

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 COUNCIL

1. THIS IS A FORMAL NOTICE which is issued by the Council because it appears to the Council that there has been a breach of planning control, under section 171A(1)(a) of the above act, at the land described 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

Land at 14 Hardys Road, Cleethorpes, 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 railings shown in blue on the attached plan ('the railings').

4. REASONS FOR ISSUING THIS NOTICE

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

The railings are considered to form a discordant feature that result in an adverse affect upon the character and appearance of the area. This would be considered to be contrary to saved Policy GEN1 of the North East Lincolnshire Local Plan 2003. The installation of the railings and the creation of an amenity area at roof level result in overlooking and a loss of privacy for nearby occupiers also contrary to saved Policy GEN1 of the North East Lincolnshire Local Plan 2003.

Planning permission (DC/1054/07/HAV) for the development has been refused and an appeal dismissed by the Planning Inspectorate in a letter dated 7 October 2008.

5. WHAT YOU ARE REQUIRED TO DO

Remove the railings from the above property known as 14 Hardys Road, Cleethorpes.

6. TIME FOR COMPLIANCE

28 days after this notice takes effect.

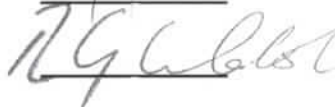
7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on ~~10/4/09~~ ^{9/3/09} unless an appeal is made against it beforehand.

Dated:

9/3/09

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 Planning Inspectorate information sheet, which is included with this Notice, will give you the information needed to enable you to submit your Appeal. Please read it carefully.

Please note, you MUST make sure that the Planning Inspectorate receives your appeal before the effective date on the Enforcement Notice.

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.

14 Hardys Rd, Cleethorpes



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