

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 Borough Council

1. THIS IS A FORMAL NOTICE which is issued by the Council because it appears to it 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. The annex at the end of the notice and the enclosures to which it refers contain important additional information.

2. THE LAND AFFECTED

The land at the rear of 3 Beck Farm Mews, 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, change of use of the Land from agricultural use to use as a residential garden within the curtilage of 3 Beck Farm Mews, Barnoldby le Beck, North East Lincolnshire

4. REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the above breach of planning control has occurred within the last ten years.

The unauthorised change of use comprises an extension of domestic garden into the open countryside. The Land lies outside the Barnoldby le Beck village boundary as defined by the North East Lincolnshire Draft Local Plan revised March 2001.

The unauthorised use is not an appropriate use of the Land and is contrary to Planning Policy Guidance Note 7, Policies S7 and S10 of the Humberside Structure Plan 1993 and Policy GEN2 of the North East Lincolnshire Draft Local Plan revised March 2001.

The Council does not consider that planning permission should be given because planning conditions could not overcome these objections.

5. WHAT YOU ARE REQUIRED TO DO

- (1) Stop using the Land or any part of the Land as a residential garden, AND
- (2) Remove from the Land the close boarded fencing running along the boundaries of the Land, AND
- (3) Remove the shed from the Land, AND
- (4) Remove all planting associated with the residential garden use from the Land, AND
- (5) Remove all garden ornaments and materials associated with the residential garden use from the Land, AND
- (6) Remove from the Land the brick boundary wall between the points A and B on the attached plan, AND
- (7) Replace the brick boundary wall referred to at paragraph 5 (6) above with a Lincolnshire post and rail fence, in accordance with the plans approved by the Council on 14 January 1998 under application reference DC/488/97/WOL, AND
- (8) Restore the Land to agricultural pastureland in appearance.

6. TIME FOR COMPLIANCE

9 weeks after this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 16 May 2003 unless an appeal is made against it beforehand.

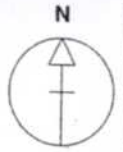
Dated: 4 April 2003

Signed: M. J. Walters

M. J. Walters
Director of Law & Democratic Services
North East Lincolnshire Borough Council
Municipal Offices
Town Hall Square
Grimsby
DN31 1HU



TITLE NUMBER
HS295041



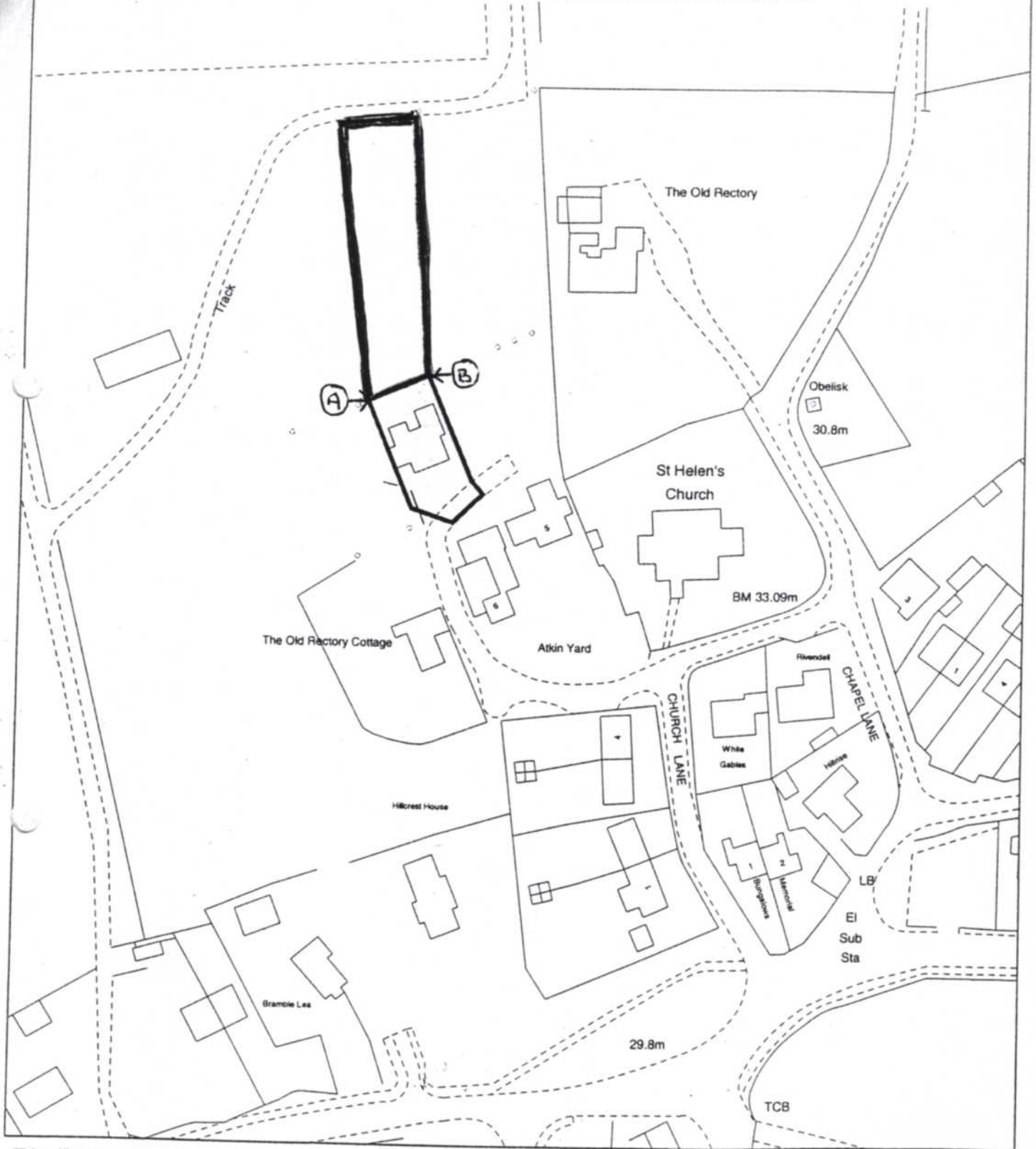
NORTH EAST LINCOLNSHIRE

ORDNANCE SURVEY MAP REFERENCE:

TA2303SE

SCALE 1:1250 Enlarged from 1/2500

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This office copy shows the state of the title plan on 5 February 2002 at 14:11:00. It may be subject to minor distortions in scale.

Under s.113 of the Land Registration Act 1925, this copy is admissible in evidence to the same extent as the original.
Issued on 5 February 2002.

This title is dealt with by the Kingston-Upon-Hull District Land Registry.

