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.

2. THE LAND AFFECTED

Land to the west of Maidenbrook Farmhouse, Cheddon Fitzpaine shown edged red on the attached plan.

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission, the erection of fencing which sub-divides the domestic curtilage of the converted farmhouse.

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 fencing erected to the west of the listed Maidenbrook Farmhouse, Cheddon Fitzpaine is considered to be detrimental to the historic setting of the Grade II listed building contrary to Taunton Deane Local Plan Policy EN16 and Somerset and Exmoor National Park Joint Structure Plan Review Policy 9.

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) Dismantle and remove the unauthorised fencing erected to the west of Maidenbrook Farmhouse, Cheddon Fitzpaine.

Time for compliance: Two weeks after this notice takes effect.

(ii) Reinstate the land concerned to the condition it was in prior to the breach of planning control.

Time for compliance: Two weeks after this notice takes effect.

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 20 July 2006 unless an appeal is made against it beforehand.

Dated: 16 June 2006

Signed: 

on behalf of: TAUNTON DEANE BOROUGH COUNCIL

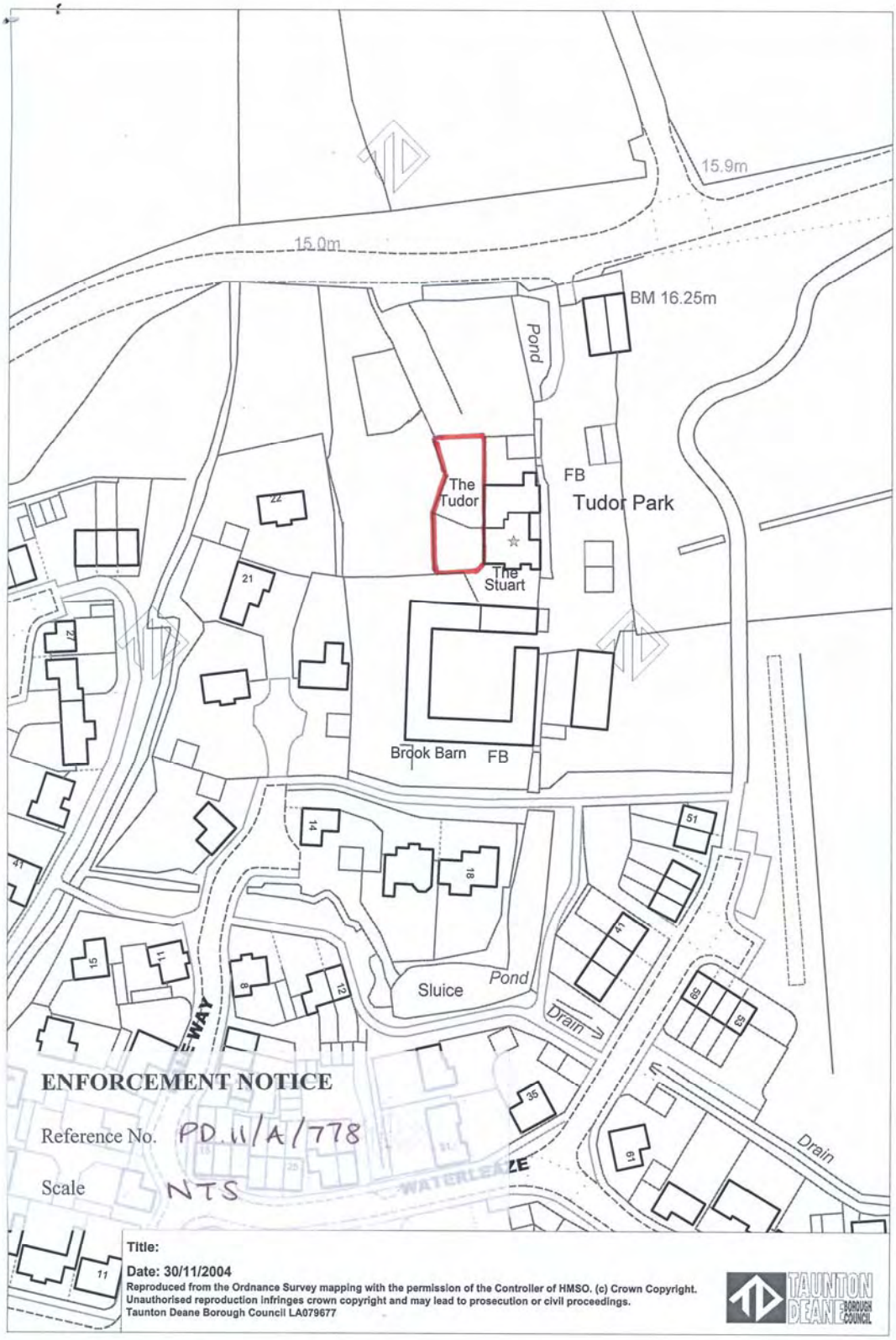
The Deane House,
Belvedere Road,
TAUNTON.

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 Planning Inspectorate before 20 July 2006. 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 Planning Inspectorate if you decide to appeal. The other should be sent to the Chief Executive at Taunton Deane Borough Council. You should also send The Planning Inspectorate 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 20 July 2006 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.


15.9m
15.0m
BM 16.25m
Pond
The Tudor
FB
Tudor Park
The Stuart
Brook Barn
FB
Sluice
Pond
Drain
Drain
WAY
ENFORCEMENT NOTICE
Reference No. PD.11/A/778
Scale NTS
Title:
Date: 30/11/2004
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Taunton Deane Borough Council LA079677
TAUNTON DEANE BOROUGH COUNCIL