

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 9 Lindum 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 a wall on the northern boundary of the property, shown in blue on the attached plan (“the wall”).

4. **REASONS FOR ISSUING THIS NOTICE**

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

The retention of the boundary wall in its present form, which is more than one metre high adjacent to the highway, is a visually discordant feature in the street scene and thus affects the visual amenity of the area. The form, proportion and scale of the wall is also unsympathetic to the existing dwelling. The development is therefore contrary to Policy GEN1 of the North East Lincolnshire Local Plan Adopted November 2003.

The development obstructs necessary visibility sight lines along Lindum Road, which could in turn create road safety and pedestrian safety problems at this location.

The Council does not consider that planning permission should be given because planning conditions could not overcome the objections that the Local Planning Authority has raised in relation to the retention of said structure.

5. WHAT YOU ARE REQUIRED TO DO

Reduce the wall to a height of one metre or less.

6. TIME FOR COMPLIANCE

Two months after this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 29th June 2009, unless an appeal is made against it beforehand.

Dated: 29th June 2009
Signed: R. Walsh

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

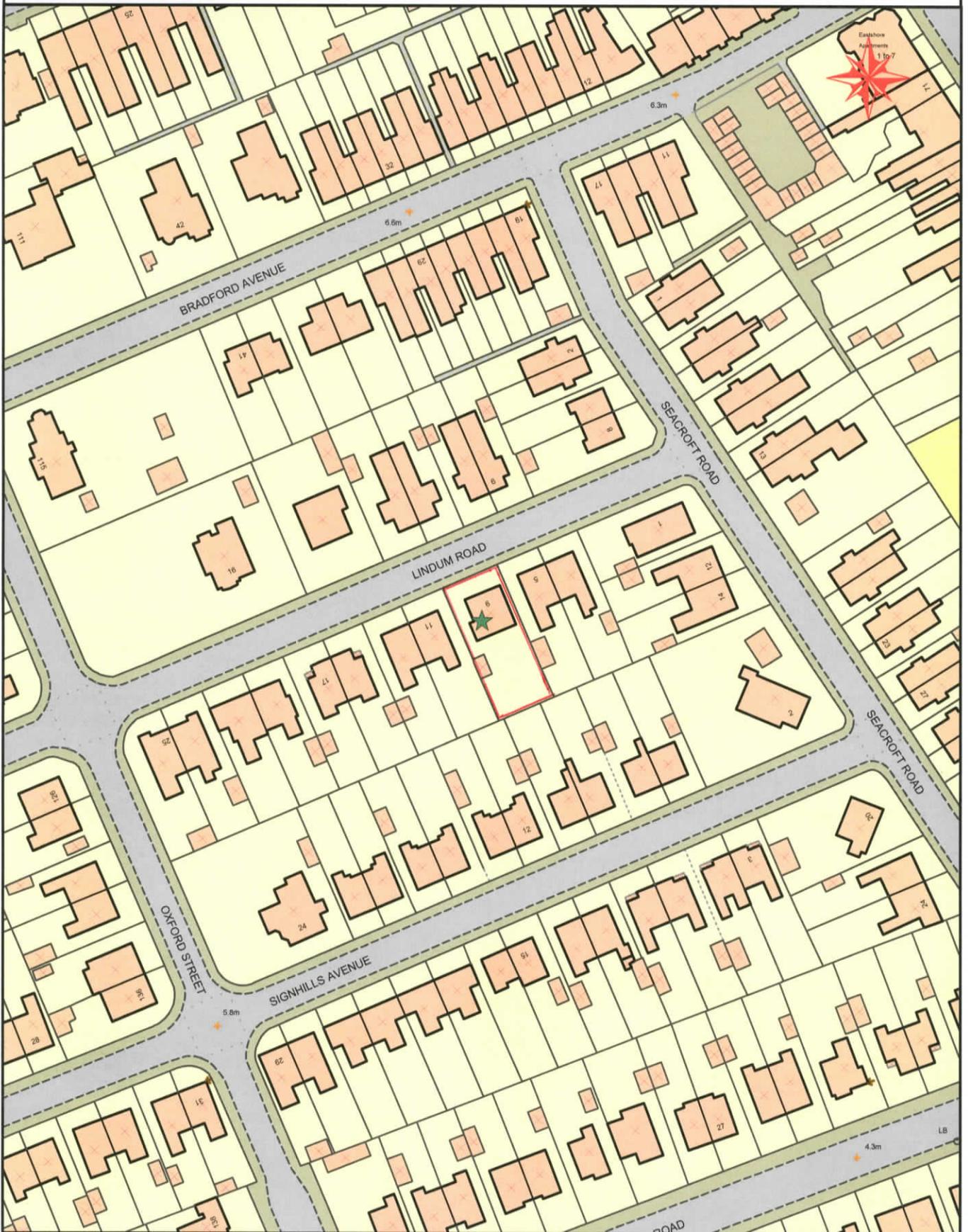
You can appeal against this Notice, but any appeal must be received, or posted in time to be received, by the Secretary of State before the date specified in paragraph 7 of this notice. The Planning Inspectorate information sheet, which is included with this Notice, will give you the information needed 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

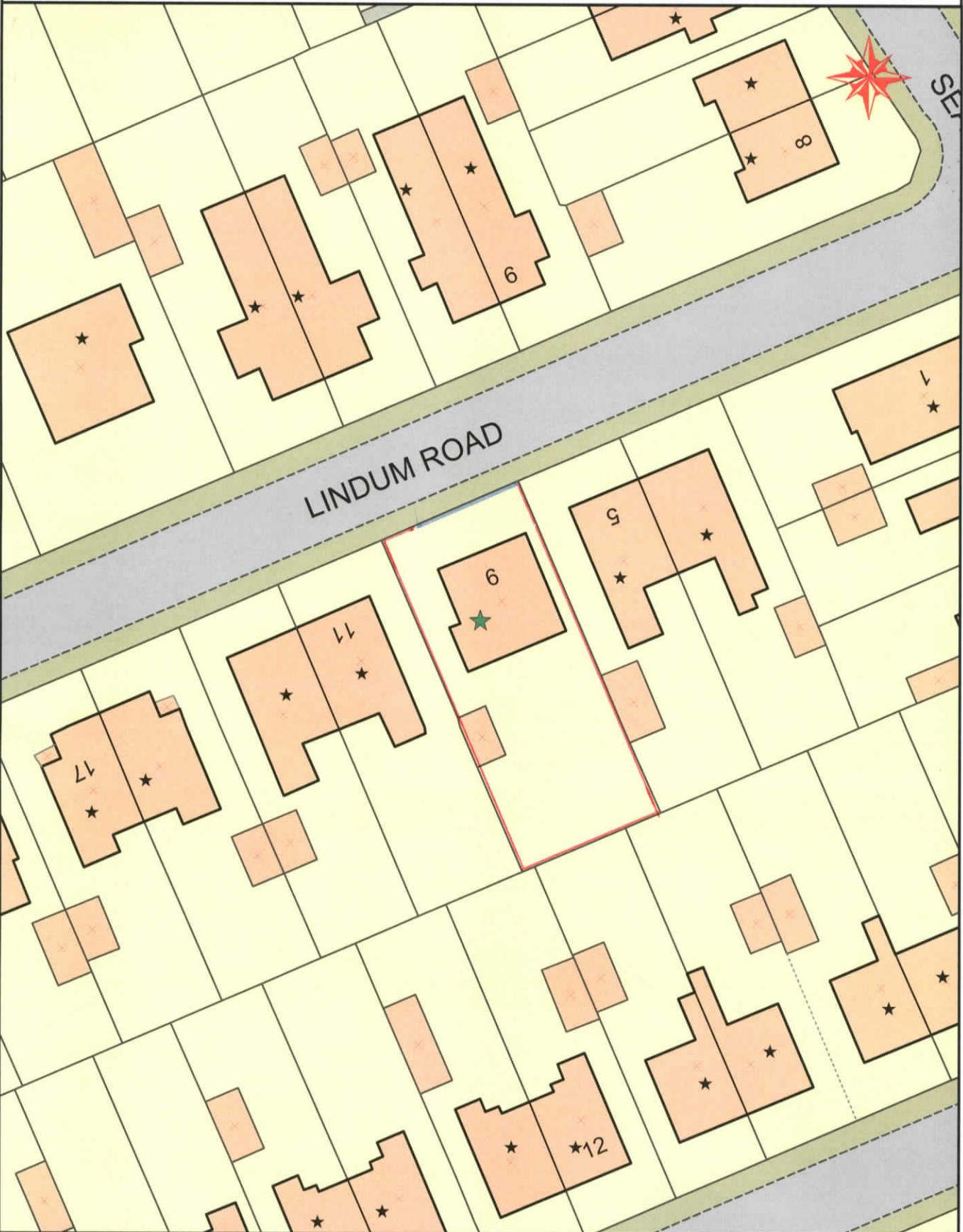
If you do not appeal against this enforcement notice, it will take effect on the date specified in paragraph 7 of this notice and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period(s) specified in the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.

9 Lindum Rd, Cleethorpes



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