DEVELOPMENT CONTROL COMMITTEE

5 SEPTEMBER 1996

SUBJECT: ENFORCEMENT ACTION
LAND AT INVERALDIE FARM, TEALING

REPORT BY DIRECTOR OF PLANNING, TRANSPORT & ECONOMIC DEVELOPMENT

Abstract: This report relates to a recommendation to initiate an Enforcement Action in respect of unauthorised creation of an earth and rubble mound at Inveraldie Farm, Tealing.

1 RECOMMENDATION

It is recommended that authority be granted to commence enforcement proceedings requiring part or all of the unauthorised mounding at Inveraldie Farm be removed.

2 INTRODUCTION

- 2.1 A complaint was received in respect of the creation of a mound at Inveraldie Farm, Tealing. On investigation it was determined that it did not benefit from farming permitted development rights, was sited close to the main A90 trunk road and presents a visual eyesore.

3 CASE HISTORY

- 3.1 On receipt of the complaint concerning the mound a letter was sent to Mr. Beattie, North Powrie Farm, Tealing, advising that the mound did not meet the criteria of permitted development and that the development should either be the subject of a retrospective application for planning consent or alternatively steps should be taken to reduce the visual impact of same by:-
- a) removing the mound running at right angles to the road so that it projects no further forward than the portable building situated on the northern boundary of Inveraldie Farm; and
 - b) remove the grass free mounding immediately to the north of the field entrance.
- 3.2 Mr. Beattie was subsequently interviewed when he stated that he would not be applying for planning permission or removing the mound. He was advised that as the matter was the subject of a complaint the circumstances would have to be reported for the information of the Council who could either elect to take no action or initiate an Enforcement Action to achieve the removal of the mound.

4 FINANCIAL IMPLICATIONS

- 4.1 There are no significant financial implications.

5 CONSULTATION

- 5.1 The Chief Executive, Director of Finance and Director of Law & Administration have been consulted in the preparation of this report.

NOTE

No background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973, (other than any containing confidential or exempt information) were relied on to any material extent in preparing the above Report.

AA/JJ/KW
28 August 1996

Alex Anderson
Director of Planning, Transport & Economic Development