

Our Ref: 06/0268/ENF

Your Ref: N/A

Enquiries to: Tony Phillips

Date: 8th April 2008

Chief Executive, Delwyn Burbidge.

Planning Services

Monkton Park

Chippenham

Wiltshire

SN15 1ER

Tel: 01249 706627

Fax: 01249 460810

email: Tphillips@northwiltshire.gov.uk

www.northwiltshire.gov.uk

Dear Sir/ Madam

Town and Country Planning Act 1990

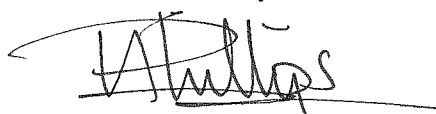
SUBJECT: Enforcement Notice at 40 Hamilton Drive, Chippenham, Wiltshire.

As you are aware on 13th November 2007, I served on you a copy of a Planning Enforcement Notice. This Notice required the reinstatement of the pavement adjacent to your property including the raising of the newly created drop kerb, with materials to match the adjoining pavement.

In error, I failed to outline the area where the reinstatement work is required, namely the pavement. I therefore formally withdraw the Notice dated 13th November 2007 and serve on you a copy of the revised Enforcement Notice in view of your interest in the Land. I have also served a copy of the Notice on Mr P Jones of 40 Hamilton Drive, Chippenham and Wiltshire County Council.

Unless an appeal is made, as set out in the Annex, the Notice will take effect on the date shown in Paragraph 7 of the Notice and you must ensure that the required steps for which you may be held responsible, are taken within the period or periods specified.

Yours faithfully



CP Charles Pescod
Implementation Team Leader
Development Control and Listed Buildings

To: Mr P Jones
40 Hamilton Drive
Chippenham
Wiltshire
SN14 0XN

Ms C Walton
40 Hamilton Drive
Chippenham
Wiltshire
SN14 0XN



INVESTOR IN PEOPLE

Our Ref: 06/00268/ENF

Your Ref:

Chief Executive - Delwyn Burbidge

Enquiries to:

Date: 09 April 2008

Planning Services

Monkton Park
Chippenham
Wiltshire
SN15 1ER

Tel: 01249 706640

Fax: 01249 460810

email: rwilliams@northwilts.gov.uk

www.northwilts.gov.uk

Dear Sir / Madam

ENFORCEMENT NOTICE AT 40 HAMILTON DRIVE, CHIPPENHAM, WILTSHIRE, SN14 0XN


Should you wish to appeal against the enforcement notice on ground (a) as provided by Section 174 (2)(a) of the Town and Country Planning Act 1990 (as amended) the following fees will be required:-

£135 for both the Planning Inspectorate and the Local Planning Authority.

The cheque for the Planning Inspectorate should be made payable to the First Secretary of State and for the Local Planning Authority should be made payable to the North Wiltshire District Council. Only one person needs to pay a fee.

These fees must be included with your appeal forms, which you have to send to the Council at the above address and the Planning Inspectorate at the address on the appeal form.

Yours faithfully



Charles Pescod
Implementation Team Leader
Development Control and Listed Buildings

To: Mr P Jones
40 Hamilton Drive
Chippenham
Wiltshire
SN14 0XN

Ms C Walton
40 Hamilton Drive
Chippenham
Wiltshire
SN14 0XN

Wiltshire County Council
Bythesea Road
Trowbridge
Wiltshire
BA14 8JN



INVESTOR IN PEOPLE

Our Ref: 06/00268/ENF

Your Ref:

Chief Executive - Delwin Burbidge

Enquiries to:

Date: 09 April 2008

Planning Services

Monkton Park
Chippenham
Wiltshire
SN15 1ER

Tel: 01249 706640

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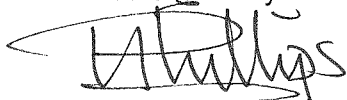
Dear Sir / Madam

ENFORCEMENT NOTICE AT 40 HAMILTON DRIVE, CHIPPENHAM, WILTSHIRE, SN14 0XN

The Council have issued an Enforcement Notice relating to the above Land and I now serve on you copies of this Notice, in view of your interest in the Land.

Unless an appeal is made, as set out in the Annex, the Notice will take effect on the date shown in Paragraph 7 of the Notice and you must ensure that the required steps for which you may be held responsible are taken within the period or periods specified.

Yours faithfully



Charles Pescod
Implementation Team Leader
Development Control and Listed Buildings

To: Mr P Jones
40 Hamilton Drive
Chippenham
Wiltshire
SN14 0XN

Ms C Walton
40 Hamilton Drive
Chippenham
Wiltshire
SN14 0XN

Wiltshire County Council
Bythesea Road
Trowbridge
Wiltshire
BA14 8JN



INVESTOR IN PEOPLE

06/0268/ENF

**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 at 40 Hamilton Drive, Chippenham, Wiltshire, shown hatched on the attached plan ("the Land").

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

Without planning permission, the formation of a vehicular access onto the highway.

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) The development results in vehicles entering and leaving the highway at a location where visibility is restricted which is considered to be detrimental to highway safety and contrary to policy C3 of the North Wiltshire Local Plan 2011.

5. WHAT YOU ARE REQUIRED TO DO

- a) Reinstate the pavement including the raising of the newly created drop kerb, with materials to match the adjoining pavement.


6. TIME FOR COMPLIANCE

Three months from the date this Notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 23rd May 2008 unless an appeal is made against it beforehand.

Dated : 9th April 2008

Signed : 

on behalf of North Wiltshire District Council

A copy of this Enforcement Notice has been served on:

Mr P Jones, 40 Hamilton Drive, Chippenham.
Ms C Walton, 40 Hamilton Drive, Chippenham.
Wiltshire County 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.

172597

ENFORCEMENT NOTICE



*North
Wiltshire
District
Council*

40 Hamilton drive, Chippennham, SN14 0XN

SCALE: 1:1250

06/00268/ENF. Grid Ref: ST 8970 7240

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