

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 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 48 Archer Road, Waltham, 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 erection of a close boarded fence on the line shown in blue on the attached plan ("the Fence").

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.

The inability to provide necessary forward pedestrian visibility sight line of 2.00 metres x 2.00 metres at a height of 6.00 metres at the exit of the land creates pedestrian safety problems.

The retention of the fence by reason of its size, design and prominence results in a discontent feature in the street scene with consequent detriment to the visual amenities of the area. This is contrary to Policies GEN1 and H10 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

EITHER

- (1) Remove the Fence from the Land, OR
- (2) Reduce the height of the fence to no more than 1.00 metres in height throughout.

6. TIME FOR COMPLIANCE

30 days 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
Head of Legal 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 booklet "Enforcement Appeals - A Guide to Procedure" sets out your rights. Read it carefully. You may use the enclosed appeal forms.

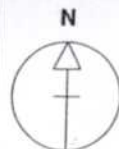
(a) One is for you to send to the Secretary of State if you decide to appeal, together with a copy of the enforcement notice.

(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.



TITLE NUMBER
HS288516



NORTH EAST LINCOLNSHIRE

ORDNANCE SURVEY MAP REFERENCE:

TA2503NE

SCALE 1:1250 Enlarged from 1/2500

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This office copy shows the state of the title plan on **4 December 2002** at 15:52:05. 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 4 December 2002.

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



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