

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

THE ADMINISTRATIVE COUNCIL OF THE BOROUGH OF KETTERING

TOWN AND COUNTRY PLANNING ACT 1990

ENFORCEMENT NOTICE

3A CHAPEL LANE, RUSHTON, NORTHAMPTONSHIRE

WHEREAS:-

- (1) It appears to The Administrative Council of the Borough of Kettering ("the Council") being the Local Planning Authority for the purposes of the Town and Country Planning Act 1990 ("the Act") in this matter that there has been a breach of planning control after the end of 1963 on the land or premises ("the Land") described in Schedule 1 below.
- (2) On the 12th December 1988 the Council acting as Local Planning Authority within the meaning of the Act upon an application in that behalf made under Part III of the Act granted planning permission ("the permission") for the following development of the land namely: The erection of a single dwellinghouse and the provision of ancillary services.
- (3) The permission was granted subject to the conditions inter alia, that:-
 - (a) "6. The development hereby permitted shall not be carried out otherwise than in conformity with a scheme for landscaping treatment of the site which shall be submitted to and approved in writing by the Local Planning Authority before any development is commenced. The scheme shall be implemented concurrently with the development and shall be completed not later than the first planting season following its substantial completion. Any features, trees, shrubs or hedges removed, drying, being severely damaged or becoming seriously diseased within five years of being formed or planted shall be replaced by similar features or planting to that originally agreed, or as may be subsequently agreed in writing by the Local Planning Authority."
 - (b) "7. Before the development hereby permitted is occupied, the access road (Chapel Lane) serving the site, shall have been made up and suitably hard surfaced to its junction with the public highway, in accordance with details that shall have received the prior written approval of the Local Planning Authority."
- (4) The breach of planning control which appears to have taken place consists of the implementation of the permission in a manner described in Schedule 2 below which involves the contravention of the said conditions.


(5) The Council considers it expedient, having regard to the provisions of the development plan and to all other material considerations, to issue this Enforcement Notice, in exercise of their powers contained in the said section, for the reasons set out in the Annex to this Notice.

NOTICE IS HEREBY GIVEN that the Council requires that the steps specified in Schedule 3 below be taken within the period of fifty-six days from the date upon which this Notice takes effect.

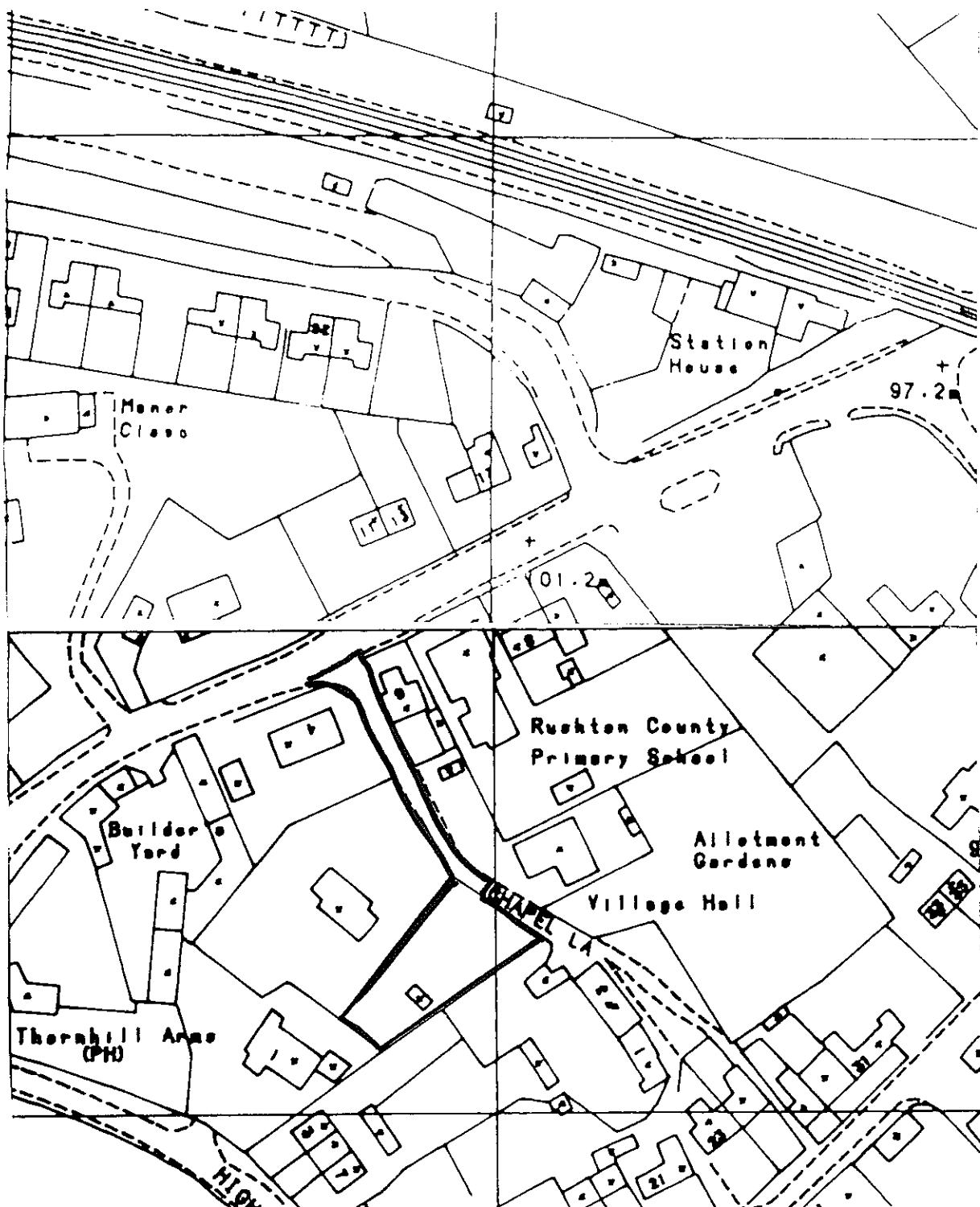
THIS NOTICE SHALL TAKE EFFECT, subject to the provisions of Section 175(4) of the Act, on the 31st day of November 1991.

ISSUED on the 29th day of October 1991

Municipal Offices,
Bowling Green Road,
KETTERING,
Northants.


.....
Borough Solicitor
Proper Officer for this Function

nd.
11.02.29/09.1 A copy of this notice together with
explanatory letter, explaining notices and appeals appeared
form was pushed through the letter box of the front
door of 3A. Street Lane, Rushden there being no-one at
home. A further copy of the notice was affixed to
the front fence of the property. Signature



Kettering Borough Council

DIRECTORATE OF SERVICES

BOWLING GREEN ROAD,
KETTERING,
NORTHAMPTONSHIRE, NN15 7QX
Telephone: Kettering (0536) 410333

Title CHAPEL LANE
RUSHDEN, NR. KETTERING.



'Reproduced from the 1991 Ordnance Survey
1/250 map with the permission of the
Controller of Her Majesty's Stationery Office.
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Council, Municipal Offices, Kettering.
LICENCE No. LA 078344 Date 16.4.91

Scale 1/1250

Drawn USA

Date 20-6-91

SCHEDULE 1

Land or Premises to which this Notice relates

The land and buildings together with the access way serving the same situate and known as 3A Chapel Lane, Rushton near Kettering in the County of Northampton as is for the purpose of identification shown on the plan attached hereto and thereon edged in red.

SCHEDULE 2

Alleged Breach of Planning Control

Development has commenced in connection with the permission but condition 6 has not been complied with insofar as no scheme for landscaping treatment of the site has been submitted to the Council for approval prior to implementation nor has any such scheme been implemented concurrent to development. Condition 7 has not been complied with insofar as the permitted development has been brought into occupation without the access way serving the same having been made up and suitably hard surfaced to its junction with the public highway and without details of such works to make up the access way having been submitted to the Council for written approval.

SCHEDULE 3

Steps required to be taken

To comply with conditions 6 and 7 of the grant of planning permission by submitting to the Council a landscaping scheme for approval and by implementing such scheme following such approval being obtained and by arranging for the access way to be hard surfaced in accordance with details to be approved in advance by the Council.

ANNEX

Reasons for issuing this Notice

This Notice has been issued by the Council in order to protect and enhance the amenities of the locality of the development site and to secure a satisfactory means of access to the development.