

**IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY**

**TOWN AND COUNTRY PLANNING ACT 1990 (as amended by the PLANNING AND  
COMPENSATION ACT 1991)**

**BREACH OF CONDITION NOTICE**

**Served by:** North East Lincolnshire Borough Council

**To:** Idyllic Estates Limited, East Ravendale Farm, East Ravendale, Grimsby, North  
East Lincolnshire DN37 0RX

1. **This is a formal notice** which is issued by the Council, under Section 187A of the above Act, because the Council considers that conditions imposed on a grant of planning permission DM/0720/22/FUL relating to the land described below, have not been complied with. The Council consider that you should be required to comply with the conditions specified in this notice.

2. **The land affected by the notice**

The land at Grimsby Road, Waltham North East Lincolnshire  
(edged red on the attached plan).

3. **The relevant planning permission**

The relevant planning permission to which this notice relates is the permission granted by the Council on the 5<sup>th</sup> January 2023 as per approved planning application number DM/0720/22/FUL (attached hereto).

4. **The breach of conditions**

The following conditions have not been complied with:-

Condition 2

Within 3 months of the date of this planning permission the soil heap shall be removed and the site shall be cleared and finished as per plan ref: RD4036-20.

Reason

In the interests of visual amenity in accordance with Policy 5 of the North East Lincolnshire Local Plan 2013-2032 (adopted 2018).

5. **What you are required to do**

As the person responsible for the breach of condition specified in paragraph 4 of this notice, you are required to comply with the stated conditions by taking the following steps:-

**Requirement No. 1**

Remove the soil heap, clear and finish the site as detailed on plan ref: RD4036-20 (attached hereto)

**Requirement 2**

The soil removal shall be undertaken in accordance with the Management Plan Ref: RD4036la14-12-22 (attached hereto)

**Time for Compliance:**

**Requirement**

28 Days from the date this notice takes effect.

6. **When this notice takes effect**

This notice takes effect immediately it is served on you or you receive it by postal delivery.

Signed:



**Dated: 12<sup>th</sup> April 2023**

**On behalf of:** North East Lincolnshire Borough Council

**Mark Nearney**

Assistant Director of Housing and Infrastructure Environment, Economy & Resources

North East Lincolnshire Borough Council

Municipal Offices

Town Hall Square

Grimsby

North East Lincolnshire

DN31 1HU

## **WARNING**

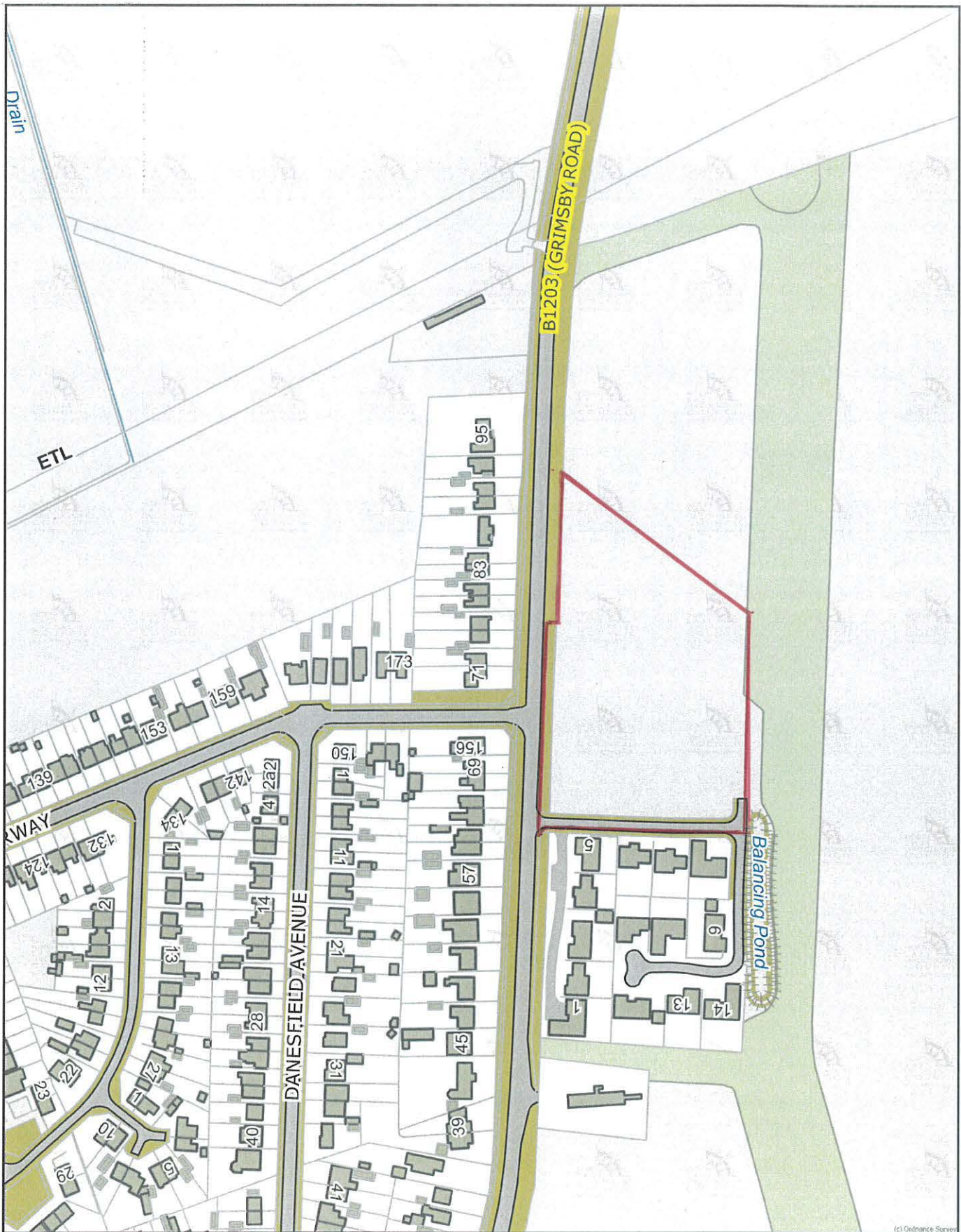
### **There is no right of appeal to The Secretary Of State for The Environment against the notice**

It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance period. You will then be at risk of immediate prosecution in the Magistrates' Court, for which the maximum penalty is £2,500 for a first offence and for any subsequent offence. If you are in any doubt about what this notice requires you to do, you should get in touch immediately with Miss Kerry Walker, Planning and Highways Enforcement, Equans, New Oxford House, George Street, Grimsby DN31 1HB. Tel. 01472 324998

If you need independent advice about this notice, you are advised to contact urgently a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the notice, you may only do so by an application to the High Court for judicial review. A lawyer will advise you on what this procedure involves.

**Do not leave your response to the last minute**





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