



**04/00441/ENF (B)**

## **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 to the south of 1 Pretty Chimneys, Kington Langley, Chippenham, Wiltshire, SN14 6BH shown hatched on the attached plan ("the site").
3. **THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL**  
  
Without planning permission, the carrying out of engineering operations by the laying out of a motorcycle track and re-contouring of the land to create mounds and depressions for use in connection with motorcycle activities.
4. **REASONS FOR ISSUING THIS NOTICE**
  - a) It appears to the Council that the above breach of planning control has occurred within the last four years.
  - b) By reason of its proximity to residential properties, the use of the land by motorcycles results in an unreasonable disturbance to the amenities of local residents. Also due to the site's prominent rural location its use for motorcycle activities is detrimental to the rural character and amenity of the area. The development is therefore contrary to the provisions of policy RC9 of the adopted North Wiltshire Local Plan 2001 and Policy C3 of the North Wiltshire Local Plan 2011 revised deposit draft.

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

- a) Restore the site levels in accordance with the natural contours of the land over the whole of the site by the removal of all mounds, bunds and other areas where material rises above natural ground level and filling of all depressions below natural ground level with soil.
- c) Finish the surface of the land where it has been disturbed by the need to comply with the requirements in paragraphs 5a) of this notice with topsoil to a depth of at least 75mm.
- d) Sow grass seed over the whole of the restored areas.

**6. TIME FOR COMPLIANCE**

Four months from the date this notice takes effect.

**7. WHEN THIS NOTICE TAKES EFFECT**

This notice takes effect on 12 May 2005 unless an appeal is made against it beforehand.

Dated : 31 March 2005

Signed :

  
on behalf of North Wiltshire District Council

## **ANNEX**

### **YOUR RIGHT OF APPEAL**

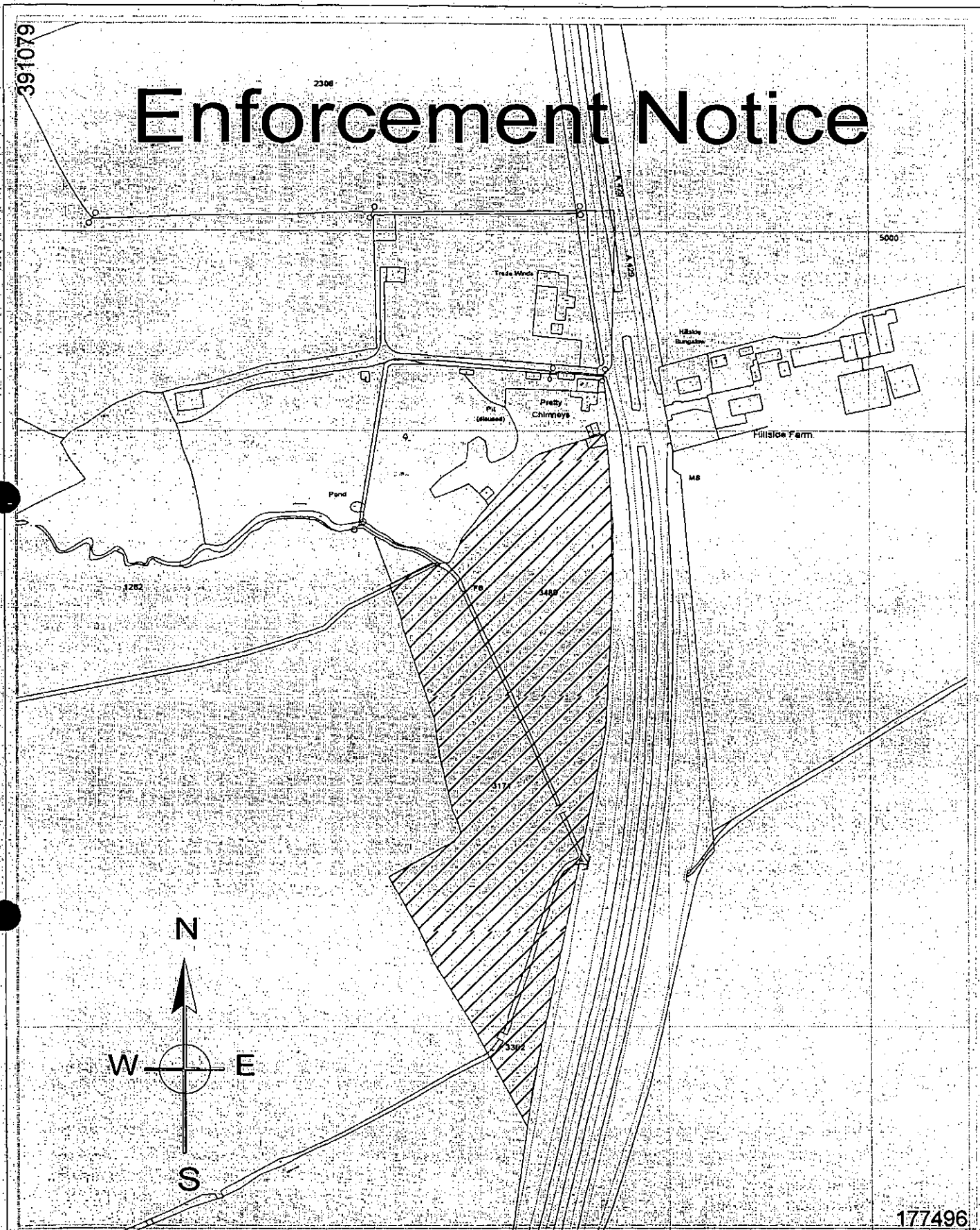
You can appeal against this notice, but any appeal must be received, or posted in time to be **received**, by the Secretary of State **before** the date specified in paragraph 7 of the notice. The enclosed booklet "Enforcement Notice Appeals - A Guide to Procedure" sets out your rights. You may use the enclosed appeal forms.

- (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 to the South of 1 Pretty Chimneys, Kington Langley, Chippenham  
SCALE: 1:2500

ST9131 7778 04/00441/ENF

Planning Services 31.3.05

Reproduced from the Ordnance Survey mapping with the permission of Her Majesty's Stationary Office  
© Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings.  
NORTH WILTSHIRE DISTRICT COUNCIL - 100017933 2005