

CABINET

DORRINGTON ROAD PUBLIC LAND 1 Sept 2015

Report of Chief Officer (Environment)

PURPOSE OF REPORT			
To inform Cabinet of the situation with regard to unauthorised use of public land on Dorrington Road			
Key Decision	<input type="checkbox"/>	Non-Key Decision	Referral from Officer
Date of notice of forthcoming key decision	NA		
This report is public			

RECOMMENDATIONS OF CHIEF OFFICER (Environment)

- (1) That Cabinet note the report and appendices.

1.0 Introduction

NOTE- this report has been requested by Cllr Mills in her role as one of the ward councillors for the area in question.

- 1.1 Following a review of boundaries in the Dorrington Road area it became apparent that over the years a number of householders had extended their boundaries onto adjoining land owned by the Council, without permission from the Council.
- 1.2 This type of occurrence is by no means unique and when it is discovered Council officers then consider how best to deal with it. As might be expected once discovered the actual resolution can take some time.
- 1.3 In this case the starting point was writing to householders, an initial attempt to resolve the problem resulting in little response so this was followed up by a number of further letters. The most recent letter sent out is shown in Appendix 1. The letter makes clear at this stage the Council is seeking to establish what interest householders have in purchasing the freehold of the land. It requested an initial response by 3rd August and then offers householders the opportunity for further discussions with Council officers, where specific questions and concerns can hopefully be addressed.
- 1.4 Subsequent to this we have been approached by one resident who has offered to try and arrive at a collective solution to this. If this could be achieved it would represent a positive way forward. We have mutually agreed to extend the initial response period to the end of September.

1.5 Appendix 2 shows the extent of land currently owned by the Council in this area.

2.0 Proposal Details

2.1 There is no decision to be taken by Cabinet the report is for information purposes only.

3.0 Details of Consultation

3.1 As set out in Appendix 1.

4.0 Options

4.1 To note the report and appendices.

RELATIONSHIP TO POLICY FRAMEWORK

This is an operational matter that will be dealt with by Officers in accord with the relevant policies and procedures.

CONCLUSION OF IMPACT ASSESSMENT

(including Health & Safety, Equality & Diversity, Human Rights, Community Safety, HR, Sustainability and Rural Proofing)

At this stage we are attempting to reach a solution that is mutually agreeable to the Council and householders. Once the principle has been established we will seek to address specific issues that individuals may have.

LEGAL IMPLICATIONS

The Council's Conveyancing Solicitor will deal with the necessary legal documentation on behalf of the Council once an agreement with the householders has been reached

FINANCIAL IMPLICATIONS

The land at Dorrington Road is held on the Council's balance sheet at a value of £25,000. It is not proposed to sell at less than best consideration so therefore any subsequent disposal could generate a capital receipt.

There are no consequences in terms of reductions in either revenue or maintenance expenditure if the land were to be disposed of.

OTHER RESOURCE IMPLICATIONS

Human Resources:

NA

Information Services:

NA

Property:

As set out in the report and appendices

Open Spaces:

As set out in the report and appendices

SECTION 151 OFFICER'S COMMENTS

The Section 151 Officer has been consulted and has no further comments.

MONITORING OFFICER'S COMMENTS

The Monitoring Officer has been consulted and has no further comments.

BACKGROUND PAPERS

none

Contact Officer: Mark Davies

Telephone: 01524 582401

E-mail: mdavies@lancaster.gov.uk

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