

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY
TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED BY THE
PLANNING AND COMPENSATION ACT 1991)

ENFORCEMENT NOTICE - OPERATIONAL DEVELOPMENT

ISSUED BY: NORTH EAST LINCOLNSHIRE BOROUGH COUNCIL

1. THIS IS A FORMAL NOTICE which is issued by the Council because it appears to them that there has been a breach of planning control, under Section 171A(1)(a) of the above Act, at the land described below. They consider that it is expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations.

2. **THE LAND AFFECTED**

The land at 2 Main Road, Barnoldby – Le – Beck, 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 creation of a means of access to the land in the approximate position shown with a bold black line on the attached plan.

4. **REASONS FOR ISSUING THIS NOTICE**

It appears to the Council that the above breach of planning control has occurred within the last four years. In the opinion of the Local Planning Authority :

- (i) The means of access falls within the open countryside and is not required for the purposes of agriculture or forestry and is therefore contrary to Policy GEN2 in the revised deposit draft of the North East Lincolnshire Local Plan and Planning Policy Guidance Note 7.
- (ii) The retention of the access would set a precedent for development of a similar nature, to the detriment of the appearance of the setting of Barnoldby – Le - Beck.

4. **WHAT YOU ARE REQUIRED TO DO**

- (i) Remove all the aggregate and tarmac chippings, used to create the access, from the land.
- (ii) Lay down topsoil and re-seed the access area to grass.

6. **TIME FOR COMPLIANCE**

21 days after this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on the 10th May 2002 unless an appeal is made against it beforehand.

Dated: 10th April 2002



Signed:

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M. J. Walters
Director of Law and Democratic Services
Municipal Offices
Town Hall Square
Great 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 booklet "Enforcement Appeals - A Guide to Procedure" sets out your rights. Read it carefully. You may use the enclosed appeal forms.

- (a) One is for you to send to the Secretary of State if you decide to appeal, together with a copy of the enforcement notice.
- (b) The second copy of the appeal form and the notice should be sent to the Council
- (c) The third copy is for your own records.

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 paragraph 6 of the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.

