

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 BOROUGH 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.

2. THE LAND AFFECTED

The land at The Hall, Ashby Cum Fenby, 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 tennis court on the land, measuring 34.20 metres by 17.20 metres approximately.

4. REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the above breach of planning control has occurred within the last four years. In the opinion of the Local Planning Authority the unauthorised development represents an unacceptable encroachment into, and detracts from the character and appearance of, an area of open countryside and is contrary to Policy GEN2 in the Revised deposit draft of the North East Lincolnshire Local Plan.

4. WHAT YOU ARE REQUIRED TO DO

Remove the tennis court and associated fencing from the land and restore the land to its condition before the tennis court was erected.

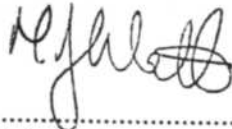
6. TIME FOR COMPLIANCE

28 days after this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on the 8th April 2002 unless an appeal is made against it beforehand.

Dated: 7th March 2002



Signed:

M. J. Walters
Director of Law and Democratic Services
Municipal Offices
Town Hall Square
Great Grimsby
DN31 1HU

ANNEX

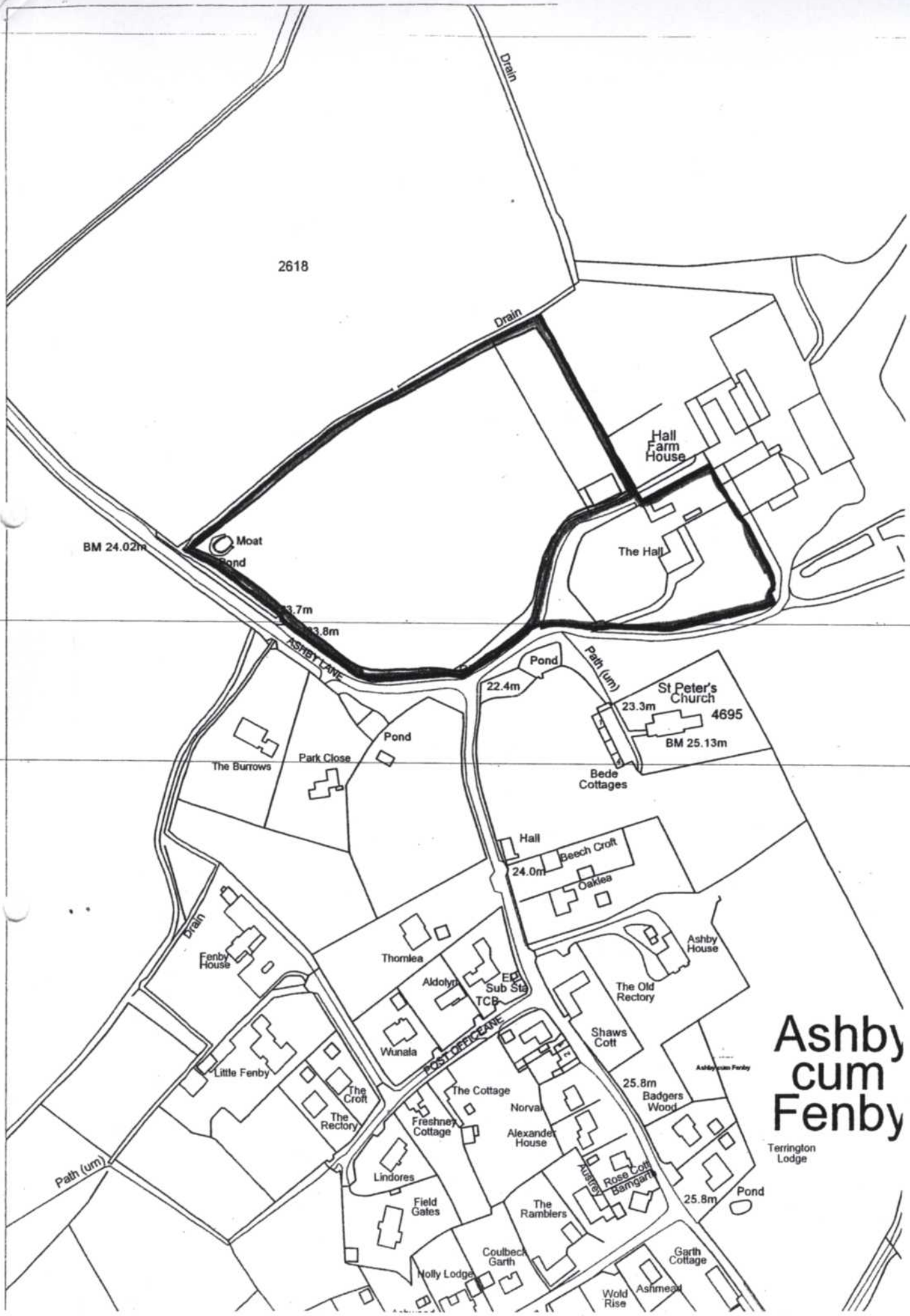
YOUR RIGHT OF APPEAL

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.

- (a) One is for you to send to the Secretary of State if you decide to appeal, together with a copy of the enforcement notice.
- (b) The second copy of the appeal form and the notice should be sent to the Council
- (c) The third copy is 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 paragraph 6 of the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.



Ashby cum Fenby

Terrington Lodge

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(AS AMENDED BY THE PLANNING AND
COMPENSATION ACT 1991)

ENFORCEMENT NOTICE

ISSUED BY: North East Lincolnshire Borough 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.
2. THE LAND AFFECTED

The land at The Hall, Ashby Cum Fenby, 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 change of use of the land from grazing land to use as a tennis court.
4. REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the above breach of planning control has occurred within the last ten years. In the opinion of the Local Planning Authority the unauthorised change of use represents an unacceptable encroachment into, and detracts from the character and appearance of, an area of open countryside and is contrary to Policy GEN2 in the Revised deposit draft of the North East Lincolnshire Local Plan.
5. WHAT YOU ARE REQUIRED TO DO


Stop using the tennis court and restore the land to its condition before the tennis court was erected.
6. TIME FOR COMPLIANCE

28 days after this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on the 8th April 2002 unless an appeal is made against it beforehand.

Dated: 7th March 2002

Signed: 

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

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2618

BM 24.02m

Moat Pond

23.7m

23.8m

ASHBY LAVE

Drain

Drain

Hall Farm House

The Hall

Pond

Path (un)

22.4m

St Peter's Church

4695

BM 25.13m

Bede Cottages

The Burrows

Park Close

Pond

Hall

24.0m

Beech Croft

Oaklea

Drain

Fenby House

Thornlea

Aldolyn

ED Sub Sta

TCP

Ashby House

The Old Rectory

Shaws Cott

Little Fenby

The Croft

The Rectory

Wunata

The Cottage

Freshney Cottage

Lindores

Field Gates

Nolly Lodge

Norva

Alexander House

The Ramblers

Coulbeck Garth

Wold Rise

25.8m

Badgers Wood

Ashby cum Fenby

Terrington Lodge

25.8m

Pond

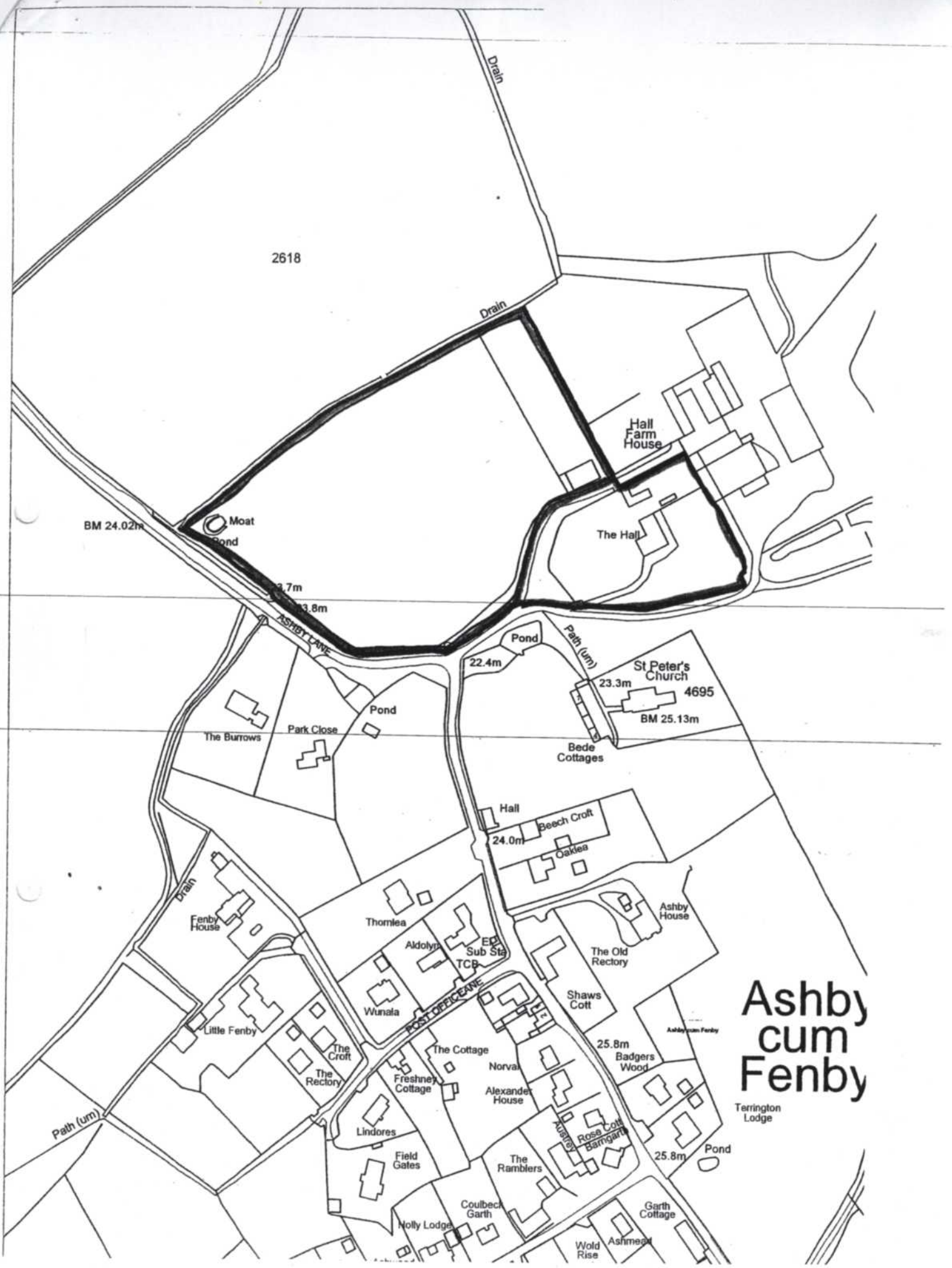
Garth Cottage

Ashmead

Path (un)

Ashby cum Fenby

Terrington Lodge





MEMORANDUM

DEPARTMENT OF LAW & DEMOCRATIC SERVICES MUNICIPAL OFFICES

From: Mr R G Walsh – Department of Law & Democratic Services
Date: 6th March 2002

To: Director of Environmental Services – Freeman Way
Our Ref: RGW/JMc

Subject: Re: Enforcement Notices –The Hall,
Ashby cum Fenby, North East Lincolnshire
Your Ref: FAO:
Anne Shorland

Please find enclosed 4 envelopes containing the following documents:-

1. Enforcement Notice in triplicate (unauthorised change of use and operational development respectively).
2. Appeal forms in triplicate.
3. Appeal booklet.
4. Covering letter.

Please ensure that each covering letter is dated on the date of service which should be no later than 08/03/ 2002.

Please confirm the date and manner of service in writing.

Rob Walsh