



RHONDDA CYNON TAF

RECORD OF DELEGATED OFFICER DECISION

SUBJECT:

Request to approve the serving of a Statutory Notice under Section 25 of the Land Drainage Act 1991.

PURPOSE OF ATTACHED REPORT:

To consider the request to serve a Statutory Notice under Section 25 of the Land Drainage Act 1991 to require the owner of 8 Hillside Court, Llantwit Fardre to remove an obstruction from a culvert which passes through the extended curtilage of the property.

To indicate the potential consequences of the Authority undertaking remedial works in default should the owner of the property fail to undertake the works detailed in the notice.

In accordance with the Council's scheme of delegation, this report has been prepared to accompany the intended decision of the Group Director Environmental Services as described below.

RHONDDA CYNON TAF COUNTY BOROUGH COUNCIL

MUNICIPAL YEAR 2012-13

**REPORT TO ACCOMPANY A DECISION OF THE
GROUP DIRECTOR ENVIRONMENTAL SERVICES**

January 2013

Part 1

Request to approve the serving of a Statutory Notice under Section 25 of the Land Drainage Act 1991.

1. PURPOSE OF THE REPORT

- 1.1 To consider the request to serve a Statutory Notice under Section 25 of the Land Drainage Act 1991 to require the owner of 8 Hillside Court, Llantwit Fardre to remove an obstruction from a culvert that passes through the extended curtilage of the property.
- 1.2 To indicate the potential consequences of the Authority undertaking remedial works in default should the owner of the property fail to undertake the works detailed in the notice.
- 1.3 In accordance with the Council's scheme of delegation, this report has been prepared to accompany the intended decision of the Group Director Environmental Services as described below.

2. RECOMMENDATION

- 2.1 It is recommended that:

i, A formal Notice under Section 25 of the Land Drainage Act 1991 is served on Mr J Gould of 8 Hillside Court, Crownhill, Llantwit Fardre. CF38 2PE.

3. BACKGROUND

- 3.1 There have been several instances of property flooding on the Crown Hill Estate and investigations have shown that there is a blockage/collapse within a culvert passing through the curtilage of 8 Hillside Court and that this defect is causing the surface water drainage system in Crown Hill Drive to surcharge and subsequently flood properties in both Crown Hill Drive and York Drive.
- 3.2 To date the highway and 5 individual properties have been affected of which 2 have suffered internal flooding. As there is now very little flow through the culvert this happens on a regular basis as the water is permanently backed up the culvert. It has also been noted that water is now "pumping" out of the ground which could mean the system is now under pressure with damage being caused.
- 3.3 Attempts to negotiate with the owner to progress remedial works have failed. (See 4.1)