

# ENFORCEMENT REGISTER INFORMATION SHEET

|                 |     |    |
|-----------------|-----|----|
| <b>E/ 651 D</b> |     |    |
| APPEAL          | yes | no |
| Plan's Ref      |     |    |

## ADDRESS

LAND AT  
ABRARD WAY  
CALND

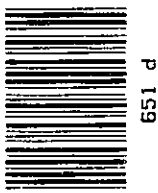
## BREACH of CONTROL

Issuing Authority *NWDC*Date Issued *11.3.92*

## STOP NOTICES

Date Served

Requiring



Date(s) served

*11.3.92*Takes effect *17.4.92*Compliance by *17.7.92*Dates Extended by  
Secretary of State

Date withdrawn

## REQUIREMENTS of ENFORCEMENT

1. To remove the hard core materials from the land; and
2. To restore the access to its appearance and size immediately prior to the operations described in Schedule 2 above and to remove the security metal gates; and
3. To remove the earth ramp and to restore the land by the spreading of top soil, and seeding with grass, sufficient to sustain the use of the land for pasture (re-seeding should be carried out as soon as is reasonably practicable during the first planting season after this Notice takes effect)

EXTENT to WHICH NOTICE COMPLIED WITH (dates)

- (a) The laying of hard core materials on the land to form a hardstanding area for vehicles and skips
  - (b) Construction of an earth ramp for use in connection with a skip waste transfer station and the widening of the access onto the site and the erection of metal security gates.
-

# IMPORTANT -

## THIS COMMUNICATION AFFECTS YOUR PROPERTY

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

DX 34208 Fax (0249) 443152 **E** 651D  
tel: CHIPPENHAM (0249) 443322 ext: 598 Rachel Hind

# North Wiltshire

NORTH WILTSHIRE DISTRICT COUNCIL  
Monkton Park, CHIPPENHAM, SN15 1ER

11th March 1992

Dear Sir/Madam,

NORTH WILTSHIRE DISTRICT COUNCIL  
TOWN AND COUNTRY PLANNING ACT 1990

# ENFORCEMENT NOTICE

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 then 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 Notice.

Yours faithfully,

*G.C. Betteridge*

District Secretary

DATE ON WHICH NOTICE TAKES EFFECT  
AND BEFORE WHICH ANY APPEAL  
MUST BE RECEIVED 17th April 1992

To:

Desmond G. Hudd  
93 Oxford Road  
Calne  
Wiltshire

Barbara E. Hudd  
93 Oxford Road  
Calne  
Wiltshire

# NORTH WILTSHIRE DISTRICT COUNCIL TOWN AND COUNTRY PLANNING ACT 1990 ENFORCEMENT NOTICE

Land at Abberd Lane, Calne, Wiltshire

WHEREAS :

- (1) It appears to the North Wiltshire District Council ("the Council") being the local planning authority for the purposes of Section 172 of the Town and Country Planning Act 1990 ("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 172, for the reasons set out below.

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 175(4) of the Act, on 17th April 1992

ISSUED 11th March 1992

Signed

G.C. Betteridge

DISTRICT SECRETARY

Monkton Park,  
Chippenham, SN15 1ER.

SCHEDULE 1 . . . . .

SCHEDULE 1 - LAND OR PREMISES TO WHICH THIS NOTICE RELATES

Land at Abberd Lane, Calne, Wiltshire shown stipple-edged on the attached plan

SCHEDULE 2 - ALLEGED BREACH OF PLANNING CONTROL

- (a) The laying of hard core materials on the land to form a hardstanding area for vehicles and skips
- (b) Construction of an earth ramp for use in connection with a skip waste transfer station and the widening of the access onto the site and the erection of metal security gates.

SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

- 1. To remove the hard core materials from the land; and
- 2. To restore the access to its appearance and size immediately prior to the operations described in Schedule 2 above and to remove the security metal gates; and
- 3. To remove the earth ramp and to restore the land by the spreading of top soil, and seeding with grass, sufficient to sustain the use of the land for pasture (re-seeding should be carried out as soon as is reasonably practicable during the first planting season after this Notice takes effect)

STATEMENT OF REASONS WHY THE LOCAL PLANNING AUTHORITY CONSIDER IT EXPEDIENT TO  
ISSUE THIS NOTICE

- 1. The use of the land as a builders' yard, by reason of the generation of commercial vehicle movements along a narrow unmade track, caused inconvenience and danger to existing pedestrian, horse and agricultural uses.
- 2. The use of the site for outside storage is severely detrimental to the visual amenities of the countryside which should be protected for its own sake.
- 3. The use of the site as a builders' yard by reason of the scale and character of the existing building and the location of the site in the open countryside will be detrimental to the character of the countryside and amenities of the local environment.
- 4. The site by reason of its size and because of the nature of this particular building business, will be likely to be the subject of pressure for expansion and related proposals and such activities will compound the above problems and be severely detrimental to visual amenity and to the character of the countryside. The development would be likely to create a severe precedent for those pressures on the site and on other sites in the locality.
- 5. The development is contrary to Policies E14 and E16 of the Western Wiltshire Structure Plan and Policies E13 and E14 of the Draft North Wiltshire Local Plan 1990 which seek to:
  - (a) direct employment sites to preferred locations where effects on the character and amenities of the countryside and highway safety are acceptable;
  - (b) restrict open storage uses to areas within towns or villages, and,
  - (c) restrict the change of use of buildings in the countryside to those which are compatible with the environment in which they are located.



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YOUR PROPERTY

District Secretary's Department,  
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Wiltshire*

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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 Notice.

Yours faithfully,

*G.C. Bettendge*

District Secretary

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AND BEFORE WHICH ANY APPEAL  
MUST BE RECEIVED** 17th April 1992

**To:**

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DISTRICT SECRETARY

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

