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

Land at The Ranch, Church Lane, Tolland shown edged red on the attached plan.

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission, the carrying out of engineering operations on land at The Ranch, Church Lane, Tolland.

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 land at The Ranch, Church Lane, Tolland is a County Wildlife Site comprising of a series of riverside fields with marshy grassland and neutral grassland on steep banks. It is considered that the extensive engineering operations that have been carried out constitutes an undesirable intrusion into an attractive area of open countryside, to the detriment of the visual amenities of the locality. It is therefore contrary to the Adopted West Deane Local Plan Policy WD/EC/33 and the Taunton Deane Local Plan Revised Deposit Policies S8 and EN13.

The Council does 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

Restore the land a The Ranch, Church Lane, Tolland to the condition it was in prior to the breach of planning control.

Time for compliance: 4 weeks after this notice takes effect.

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 31 October 2002 unless an appeal is made against it beforehand.

Dated: 1 October 2002

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 Planning Inspectorate before 31 October 2002. 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 Planning Inspectorate if you decide to appeal. The other should be sent to the Chief Executive at Taunton Deane Borough Council. You should also send The Planning Inspectorate 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 31 October 2002 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.

IMPORTANT - THIS NOTICE AFFECTS YOUR PROPERTY

TAUNTON DEANE BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING ACT, 1990

STOP NOTICE

Land at The Ranch, Church Lane, Tolland

To: [redacted]

WHEREAS:

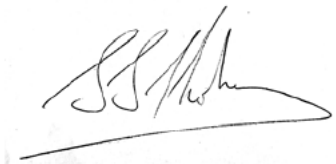
(1) The Taunton Deane Borough Council, being the Local Planning Authority for the land to which this Notice relates, has issued an Enforcement Notice dated 1 October 2002, under Section 172 of the Town and Country Planning Act, 1990, alleging that there has been a breach of planning control on the land described in Schedule 1 to this Notice; and

(2) The Council considers it expedient to prevent, before the expiry of the period allowed for compliance with the requirements of the Enforcement Notice, the activity alleged to constitute or form part of the alleged breach of control.

NOTICE IS HEREBY GIVEN that the Council, in exercise of its powers in Section 183 of the 1990 Act, now prohibits the continuation of the activity specified in Schedule 2 to this Notice.

A copy of the related Enforcement Notice, issued under Section 172 of the 1990 Act, is annexed to this Notice.

THIS NOTICE SHALL TAKE EFFECT on 2 October 2002 when all the activity specified in Schedule 2 to this Notice shall cease.



J. J. THORNBERRY
Solicitor to the Council

Dated the 1 October 2002

The Deane House
Belvedere Road
Taunton

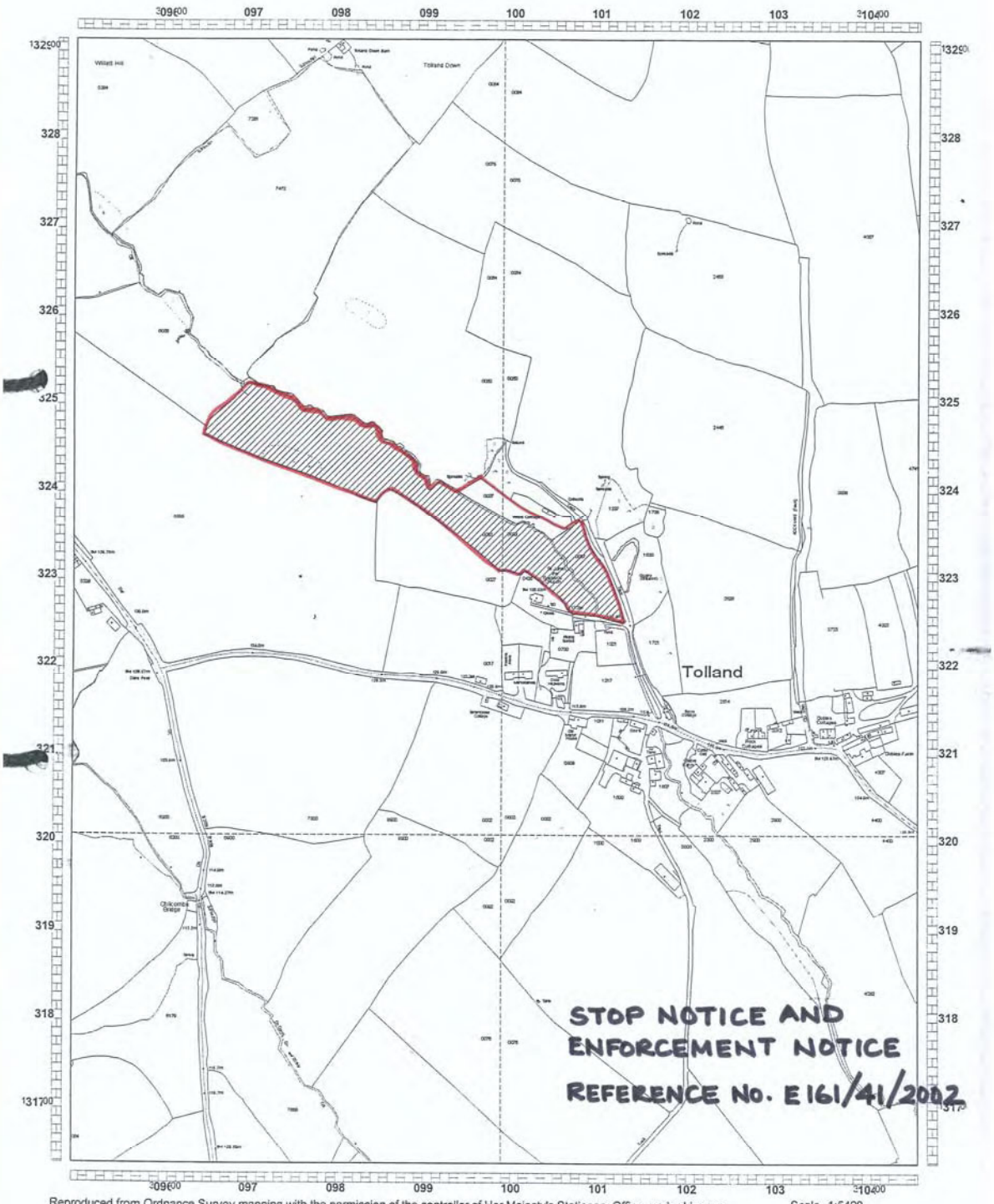
SCHEDULE 1

The land to which this Notice relates comprises land at The Ranch, Church Lane, Tolland shown edged red on the annexed plan.

SCHEDULE 2

The activity to which this Notice relates is operational development consisting of extensive engineering operations, namely the excavation and grading of land at The Ranch, Church Lane, Tolland within an area designated as a County Wildlife Site.

Map for:ST13/243 CWS Printed on 17/05/02 Item Number 01



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Scale 1:5420