

NORTH WILTSHIRE DISTRICT COUNCIL

**ENFORCEMENT REGISTER
INFORMATION SHEET**

E/ 588		
APPEAL	yes	no
Plan's Ref		

ADDRESS

39. CHURCH RD
HILMARTON
NR CALNE

BREACH of CONTROL

UNAUTHORISED WORKS WITHIN THE CURTILAGE OF THE BUILDING CONSISTING OF THE ERECTION OF A 1.56m TIMBER FENCE WITH TOP RAILS AND DOUBLE GATES ALONG THE FRONT (SOUTHERN) AND SIDE (WESTERN) BOUNDARIES OF THE PROPERTY

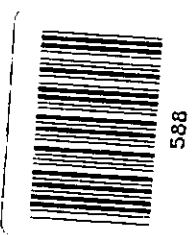
Issuing Authority NWDC

Date Issued 20.8.90

STOP NOTICES

Date Served

Requiring



Date withdrawn

Date(s) served

20.8.90

Takes effect 25.9.90

Compliance by 25.12.90

Dates Extended by Secretary of State

REQUIREMENTS of ENFORCEMENT

TO REMOVE THE TIMBER FENCE WITH TOP RAILS AND DOUBLE GATES REFERRED TO, AND TO RESTORE THE BOUNDARY BY PLANTING AN INDIGENOUS HEDGE.

EXTENT to WHICH NOTICE COMPLIED WITH (dates)

IMPORTANT -
THIS COMMUNICATION AFFECTS
YOUR PROPERTY

District Secretary's Department
G.C. Betteridge LL.B. (Solicitor)
District Secretary



North Wiltshire
District Council

Monkton Park,
Chippenham,
Wiltshire. SN15 1ER.
Tel. Chippenham (0249) 443322
Ext. 600

Our **E** 588
Ref:

Your
Ref:

Enquiries to:
Mr. Jeremiah

Dear Sir/Madam,

20th August 1990

NORTH WILTSHIRE DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1971 (as amended)
ENFORCEMENT NOTICE

39 Church Road Hilmarton near Calne Wiltshire

The Council have issued an Enforcement Notice relating to the above land and I now serve on you a copy of that Notice, in view of your interest in the land. Unless an appeal is made to the Secretary of State as described below, the Notice will take effect on the date shown in the box below and you must ensure that the required steps for which you may be held responsible are taken within the period or periods specified in the Notice.

If you wish to appeal against the Notice, you should first read carefully the enclosed booklet entitled "Enforcement Notice Appeals - A Guide to Procedure". Then, you or your agent should complete the enclosed appeal form and send it, together with the extra copy of the Enforcement Notice enclosed herewith to the address on the appeal form. Your appeal **MUST BE RECEIVED** by the Department of the Environment **BEFORE THE NOTICE TAKES EFFECT**.

There is a requirement on the Council to specify the reasons why the local planning authority consider it expedient to issue the Notice and these reasons are set out in the ANNEX overleaf.

Yours faithfully,

G.C. Betteridge
District Secretary

DATE ON WHICH NOTICE TAKES EFFECT AND
BEFORE WHICH ANY APPEAL MUST BE
RECEIVED

25th September 1990

To: Mr. William John Cleverly .
Bridle Path Cottage
39 Church Road
Hilmarton
Nr. Calne
Wiltshire

Mrs. Valerie Elizabeth Cleverly
Bridle Path Cottage
39 Church Road
Hilmarton
Nr. Calne
Wiltshire

NORTH WILTSHIRE DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1971 (as amended)
ENFORCEMENT NOTICE

39 Church Road Hilmarton near Calne Wiltshire

WHEREAS :

- (1) It appears to the North Wiltshire District Council ("the Council") being the local planning authority for the purposes of Section 87 of the Town and Country Planning Act 1971 ("the Act") in this matter, that there has been a breach of planning control within the period of four years before the date of issue of this Notice on the land or premises ("the land") described in Schedule 1 below.
- (2) The breach of planning control which appears to have taken place consists in the carrying out of the building, engineering, mining or other operations described in Schedule 2 below, without the grant of planning permission required for that development.
- (3) The Council consider it expedient, having regard to the provisions of the development plan and to all other material considerations, to issue this enforcement notice, in exercise of their powers contained in the said Section 87, for the reasons set out in the ANNEX to this Notice.

NOTICE IS HEREBY GIVEN that the Council require that the steps specified in Schedule 3 below be taken in order to remedy the breach within the period of THREE MONTHS from the date on which this Notice takes effect.

THIS NOTICE SHALL TAKE EFFECT, subject to the provisions of Section 88(10) of the Act, on 25th September 1990

ISSUED 20th August 1990

Signed

GC Betteridge
District Secretary

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

E588

ANNEX - (This does not form part of the enforcement notice)

Reasons for issue:-

The panel fence with top trellis and double gates by reason of their height, design and colouring are an alien and uncharacteristic feature on this prominent roadside site detrimental to the appearance and character of the street scene which is a Conservation Area and the setting of 39 Church Road and neighbouring listed cottages. The structures are contrary to Policies B1 and B2 of the Western Wiltshire Structure Plan and Policies B2 and B3 of the draft North Wiltshire Local Plan.

E588

SCHEDULE 1 - LAND OR PREMISES TO WHICH THIS NOTICE RELATES

39 Church Road Hilmarton near Calne Wiltshire shown stippled on the plan attached

SCHEDULE 2 - ALLEGED BREACH OF PLANNING CONTROL

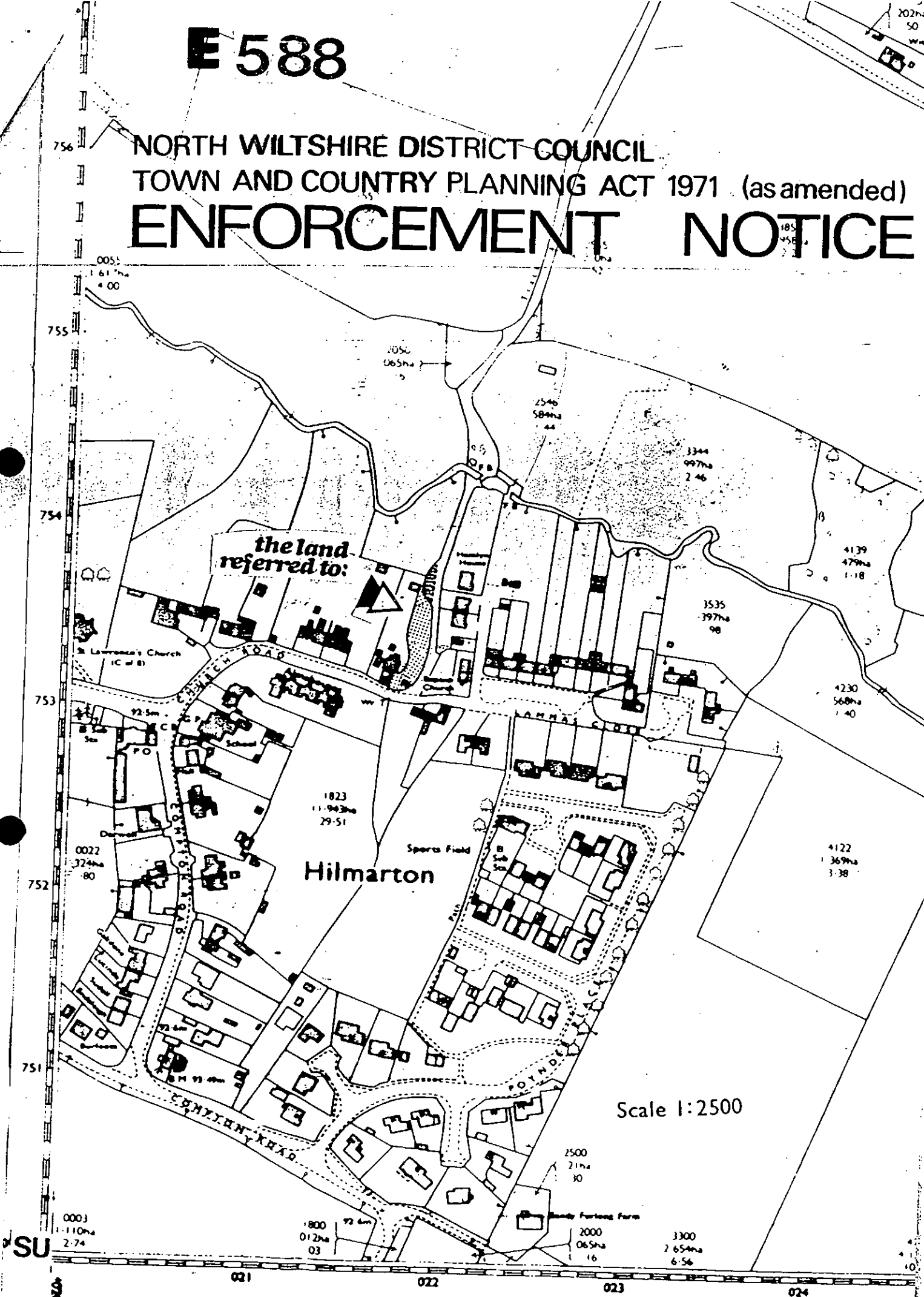
Unauthorised works within the curtilage of the building consisting of the erection of a 1.56m timber panel fence with top trellis and double gates along the front (southern) and side (eastern) boundaries of the property

SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

To remove the timber panel fence with top trellis and double gates referred to and to restore the boundary by planting an indigenous hedge

E 588

**NORTH WILTSHIRE DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1971 (as amended)
ENFORCEMENT NOTICE**



IMPORTANT

THIS COMMUNICATION AFFECTS YOUR PROPERTY

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/ SCHEDULE 1

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