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. The Annex at the end of the notice and the enclosures to which it refers contain important additional information.

2. **The land to which the notice relates**

Land at 24 Silver Street, Wiveliscombe shown edged red on the attached plan.

3. **The matters which appear to constitute the breach of planning control**

Without planning permission, redevelopment of a shop and storage/garage at 24 Silver Street, Wiveliscombe to form a dwelling with replacement of shop front.

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 site is within a Conservation Area. The materials used on the southern elevation of the building are discordant with the surroundings and detrimental to the visual amenity of the area. Reconstructing the original stone rubble wall on the southern elevation of the building with a rendered wall is below the standard required for this site. It is contrary to development plan policies.

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**

(i) Rebuild the building in accordance with drawing number 146.03B approved pursuant to planning permission 49/2007/007 with the southern elevation of the building being constructed using materials to

provide a rubble finish similar to the appearance of the original stone rubble wall on the original building; or

(ii) Rebuild in accordance with drawing number 02A submitted as part of application 49/2007/076 but with the southern elevation of the building being constructed using materials to provide a rubble finish similar to the appearance of the original stone rubble wall on the original building.

6. **Time for compliance**

Two months after this notice takes effect.

7. **When this notice takes effect**

This notice takes effect on 26 June 2008 unless an appeal is made against it beforehand.

Dated: 23 May 2008

Signed:

On behalf of: Taunton Deane Borough Council

The Deane House,
Belvedere Road,
TAUNTON.

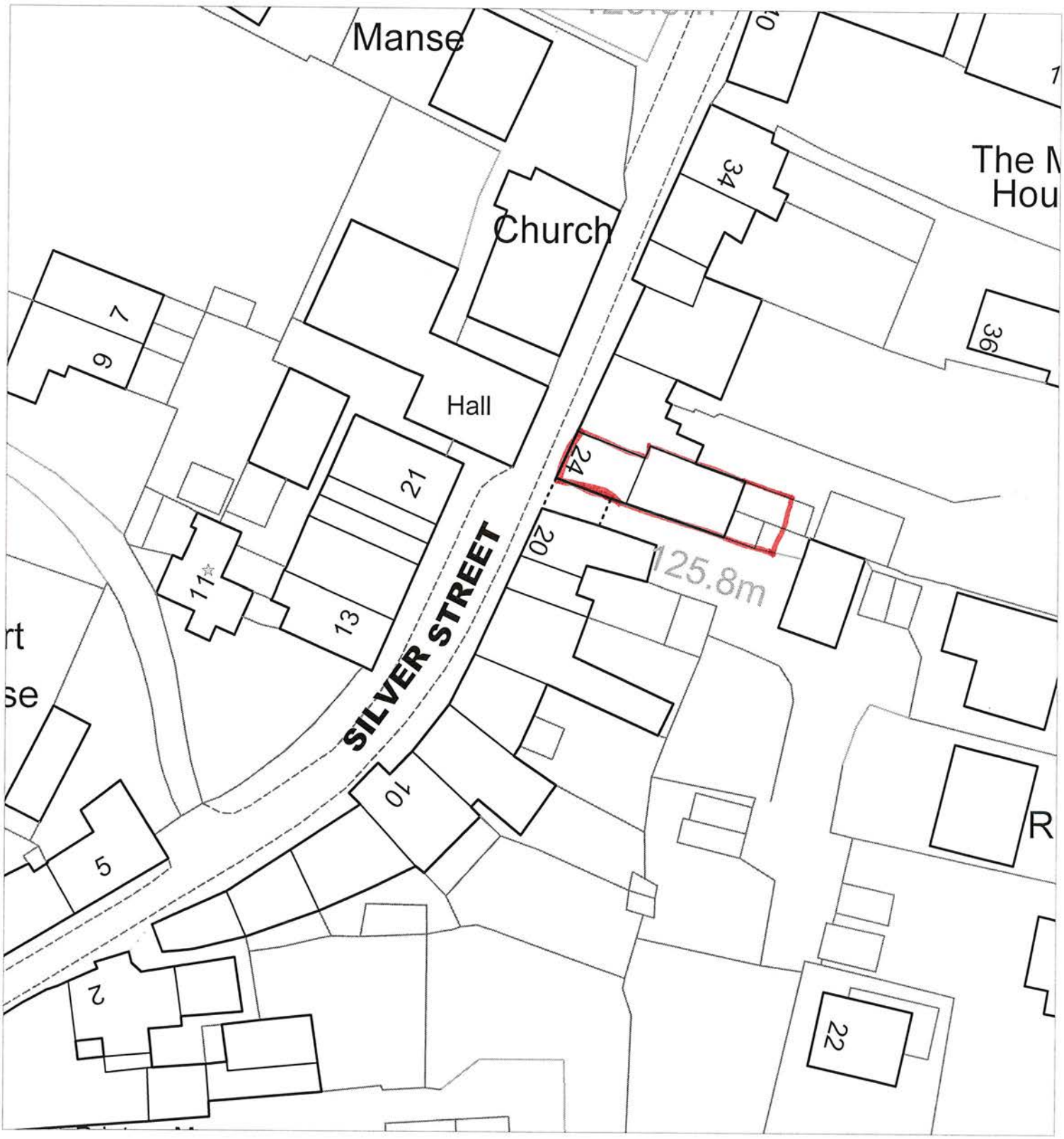
Annex

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 the notice. 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 Secretary of State if you decide to appeal, together with a copy of this enforcement notice. The other should be sent to the Legal and Democratic Services Manager at Taunton Deane Borough Council.

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 the 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.



ENFORCEMENT NOTICE

REF : 49/2007/007 AND 076

SCALE : NTS.