

**IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY**

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

**ENFORCEMENT NOTICE – 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 it that there has been a breach of planning control, under section 171A(1)(a) of the above Act, at the land described in section 2 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

7 Marian Way, Waltham, North East Lincolnshire, shown edged red on the attached plan ("the land")

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

The unauthorised change of use from residential to a mixed use of residential and vehicle repair business.

4. REASONS FOR ISSUING THIS NOTICE

The Local Planning Authority is aware that the breach of the above planning control has taken place within the last ten years.

The unauthorised use of a vehicle repair business has a detrimental effect on the amenity of neighbouring properties as a result of excessive noise, traffic movements and general disturbance and as such, is considered to be contrary to policies GEN1 and E21 of the North East Lincolnshire Local Plan 2003.

It is considered that the above reasons for issuing this notice can not be overcome by the use of planning conditions.

5. WHAT YOU ARE REQUIRED TO DO

Cease the use of the Land for the repair of vehicles which are not for the occupiers' personal use from the property known as 7 Marian Way.

6. TIME FOR COMPLIANCE

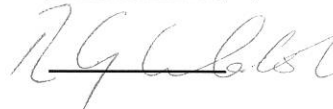
Twenty eight days after this Notice takes effect. (1 MARCH 2013)

7. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 31/1/13 unless an appeal is made against it beforehand.

Dated: 2ND JANUARY 2013

Signed:



R Walsh  
Strategic Director Governance and Transformation  
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.

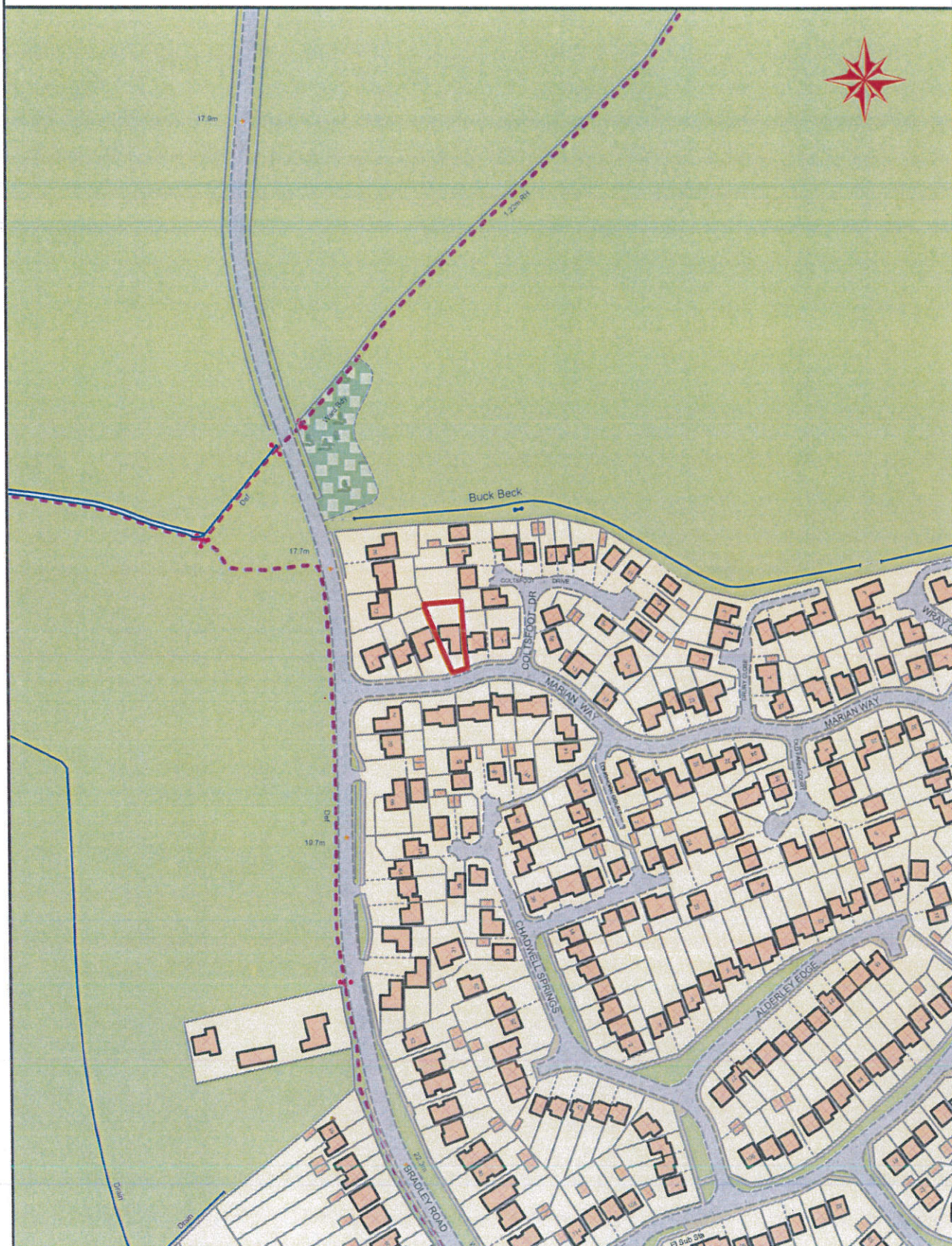
### **WHAT HAPPENS IF YOU DO NOT APPEAL**


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.





# 7 Marian Way, Waltham, North East Lincolnshire



			Details	Rev		© Crown copyright. All rights reserved www 5L 2000	
Plotting in MapInfo made easier			Drawn by	Scale	Date		
chapl			1:2500	06/12/2012		Aligned Assets Limited	<a href="http://www.aligned-assets.co.uk">www.aligned-assets.co.uk</a>
File Pathname / Project / Drawing No.						Links One, Links Business Centre Old Woking Road, Old Woking Surrey, GU22 8BF	