

BRIERLEY HILL AREA COMMITTEE

DATE: 2ND SEPTEMBER 2003

REQUEST FOR: APPLICATION TO PURCHASE OR FOR VEHICULAR ACCESS TO

LOCATION: 8 NANAIMO WAY, KINGSWINFORD

(As shown on the plan attached)

BACKGROUND

An application has been received from the new purchaser of 8 Nanaimo Way, a former Council house purchased under the right to buy by a previous owner, to either purchase or gain vehicular access across an area of land, as marked on the attached plan.

The land that is controlled by the Directorate of Housing is required as the new owner wishes to erect some gates in the back garden that will enable them to gain vehicular access to their garden from Knotts Farm Road in order to keep their vehicle safe within the boundary of the property. The applicant states that there is evidence of old gates on the rear boundary of the property which were rendered useless when properties 2-4B Knotts Farm Road were erected.

COMMENTS

The relevant Council Directorates have been consulted regarding the application.

The Directorate of Housing wish to retain ownership of the land, however, they have no objections to the granting of an access agreement to cross the land and the surfacing of it, in order to gain access and egress from the property by vehicles, subject to a dropped kerb being installed by the Directorate of Urban Environment and at the cost of the applicant, but would wish to maintain the open nature of the estate.

There were no further objections received.

PROPOSAL

That the area Committee recommend that the Lead Member for Housing refuse the application to purchase the land but grant an vehicular access to cross the land, on terms and conditions to be negotiated and agreed by the Director of Law and Property.

BACKGROUND PAPERS

1. Letter from applicant and applicant's solicitor dated 11th April 2003 and 19th May 2003.
2. E-mails and memos from the Directorate of Law and Property 18th June 2003 and 26th June 2003.
3. E-mails and memos from the Directorate of Urban Environment 29th May 2003 and 30th May 2003.
4. E-mails and memos from the Directorate of Housing 13th May 2003 and 12 June 2003.

Contact Officer: Gill Hudson, Property Manager, Ext. 5311