IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990

ENFORCEMENT NOTICE

To: [redacted]

of:

WHEREAS:-

1. You are the owner/occupier of land situate at Brimley Hill, Churchstanton in the Borough of Taunton Deane in the County of Somerset which is more particularly delineated on the attached plan and thereon edged red ("the Land")

2. The TAUNTON DEANE BOROUGH COUNCIL ("the Council") is the District Planning Authority and exercises the functions of the Local Planning Authority for the purpose of the provisions of Section 172 of the Town and Country Planning Act 1990 ("the Act")

3. It appears to the Council that after the 31st day of December 1963 there has been a breach of planning control in that the Land has been developed by the making of a material change in the use thereof to a use for the purpose of stationing a vehicle namely a former bus for residential occupation without the grant of planning permission required in that behalf under Part III of the Act.

4. The Council considers it expedient having regard to the provisions of the Structure Plan and to all other material considerations to issue this Notice in exercise of its powers contained in Section 172 of the Act for the reasons set out in the Annex.

NOW THEREFORE TAKE NOTICE that in exercise of the powers contained in Section 172 of the Act the Council HEREBY REQUIRES YOU within a period of two calendar months beginning with the date on which this Notice takes effect to

(1) Discontinue the use of the Land for the purpose of a site for and stationing of a former bus or any other vehicle used for residential occupation

(2) Take the following steps to restore the Land to its condition before the breach of planning control took place, namely:-

Remove the former bus from the land and place no additional vehicles for residential occupation thereon

THIS NOTICE SHALL TAKE EFFECT, subject to the provisions of Section 175(4) of the Act,

ON THE 27th DAY OF February 1991

DATED THIS 23rd DAY OF January 1991

Signed .....
Secretary and Solicitor

The Deane House,
Belvedere Road,
Taunton.

REF. GPD/PD.11/A/354

YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL AGAINST AN ENFORCEMENT NOTICE contained in Section 174 of the Act, which are set out in the explanatory booklet "Enforcement Notice Appeals - A Guide to Procedure" enclosed herewith.

THE ANNEXE hereinbefore referred to

Reasons why the Council considers it expedient to issue an Enforcement Notice in respect of the unauthorised use of land at Brimley Hill, Churchstanton for the stationing of a vehicle namely a former bus used for residential occupation

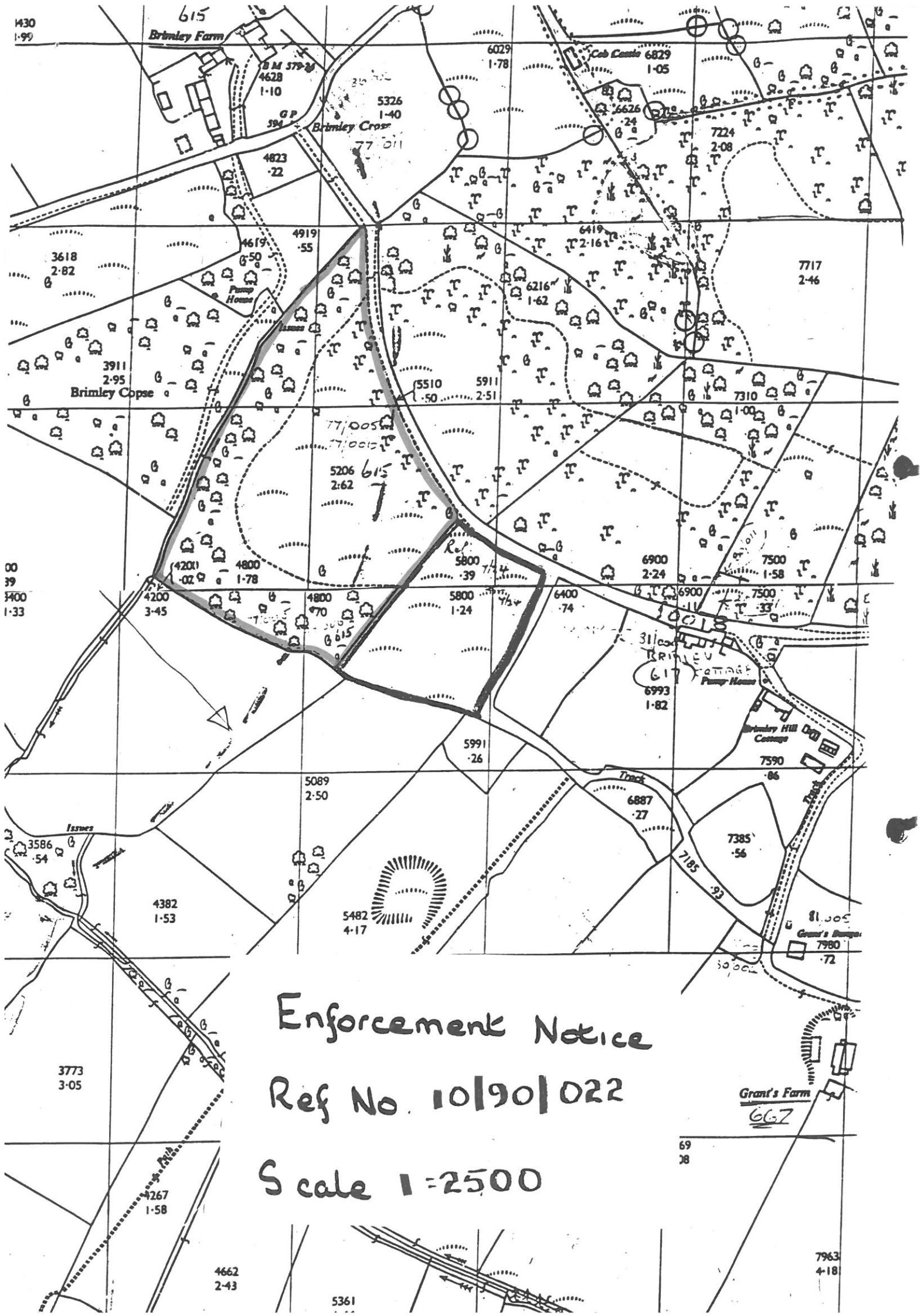
1. The site is in open countryside where it is the policy of the Local Planning Authority to resist new housing development including impermanent and temporary structures unless it is demonstrated that the proposal serves a genuine agricultural or other appropriate need. In the opinion of the Local Planning Authority the use of this land does not constitute a genuine agricultural or other appropriate need and would, therefore, be contrary to this policy (SP8).

2. The stationing of a vehicle for residential occupation including a former bus on this prominent site within a Special Landscape Area (proposed Area of Outstanding Natural Beauty) detracts significantly from the visual amenities of the locality wherein it is the policy of the Local Planning Authority to carefully control all development that might damage those features which give the area its Special character. In the opinion of the Local Planning Authority the retention of a former bus or the stationing of any vehicle for residential occupation on the site would be contrary to this policy (C7).

Dated this 23rd day of January 1991

Signed .....
Secretary and Solicitor

GPD/PD.11/A/354


Brimley Farm
Brimley Cross
Cob Castle
Brimley Copse
Pump House
Issues
Track
Grant's Farm
Enforcement Notice
Ref No. 10/90/022
Scale 1:2500