

03/00218/E (C)

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: North Wiltshire District Council

1. **THIS NOTICE** is issued by the Council because it appears to them that there has been a breach of planning control, within paragraph (a) of section 171A(1) 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. The Annex at the end of the notice and the enclosures to which it refers contain important additional information.

2. **THE LAND TO WHICH THE NOTICE RELATES**

Land and buildings at Manby House, Flintham Hill, Oaksey, Malmesbury, SN16 9SA shown hatched on the attached plan.

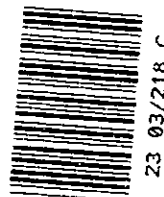
3. **THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL**

Without planning permission, the carrying out of building operations materially altering the external appearance of a building and the provision of an external hardsurfaced area as indicated cross hatched on the attached plan.

4. **REASONS FOR ISSUING THIS NOTICE**

- a) It appears to the Council that the above breach of planning control has occurred within the last 4 years.
- b) The external alterations to the former agricultural building and the provision of a hardsurfaced area for the incidental enjoyment of the occupiers of the residential units of accommodation domesticate the site to the detriment of the rural character of the area contrary to policy C9 of the North Wiltshire Local Plan 2001.

5. **WHAT YOU ARE REQUIRED TO DO**



- a) Remove the doors and windows in the part of the building shown in red on the attached plan and seal up the openings.
- b) Externally on that part of the building shown red on the attached plan finish continuously (i.e. without openings) the east, west and south elevations in cladding materials matching those used externally on the remainder of the building hatched on the attached plan.
- c) In the area outside the building and to the south as shown included in the area shown cross hatched on the attached plan.
 - i) Take up and remove from the site all areas of hardsurfacing.
 - ii) Re-contour the land levels to a natural gradient consistent with the original land contours,
 - iii) Provide at least 75mm of top soil over the whole area,
 - iv) Seed the area to grass.

6. TIME FOR COMPLIANCE

5 Months from the date this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 2 April 2004 unless an appeal is made against it beforehand.

Dated : 20 February 2004

Signed :

A handwritten signature in black ink, appearing to be 'R. S. D. Williams', written over a horizontal line.

on behalf of North Wiltshire District Council

ANNEX

YOUR RIGHT OF APPEAL

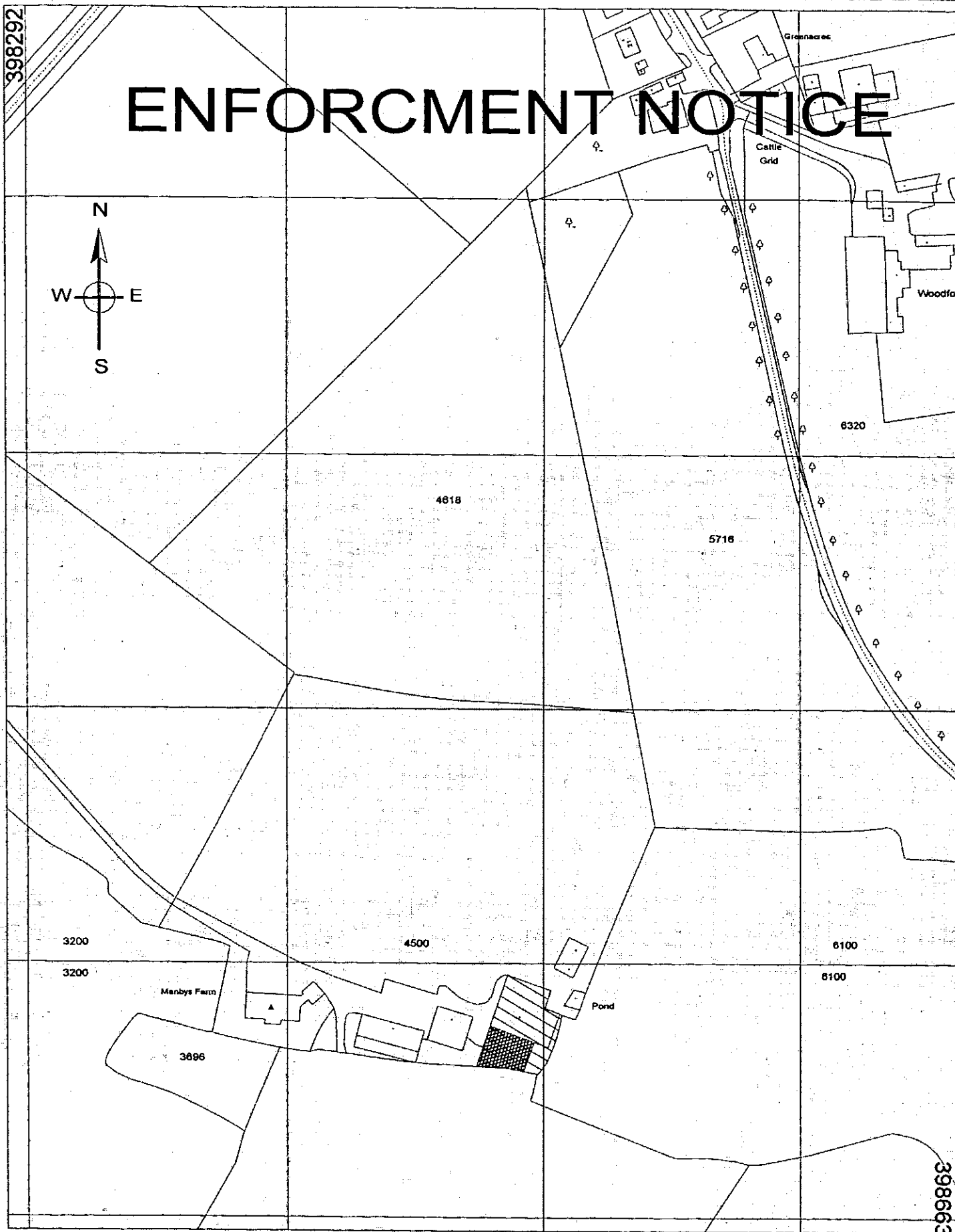
You can appeal against this notice, but any appeal must be received, or posted in time to be **received**, by the First Secretary of State **before** the date specified in paragraph 7 of the notice. The enclosed booklet "Making your enforcement appeal" sets out your rights. The enclosed appeal forms are for your use.

- (a) One is for you to send to the Secretary of State if you decide to appeal, together with a copy of this enforcement notice.
- (b) The second copy of the appeal form should be sent to the Council.
- (c) The third copy is for your own records.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this enforcement notice, it will take effect on the date specified in paragraph 7 of the notice 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 paragraph 6 of the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.

ENFORCEMENT NOTICE



*North
Wiltshire
District
Council*

Land at Manby House, Flintham Hill, oaksey, Malmesbury, SN16 9SA
SCALE: 1:2000

Grid Ref: ST 983 929

11/2/2004

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NORTH WILTSHIRE DISTRICT COUNCIL - LA078840 2004