

APPENDICES

NORTH DUDLEY AREA COMMITTEE

DATE: 24 MARCH 2004

REQUEST FOR: VARIATION OF COVENANT

LOCATION: 28 TIPTON STREET SEDGLEY

(As shown on the plan attached)

BACKGROUND

An application has been received from the owner of 28 Tipton Street Sedgley for retrospective consent for the construction of a conservatory.

That the property was originally built by the Council and sold (not under the provisions of The Right to Buy Scheme) in 1980 with a covenant which prevented the building of any further structure, unless approval is given by the Authority.

The applicants constructed a conservatory but unfortunately did not seek consent from the Council at that time. They have now applied for retrospective consent for the construction of their conservatory.

The benefit of the restrictive covenant lies with the Directorate of Law & Property.

COMMENTS

All of the relevant Council Directorates have been consulted and no objections to the application have been received, provided any necessary planning consents have been obtained.

PROPOSAL

That the Area Committee advise the Lead Member for Law & Property to give retrospective consent to the construction of the conservatory, upon condition that the applicant has obtained any necessary planning consent, and on terms and conditions to be negotiated and agreed by the Director of Law & Property.

BACKGROUND PAPERS

1. Letter(s) from the applicant.
2. E-mails and memos from the Council Directorates.

Contact Officer: Alan Nugent, Property Manager, Ext.5351