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 Southdown Farm, Churchstanton 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 a residential mobile home

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 residential development unless it is demonstrated that the proposal serves a genuine agricultural or other appropriate need. In the opinion of the Local Planning Authority, insufficient evidence has been put forward to demonstrate that works of any significance to the adjoining house have been ongoing and therefore there is no justification for the caravan to be sited.

The site is within the designated area of the Blackdown Hills Area of Outstanding Natural Beauty where it is the policy of the Local Planning Authority to safeguard the exceptional landscape and wildlife quality of the countryside through the strict control of development. In the opinion of the Local Planning Authority, the siting of the caravan constitutes a visual intrusion which is detrimental to the amenities of the Area of Outstanding Natural Beauty and is therefore contrary to Somerset Structure Plan Policy C1.

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 stationing of a residential mobile home.

Time for compliance: 6 months after this notice takes effect.

(ii) Remove from the land the mobile home and restore the land to its condition prior to the breach of planning control.

Time for compliance: 6 months after this notice takes effect.

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 5th April 2000 unless an appeal is made against it beforehand.

Dated: 3rd March 2000

[redacted]

on behalf of: TAUNTON DEANE BOROUGH COUNCIL

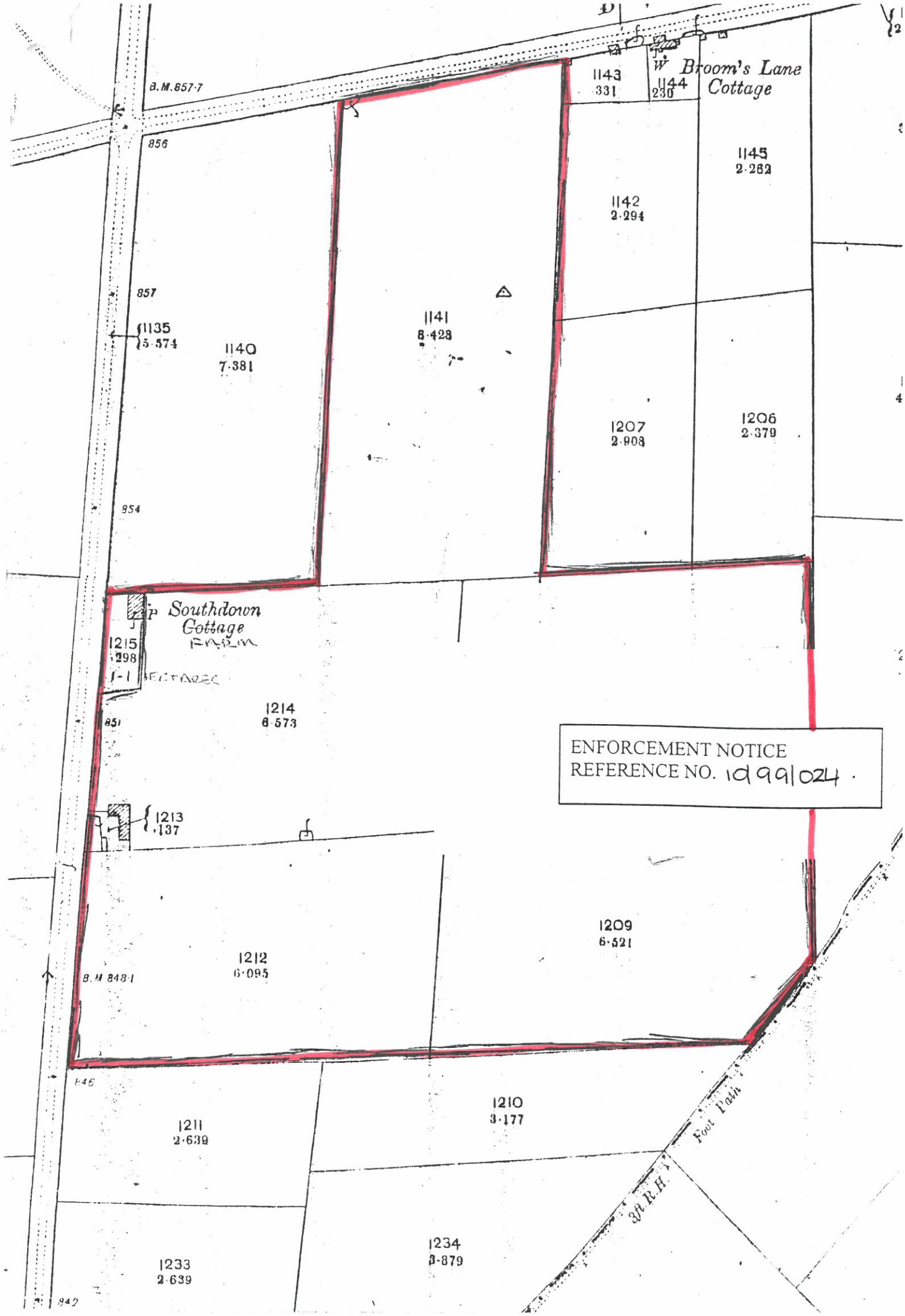
The Deane House,
Belvedere Road,
TAUNTON

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 5th April 2000. 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 should be sent to the Chief Executive at Taunton Deane Borough Council. 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 5th April 2000 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.


B.M.857·7
856
1143
331
1144
230
W Broom's Lane Cottage
1145
2·262
1142
2·294
857
1135
5·574
1140
7·381
1141
8·428
1207
2·908
1206
2·379
854
Southdown Cottage
FARM
1215
·298
1-1
HECTARES
1214
6·573
851
1213
·137
1209
6·521
1212
6·095
B.M 848·1
846
1211
2·639
1210
3·177
Foot Path
1234
3·879
1233
2·639
842
ENFORCEMENT NOTICE
REFERENCE NO. 1d99/024