TAUNTON DEANE BOROUGH COUNCIL

PLANNING (LISTED BUILDINGS AND CONSERVATION AREAS) ACT 1990

LISTED BUILDING ENFORCEMENT NOTICE

WHEREAS:

1. It appears to the Taunton Deane Borough Council ("the Council") being the Local Planning Authority for the purposes of Section 38 of the Planning (Listed Buildings and Conservation Areas) Act 1990 ("the Act") in this matter, that there has been a contravention of Section 7 of the Act, in respect of the building ("the building") described in Schedule 1 below. The building is a listed building as defined in Section 1 of the Act.

2. The contravention of Section 7 of the Act which appears to have taken place consists of the alteration or extension of the building in a manner which affects its character as a building of special architectural or historic interest described in Schedule 2 below without the grant of listed building consent required for these works.

3. The Council consider it expedient, having regard to the effect of the works on the character of the building as one of special architectural or historic interest, to issue this Listed Building Enforcement Notice, in exercise of their powers in the said Section 38, for the reasons given in the annex to this Notice.

NOTICE IS HEREBY GIVEN that the Council require that the steps specified in Schedule 3 below be taken in order to restore the building to its former state within a period of two months from the date on which this notice takes effect.

THIS NOTICE SHALL TAKE EFFECT, subject to the provisions of Section 39 of the Act, on 10th May, 1994

Issued 7th April, 1994

[redacted]
Secretary and Solicitor

The Deane House,
Belvedere Road,
TAUNTON.

RB/PD.11/A/463

Schedule 1

(Building to which this notice relates)

40/41 East Reach, Taunton

Schedule 2

(Alleged contravention of listed building Control)

Erection of security shutters at the front of the premises

Schedule 3

(Steps required to be taken)

Remove the security shutters, their housings and guiderails and effect any repairs necessary as a result of their removal in materials and with workmanship to bring the property back to the condition immediately prior to the breach of planning control.

Annex

Statement of reasons why the Council consider it expedient to issue the notice

(i) The security shutter housings and guiderails, by reason of their location, material and harsh utilitarian design, produce dominant, discordant and intrusive features which are harmful to the character of the shopfronts and listed buildings and hence detrimental to the historic interest of the listed buildings themselves; the group of which they form part and the visual amenities of the area.

(ii) Despite having small perforations, the shutters, when closed, produce a solid appearance which totally covers the external faces of the shop front which inherently exacerbates the detrimental effect of the shuttering on the listed buildings.

Enforcement Ref

Ref No. 38/92/346

Scale 1:1250



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