

KETTERING BOROUGH COUNCIL

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN & COUNTRY PLANNING ACT 1990
(AS AMENDED BY THE PLANNING & COMPENSATION ACT 1991)

ENFORCEMENT NOTICE

EN.99.0403

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 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 situated at Park Lane, Braybrooke, in the County of Northamptonshire 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, change of use of the land from agricultural use, to a use for the siting and occupation of a caravan and the use of the land as a residential caravan site, and the carrying out of works as part of the unauthorised change of use.

4. REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the breach of planning control has occurred within the last ten years. The development is visually intrusive and incongruous to the character and appearance of the countryside and the Special Landscape Area and is contrary to the aims and objectives of the following policies of the Local Plan for Kettering Borough (the Development Plan):

Policy 7 (Environment: Protection of the Open Countryside) states that planning permission for development within the open countryside will not be granted except where otherwise provided for in the plan.

Policy 9 (Environment: Special Landscape Areas) presumes against development which would have an adverse impact on the character and amenity of the Special Landscape Areas of the Borough.

Policy 119 (Housing: Gypsy Sites) states that planning permission for gypsy caravan sites will be granted subject to the proposal meeting various criteria including; a maximum of ten caravans, being within a reasonable distance of community facilities, not being within the open countryside unless use can be made of derelict or redundant land, not being in any of the Special Landscape Areas within the Borough, not resulting in an over concentration of sites,

not having a negative impact upon the amenities of the surrounding area and achieving satisfactory access, and landscaping requirements, etc.

5. WHAT YOU ARE REQUIRED TO DO

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

- (1) Cease the use of the land as a residential caravan site.
(Time for compliance: one day from the date this Notice takes effect.)
- (2) Remove the caravan and all associated vehicles from the land.
(Time for compliance: one day from the date this Notice takes effect.)
- (3) Remove from the land all machinery, equipment, and personal items brought onto the land in connection with the unauthorised use.
(Time for compliance: one month from the date this Notice takes effect.)
- (4) Remove the deposited hard core and fencing from the land.
(Time for compliance: one month from the date this Notice takes effect.)
- (5) Restore the land to its former condition by re-seeding it with grass.
(Time for compliance: six months from the date this Notice takes effect.)

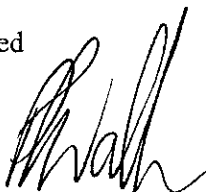
Note: compliance with steps 1 - 3 above will not prohibit vehicles and equipment being temporarily brought onto the land in order to secure compliance with steps 4 and 5.

6. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 19 November 1999 unless an appeal is made against it beforehand.

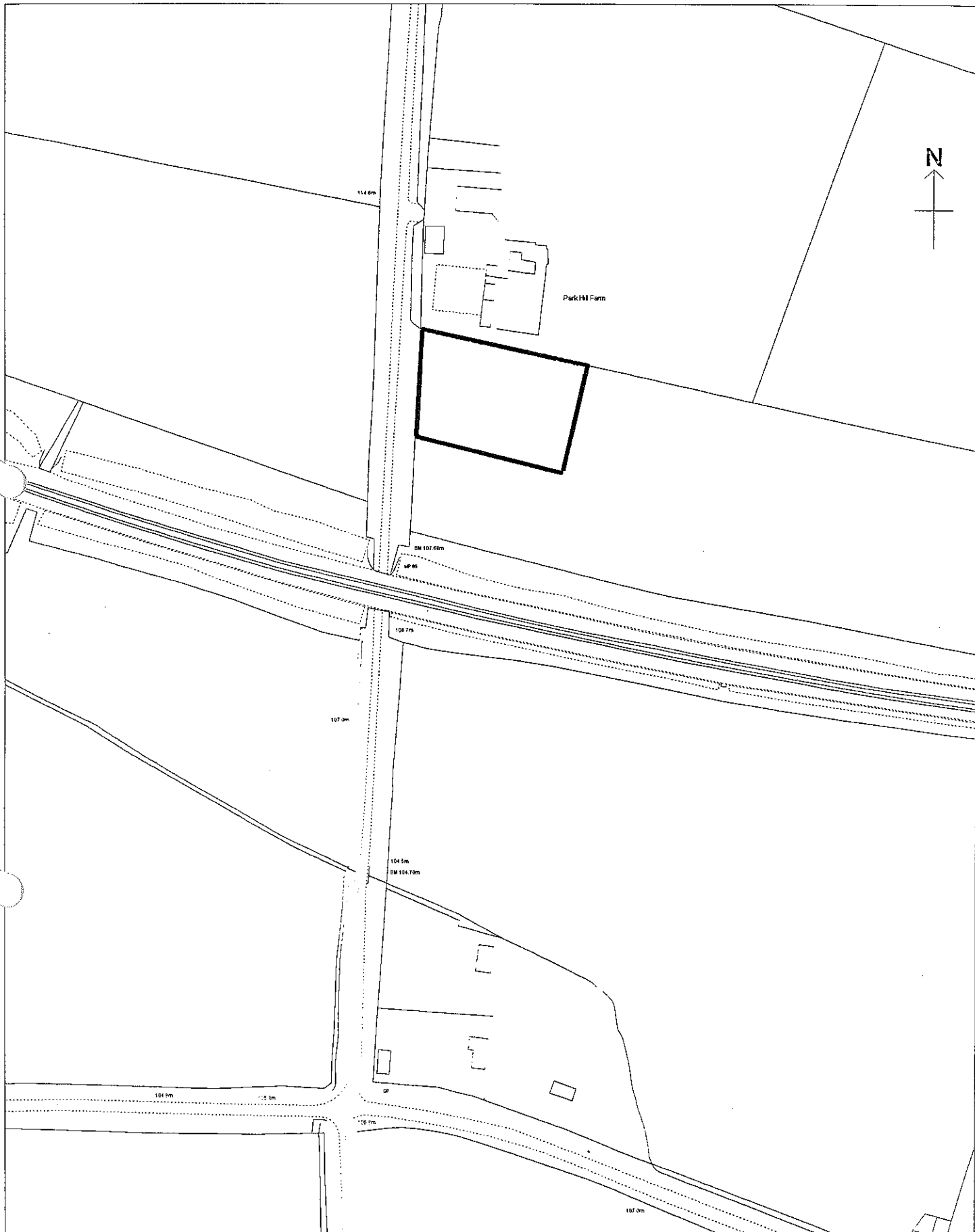
DATED: 21 October 1999

Signed



Chief Executive

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



Title

EN/99/0403

Planning Application:

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LA078344

Kettering
Borough Council

Date: 15.10.99

Scale: 1:2500

Drawn by: T Shields

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 Friday 19 November 1999. 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 Friday 19 November 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.