

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 & MATERIAL
CHANGE OF USE

ISSUED BY: **NORTH EAST LINCOLNSHIRE 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. The annex at the end of the notice and the enclosures to which it refers contain important additional information.

2. **THE LAND AFFECTED**

Land to the rear of The Brambles, Waltham 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 incorporation of open countryside into domestic garden, the laying of hard standing, the erection of sheds, the erection of glass houses and the erection of raised planting beds (shown in blue on the attached plan).

4. **REASONS FOR ISSUING THIS NOTICE**

It appears that the breach of the above planning control has occurred within the last ten years and four years, respectively.

The development is contrary to Policy GEN 2 of the North East Lincolnshire Local Plan 2003 and involves undesirable extension of the residential curtilage.

The development involves non essential development into the open countryside beyond the development boundary of Barnoldby Le Beck. The development as such is contrary to Policy GEN 2 of the North East Lincolnshire Local Plan 2003 and has a harmful effect on the character and appearance of the area. Further, the development, if allowed to remain would set an unacceptable precedent, encouraging further

proposals to extend residential curtilages into the countryside which would further degrade the character and appearance of the area.

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

Cease using the land as an extension to the garden. Remove the hard standing, sheds, glass houses and the raised planting beds and reinstate the land to its original condition as open countryside.

6. TIME FOR COMPLIANCE

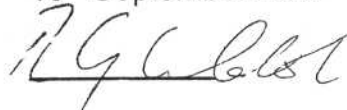
28 days after this notice takes effect. (9th November 2007)

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 12th October 2007 unless an appeal is made against it beforehand.

Dated: 10th September 2007

Signed:



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

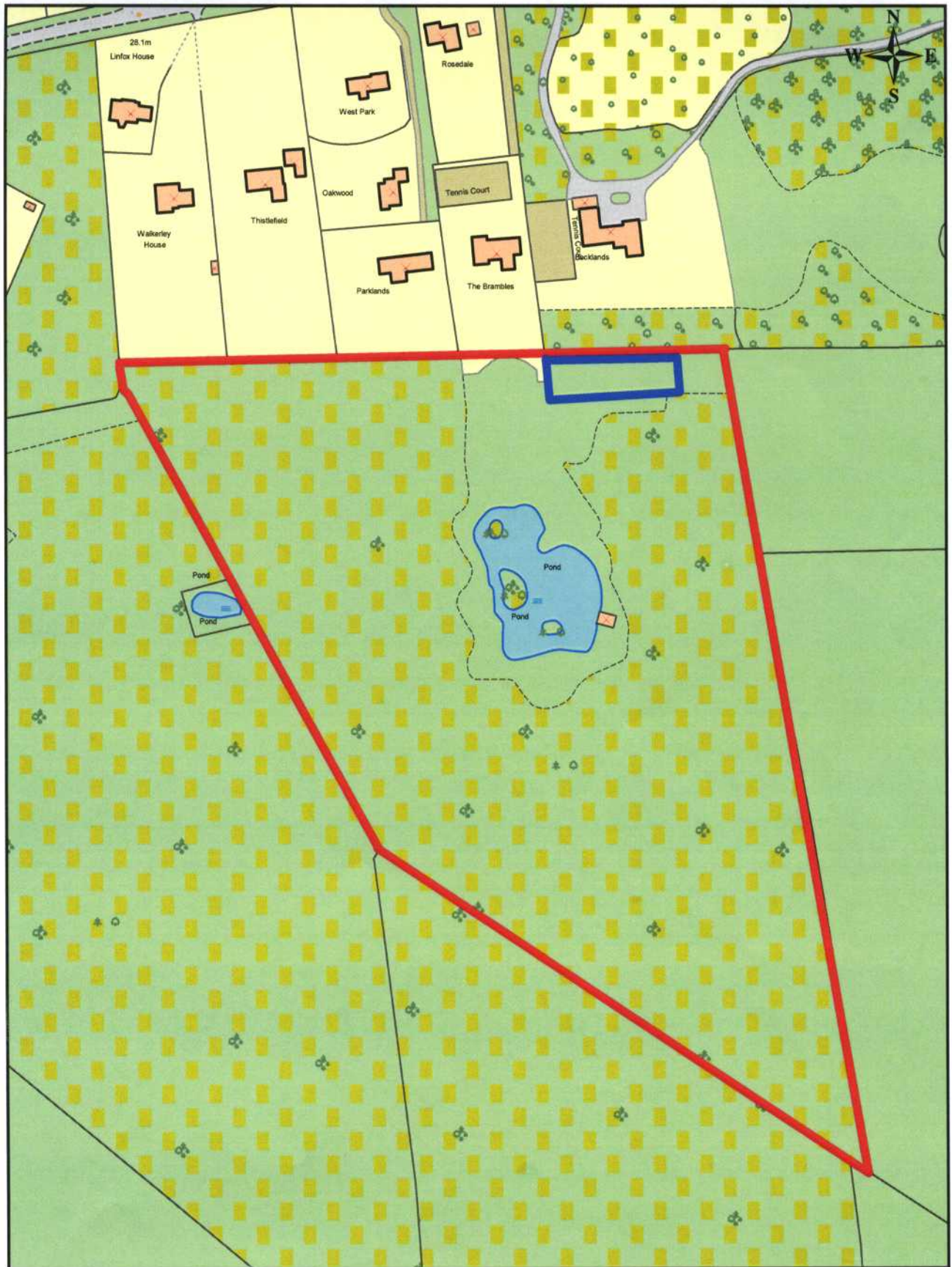
ANNEX

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. If you decide to appeal, one copy of the form is for you to send to the Secretary of State, together with a copy of the enforcement notice. A spare copy is enclosed for this purpose. The second copy of the appeal form and the notice should be sent to the Council. The other is for you to keep as a duplicate 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 the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.



Land to the Rear of The Brambles, Barnoldby Le Beck

Date: 21/09/2007

Scale: 1:2500

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