ENFORCEMENT NOTICE
OPERATIONAL DEVELOPMENT

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990 (as amended by the Planning and Compensation Act 1991)

ENFORCEMENT NOTICE

ISSUED BY: TAUNTON DEANE 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

Premises and ancillary land at 2 Meare Green, Stoke St Gregory, Taunton shown edged red on the attached plan.

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission, the erection of a boundary wall and wooden fence over one metre in height adjacent to the highway at 2 Meare Green, Stoke St Gregory.

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.

The wall/fence, by virtue of its height, design and setting, constitutes an intrusive feature within the street scene to the detriment of the visual amenities of the area and out of keeping with the character of its rural surroundings. Therefore the wall/fence is contrary to Policies S1(D) and S2(A) of the Taunton Deane Local Plan Revised Deposit.

The wall/fence blocks visibility and leaves the access without the necessary visibility splays. As such, the wall/fence is prejudicial to highway safety and is therefore contrary to Policy S1 of the Taunton Deane Local Plan Revised Deposit and Policy 49 of the Somerset and Exmoor National Park Joint Structure Plan Review.

The Council do not consider that planning permission should be given because planning conditions could not overcome these objections to the development.

5. WHAT YOU ARE REQUIRED TO DO

EITHER remove the wall/fence adjacent to the highway in its entirety OR reduce the height of the wall/fence to no more than one metre in height above ground level.

Time for compliance: four weeks after this notice takes effect.

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 21 June 2004 unless an appeal is made against it beforehand.

Dated: 18 May 2004

Signed: 

on behalf of: TAUNTON DEANE BOROUGH COUNCIL

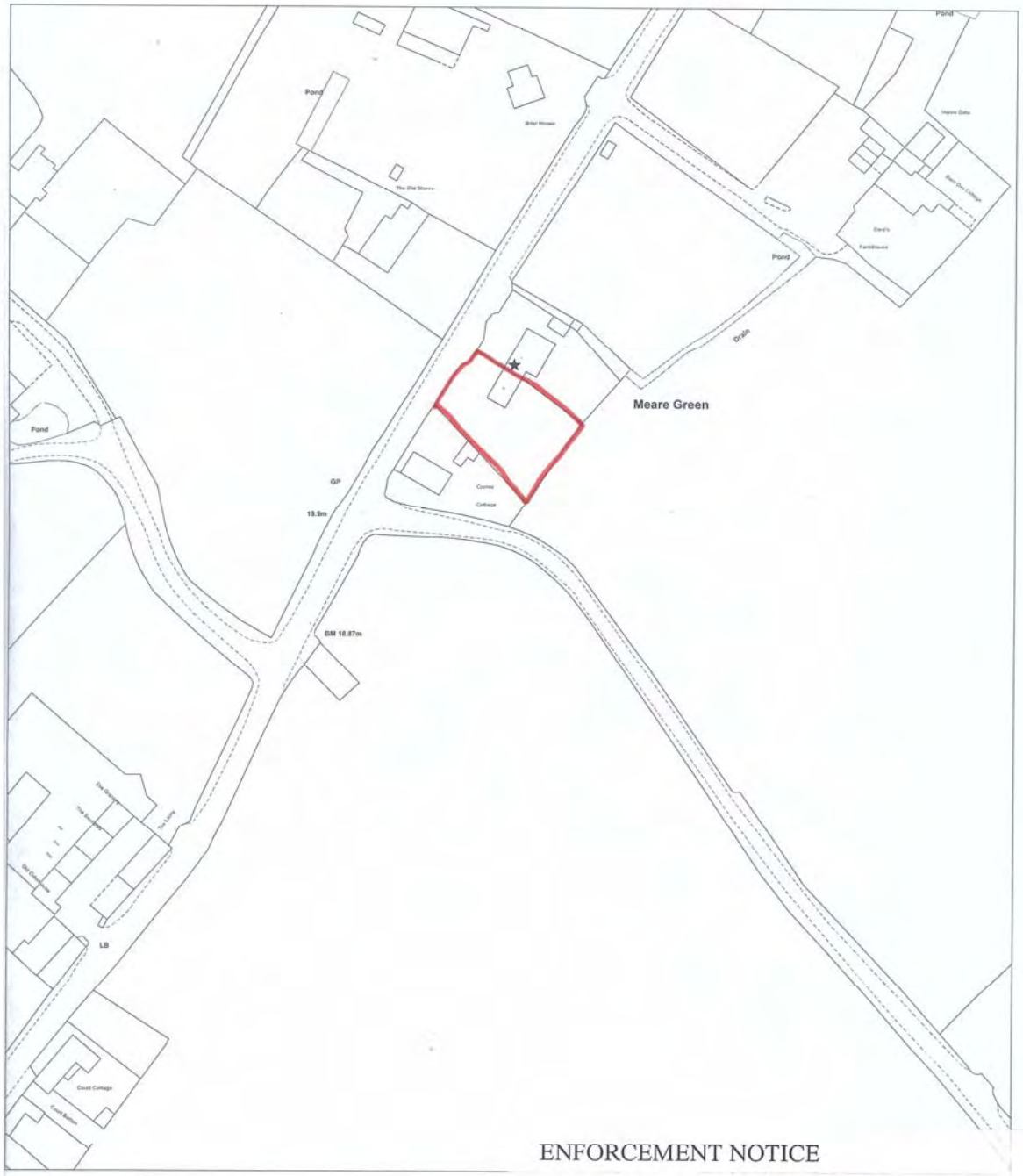
The Deane House,
Belvedere Road,
TAUNTON.

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 First Secretary of State before 21 June 2004. The enclosed booklet "Making your enforcement appeal" sets out your rights. Read it carefully. You may use the enclosed appeal forms. One is for you to send to the First Secretary of State if you decide to appeal. The other should be sent to the Chief Executive at Taunton Deane Borough Council. You should also send the First Secretary of State the spare copy of this enforcement notice, which is enclosed.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this enforcement notice, it will take effect on 21 June 2004 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.



ENFORCEMENT NOTICE

Reference No. E377/36/2003
36/2003/030

Scale NTS