

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

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

ENFORCEMENT NOTICE – CHANGE OF USE

ISSUED BY: North East Lincolnshire Borough Council

1. **THIS IS A FORMAL NOTICE** which is issued by the Council because it appears 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 south of Wilton Road Industrial Estate, Humberston, North East Lincolnshire and described as adjacent to 32 Wilton Road, Humberston. 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 unauthorised depositing and storage of soil, waste material and machinery on the Land ("The Works").

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. The Works consist of the siting and storage on the Land of soil, wood waste, waste building materials and machinery.

Temporary planning approval was granted on the site for the retention of a temporary use of land for the storage of soil for six months. This approval expired on 1st August 2009 and has not been renewed.

The works undertaken without permission are contrary to local planning policy, particularly saved Policies E15 and GEN1, MW7 and MW8 of the North East Lincolnshire Local Plan.

The use of the land for waste material storage has an adverse effect on the appearance of the area and the character of the Industrial Estate with potential for environmental pollution to the area including ground water.

5. **WHAT YOU ARE REQUIRED TO DO**

- (1) Cease depositing any materials on the Land.
- (2) Remove from the Land all waste materials and soil previously deposited on the Land without the benefit of planning permission, to a place suitably licensed to receive them.
- (3) Remove all machinery and waste containers (skips) from the land, to a place suitably licensed to receive them.
- (4) Restore the Land to its condition prior to waste materials being deposited i.e. natural ground level.

6. **TIME FOR COMPLIANCE**

Requirement no. 1

28 days after this Notice takes effect.

Requirement nos. 2 to 4

3 months after this notice takes effect.

7. **WHEN THIS NOTICE TAKES EFFECT**

This Notice takes effect on 1ST NOVEMBER 2010 unless an appeal is made against it beforehand.

Dated: 1ST OCTOBER 2010

Signed: [Signature]

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 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 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.

Location Map



Details

Plotting in MapInfo made easier

Rev
No.

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Scale
1:1250

Date
30/09/2010

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