

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990
(AS AMENDED BY THE PLANNING AND COMPENSATION
ACT 1991)

ENFORCEMENT NOTICE - CHANGE OF USE

ISSUED BY: NORTH EAST LINCOLNSHIRE COUNCIL

1. THIS IS A FORMAL NOTICE which is issued by the Council because it appears that there has been a breach of planning control under section 171A(1)(a) of the above act, at the land described below. The Council considers that it is expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations. The annex at the end of the notice and the enclosures to which it refers contain important additional information.

2. THE LAND AFFECTED

The area of land known as 1 to 9 (odd) Wellowgate, Grimsby, North East Lincolnshire, shown edged red on the attached plan ("the land").

3. THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL

Without planning permission the operation of a car parking business, involving the monetary charging for parking, which constitutes a material change of use of the land.

4. REASONS FOR ISSUING THIS NOTICE

The breach of the above planning control has occurred within the last ten years.

The continued unauthorised operation of the car parking business is in contravention of Planning Policy Guidance 13 (PPG13 - Transport), the North East Lincolnshire Council Local Transport Plan (LTP2) and saved Policy T6 of the North East Lincolnshire Local Plan Adopted November 2003, due to the fact that it encourages the use of the private motor car into the town centre area, to the detriment of sustainable transport measures.

5. WHAT YOU ARE REQUIRED TO DO

1. Stop using the land as a car park,
2. Remove all notices and signs associated with the unauthorised use.

6. TIME FOR COMPLIANCE

Fourteen days after the Notice takes effect

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 22/07/09 unless an appeal is made against it beforehand.

Dated: 24/06/09

Signed: 

R. Walsh
Executive Director of Business Services
North East Lincolnshire Borough Council
Municipal Offices
Town Hall Square
Grimsby
DN31 1HU

ANNEX

YOUR RIGHT OF APPEAL

You can appeal against this notice, but any appeal must be received, or posted in time to be received, by the Secretary of State before the date specified in paragraph 7 of this notice. The enclosed information sheet sets out your rights. Read it carefully.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this enforcement notice, it will take effect on the date specified in paragraph 7 of this notice and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period(s) specified in the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.

