

**KETTERING BOROUGH COUNCIL**  
**IMPORTANT - THIS COMMUNICATIONS AFFECTS YOUR PROPERTY**  
**TOWN & COUNTRY PLANNING ACT 1990**  
**(AS AMENDED BY THE PLANNING & COMPENSATION ACT 1991)**

**ENFORCEMENT NOTICE 2**

ISSUED BY: KETTERING BOROUGH COUNCIL of Municipal Offices, Bowling  
Green Road, Kettering in the County of Northampton.

1. **THIS IS A FORMAL NOTICE** which is issued by the Council because it appears to them that there have been breaches of planning control, under Section 171(A)(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 situate at 7 Clifton Grove, Kettering in the County of Northampton as is shown for the purposes of identification only on the attached plan and edged in red.

3. **THE BREACH OF PLANNING CONTROL ALLEGED**

Without the benefit of planning permission, the material change of use of the affected land to mixed residential and commercial use, including the receiving, despatch and storage of commercial footwear, parking of commercial vehicles, the attendance of employees and the operation of an office .

4. **REASONS FOR ISSUING THIS NOTICE**

It appears to the Council that this breach of planning control has occurred within the last 10 years, and:

Policy 53 of the Local Plan for Kettering Borough provides for office use of domestic premises. However, the receipt, despatch and storage of footwear at the property together with the exclusive use of the office and traffic generation is contrary to this policy.

Policy 30 of the Local Plan for Kettering Borough provides general principles and criteria for new development, including the provision of parking, impact on highway and impact on the amenity of existing property. The business use makes an adverse impact on the environmental quality of this residential area, because of commercial deliveries, despatch of goods and the manoeuvring of commercial vehicles and associated noise. This is contrary to this policy.

The Council does not believe planning permission should be granted because the development cannot be controlled by conditions.

5. WHAT YOU ARE REQUIRED TO DO

The steps required to remedy the breach of planning control are:

- (a) Remove all footwear stored in connection with the business from the affected land.
- (b) Cessation of the use of the affected land for storage of footwear.
- (c) Cessation of the use of the temporary office building for commercial purposes.
- (d) Cessation of employees attending the affected land.
- (e) Remove all commercial vehicles from the affected land.
- (f) Cessation of the use of the land for parking commercial vehicles.
- (g) Cessation of receipt and despatch of footwear to and from the affected land.

Time for compliance with all requirements: one month from the date this Notice takes effect.

6. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 20th August 1997 unless an appeal is made against it beforehand.

DATED: 14th July 1997

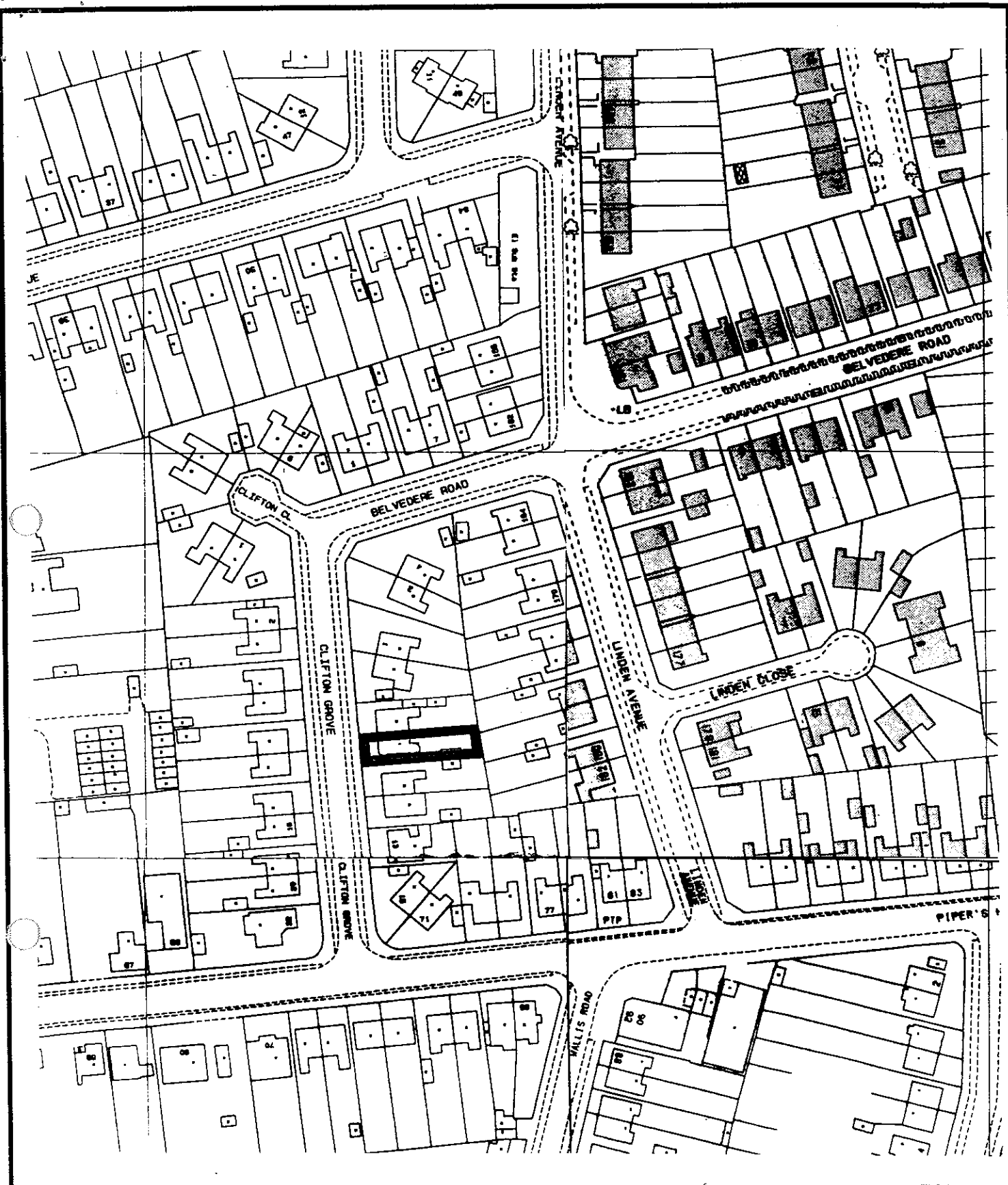
Signed

...  .....

Head of Legal Services  
(Proper Officer for this Purpose)

Kettering Borough Council  
Municipal Offices  
Bowling Green Road  
KETTERING  
Northants  
NN15 7QX

hwhit/docs/dcJuly97/mas7Clifto



Title: 7, Clifton Grove, Kettering.  
Enforcement Notice 2.

EN95/1419

Scale: 1/1250

North:



Date: 09/07/97

Drawn by: JSW

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**Kettering**  
Borough Council

## **ANNEX**

### **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 20th August 1997. The enclosed booklet "Enforcement Notice 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 20th August 1997 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 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.