

**ENFORCEMENT
INFORMATION****REGISTER
SHEET****E/** 623

APPEAL

yes

no

Plan's Ref

ADDRESS

LA-2 AT
WASSLOE BRIDGE
MAMMISBURY
WILTS

BREACH of CONTROL

Issuing Authority NWDC

Date Issued 26.9.91

STOP NOTICES

Date Served

Requiring



623

Date(s) served

26.9.91

Takes effect 10.11.91

Compliance by 10.3.92

Dates Extended by
Secretary of State

Date withdrawn

REQUIREMENTS of ENFORCEMENT

- 1) To construct dormer windows, and
- 2) To replace the top hung right vent windows with casement windows, and
- 3) To restore the eaves and ridge height of the barn and to restore the stone eaves detailing, and
- 4) To replace the reconstructed stone slates with natural stone slates

All in accordance with the terms and details of the permission.

EXTENT to WHICH NOTICE COMPLIED WITH (dates)

The failure to comply with the terms of planning permission reference N.90,0544F dated 4th June 1990 (hereinafter referred to as "the permission") for the conversion of a barn to a dwelling by:-

- 1) the construction of dormer windows not in accordance with the terms of the permission
- 2) the insertion of windows not in accordance with the terms of the permission
- 3) increasing the eaves and ridge height of the building and providing a boxed eave, not in accordance with the terms of the permission
- 4) the use of reconstructed stone slates not in accordance with the terms of the permission

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. 598

Our Ref: **E** 623

Your Enquiries to:

Miss Hind

Dear Sir/Madam,

26th September 1991

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

Land at Westport Bridge, Malmesbury, 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 10th November 1991

To: Mr. J. Herbert
Riverview
St. Johns Street
Malmesbury

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

Reasons for issue:-

- 1) The alterations to the building have a detrimental effect on the visual character of the building and the amenity of the locality, contrary to Policy H11 of the draft North Wiltshire Local Plan which states:-

H11 IN THE COUNTRYSIDE, THE CONVERSION OF REDUNDANT BUILDINGS OF TRADITIONAL DESIGN AND APPEARANCE TO RESIDENTIAL USE WILL NORMALLY BE PERMITTED, SUBJECT TO SUCH CONVERSION:

1. MAINTAINING AND ENHANCING THE CHARACTER OF THE COUNTRYSIDE BY THE RETENTION OF A TRADITIONAL BUILDING OR GROUP OF BUILDINGS;
 2. RETAINING THE CHARACTER OF ANY BUILDING THE SUBJECT OF SUCH CONVERSION;
 3. NOT GIVING RISE TO A TRAFFIC HAZARD OR PROBLEMS WITH PUBLIC SERVICES ;
 4. NOT INVOLVING SIGNIFICANT RECONSTRUCTION, ALTERATION, OR EXTENSION; AND
 5. COMPLYING WITH THE GUIDELINES AS SET OUT IN APPENDIX A
- 2) The conversion and alterations of the building in the manner undertaken have an adverse effect on the Cotswold area of Outstanding Natural Beauty.

E

623.

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

Land at Westport Bridge, Malmesbury, 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 FOUR 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 10th November 1991

ISSUED 26th September 1991

Signed

G.C. Batteridge
DISTRICT SECRETARY

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

(over)

E623

SCHEDULE 1 - LAND OR PREMISES TO WHICH THIS NOTICE RELATES

Land and premises at Westport Bridge, Malmesbury, Wiltshire shown stippled on the attached plan

SCHEDULE 2 - ALLEGED BREACH OF PLANNING CONTROL

The failure to comply with the terms of planning permission reference N.90,0544F dated 4th June 1990 (hereinafter referred to as "the permission") for the conversion of a barn to a dwelling by:-

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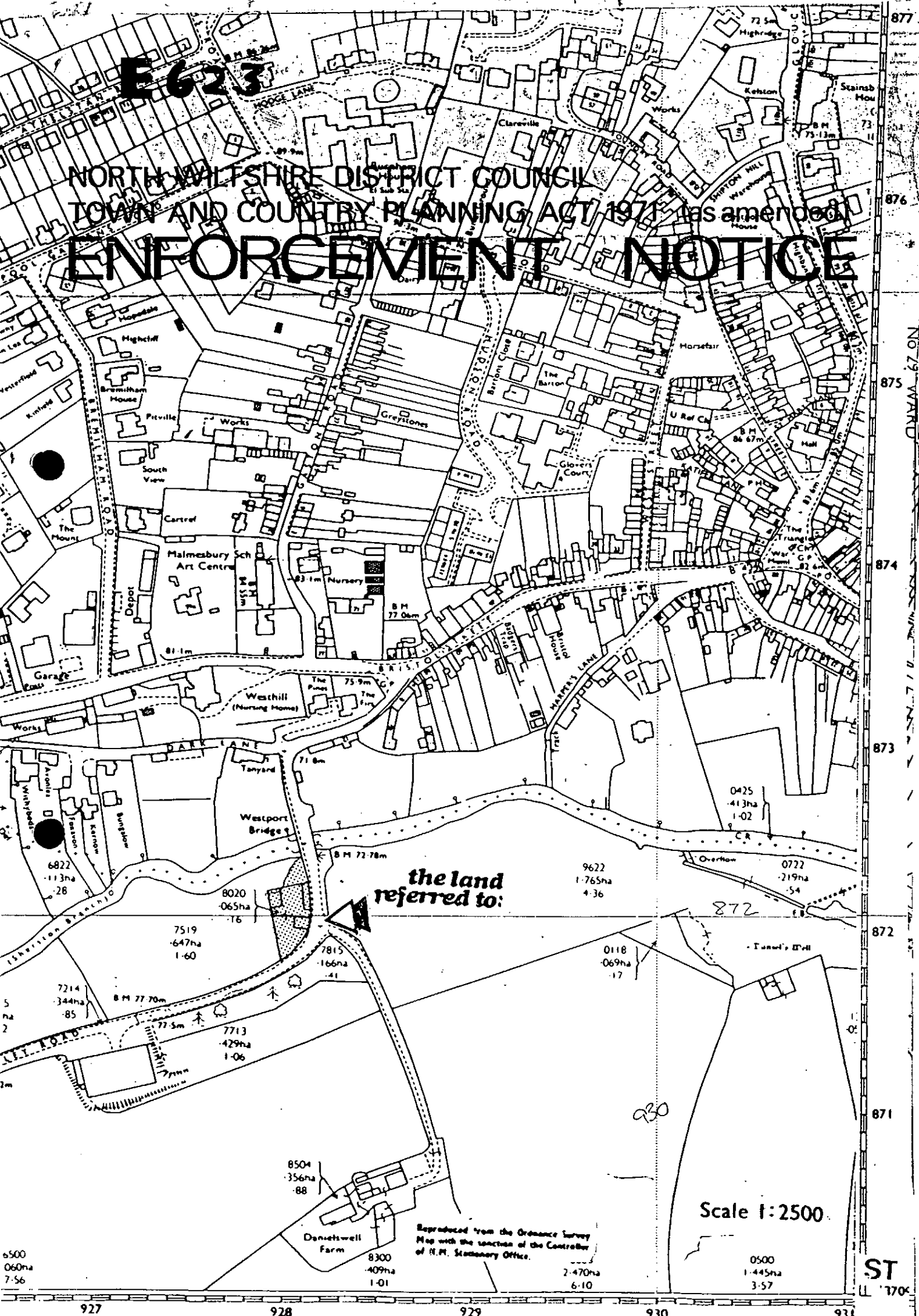
SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

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All in accordance with the terms and details of the permission

SCHEDULE 2

CARRYING OUT THE FOLLOWING DEVELOPMENT WITHOUT BENEFIT OF PLANNING PERMISSION:

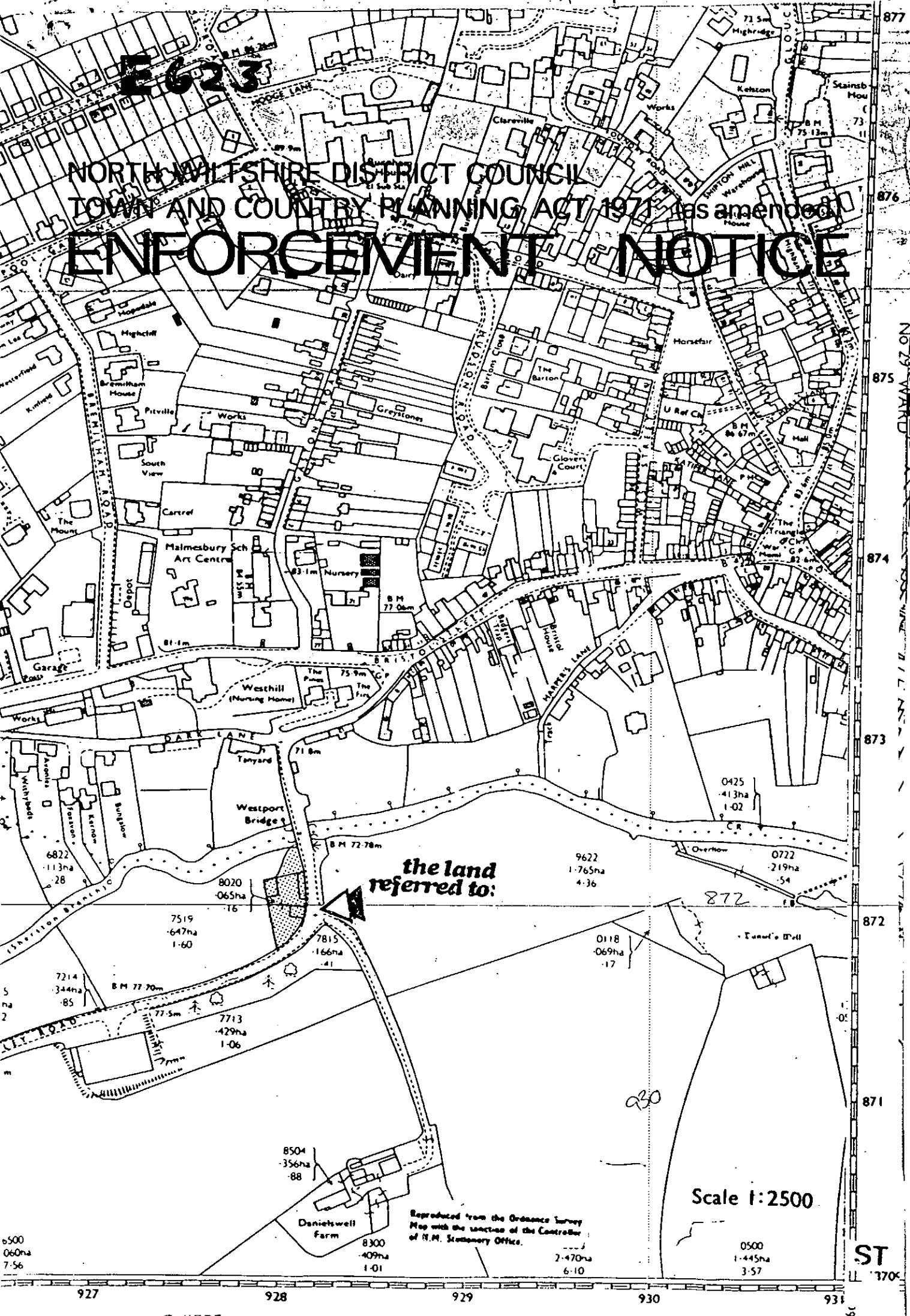
- (i) THE CONSTRUCTION OF DORMER WINDOWS
- (ii) THE INSERTION OF TOP HUNG RIGHT VENT WINDOWS
- (iii) THE PROVISION OF A BOXED EAVE
- (iv) THE USE OF RECONSTRUCTED STONE SLATES

SCHEDULE 3

TO CONSTRUCT DORMER WINDOWS IN ACCORDANCE WITH THE DETAILS SHOWN ON DRAWING NO 141 (UNBUILT) FORMING PART OF PLANNING PERMISSION N90 0544F ISSUED BY THE COMMISSION ON 4TH JUNE 1990

E623

NORTH WILTSHIRE DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1971 has amended
ENFORCEMENT NOTICE



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