

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 had 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 74 Second Avenue, Humberston Fitties Chalet Park, Humberston, North East Lincolnshire, and 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 insertion of a uPVC door on the western elevation of the holiday chalet.

4. REASONS FOR ISSUING THIS NOTICE

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

The property is situated within a designated Conservation area. A Direction under Article 4(2) of the General Permitted Development Order 1995 was made on the 6 August 1997. The effect of this Order is (inter alia) that the permitted development rights relating to any development involving the enlargement, improvement or other alterations of a property in the said conservation area are removed and any such development requires planning permission.

The Council has adopted a design guide in respect of the Humberston Fitties Chalet Park conservation area which makes provision for the types of materials which the Council considers acceptable for replacement doors. The use of uPVC is not considered acceptable.

The Council has given consideration to saved Policies GEN1 and BH2 in the North East Lincolnshire Local Plan Adopted November 2003 and considers that the use of uPVC doors in this location is detrimental to the character and appearance of the Humberston Fitties Chalet Park conservation 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

Remove the uPVC frame and uPVC door on the western elevation of the holiday chalet and replace them with a door and frame that is of a material and form that complies with guidance in the Humberston Fitties Chalet Park Design Guide.

Prior to installation of a suitable replacement door, a planning application to apply for the insertion of a replacement door should be submitted to and approved by the Local Planning Authority.

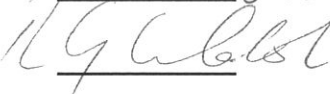
6. TIME FOR COMPLIANCE

Three months after this Notice takes effect. (26/9/10).

7. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 26th June 2010 unless an appeal is made against it beforehand.

Dated: 26th May 2010

Signed: 

R. Walsh
Executive Director of Business 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.

74 Second Avenue, Humberston Fitties



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