ENFORCEMENT NOTICE
MATERIAL CHANGE OF USE

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

The land at Slough Green, West Hatch shown edged red on the attached plan.

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission, the change of use of the land for the stationing of residential caravans and vehicles.

4. REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the above breach of planning control has occurred within the last ten years.

The site is in open countryside where it is the policy of the Local Planning Authority to resist new housing development unless it is demonstrated that the proposal serves a genuine agricultural or other appropriate need. In the opinion of the Local Planning Authority the development does not constitute a genuine agricultural or other appropriate need and is therefore contrary to this policy. (Policy C4 of the Somerset Structure Plan Alteration No. 2).

The site lies within a Special Landscape Area where 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 development constitutes a visual intrusion and generates additional traffic movements which are detrimental to the amenities of the Special Landscape Area and are therefore contrary to this policy. (Policy C2 of the Somerset Structure Plan Alteration No. 2).

The site lies adjacent to a designated Site of Special Scientific Interest where it is the policy of the Local Planning Authority to resist any development which adversely affect their special interest. In the opinion of the Local Planning Authority the proposal would be likely to lead to a reduction of herb-rich species and be likely to cause increased disturbance to the adjoining SSSI contrary to Structure Plan Policy NC1 and East Deane Policy ED/EC/1.

The increase in use of the sub-standard junction of the West Hatch road with the Principal Road A358, a National Route in the Somerset Structure Plan, together with the additional conflicting traffic movements by slow moving trailer caravans, such as would be generated by the development, would be prejudicial to road safety.

The Council does not consider that planning permission should be given because planning conditions could not overcome these problems.

5. WHAT YOU ARE REQUIRED TO DO

(i) Stop using the land for the purposes of the stationing of residential caravans and vehicles.

Time for compliance: 28 days after this notice takes effect.

(ii) Remove from the land all caravans and vehicles used for residential purposes.

Time for compliance: 28 days after this notice takes effect.

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 3rd October 1994 unless an appeal is made against it beforehand.

Dated: 1st September 1994

Signed: [redacted]

on behalf of: TAUNTON DEANE BOROUGH COUNCIL

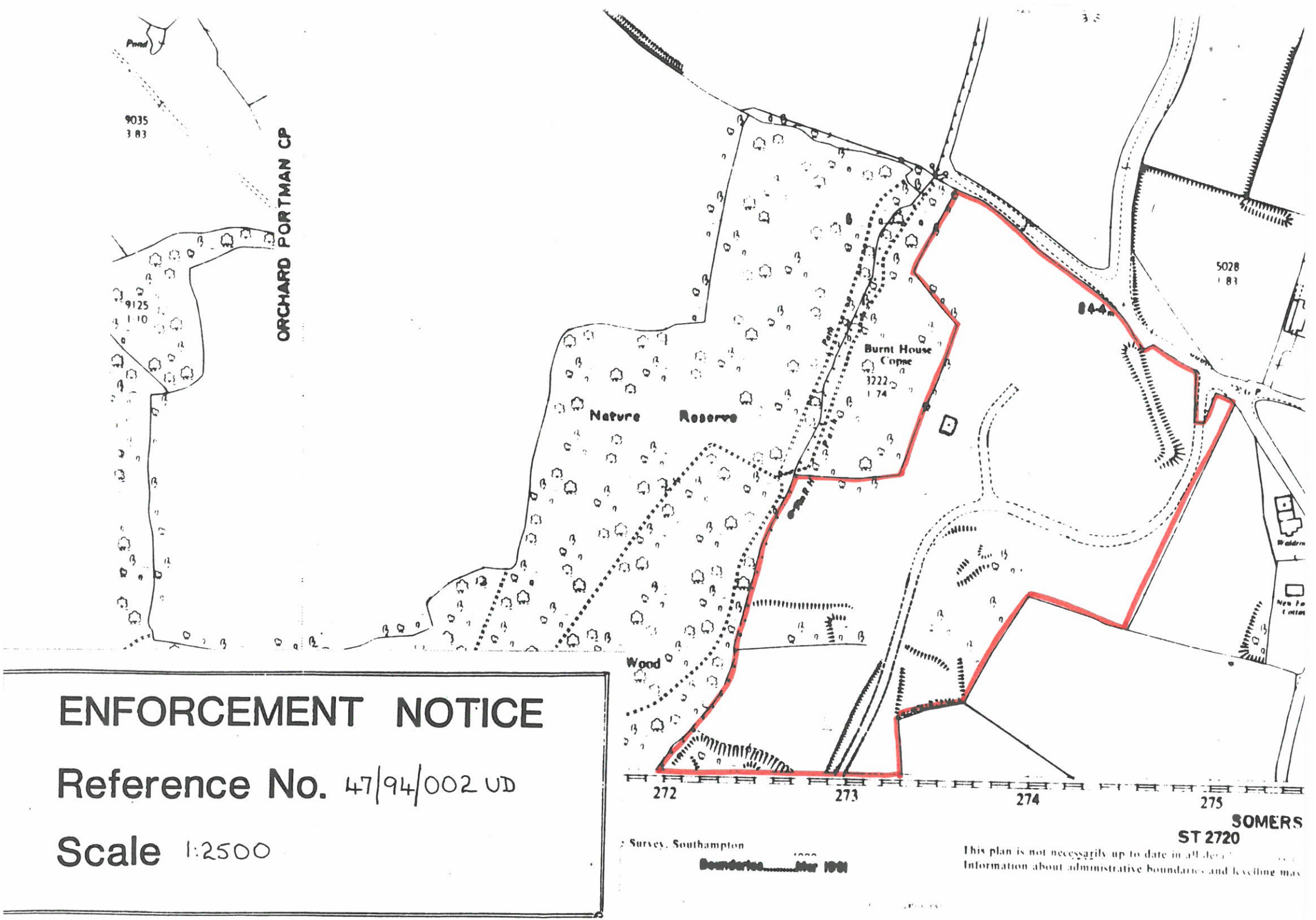
The Deane House,
Belvedere Road,
TAUNTON

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 Secretary of State before 3rd October 1994. The enclosed booklet "Enforcement Appeals - A Guide to Procedure" 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. The other is for you to keep as a duplicate for your own records. You should also send the 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 3rd October 1994 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. 47/94/002 UD

Scale 1:2500