

IMPORTANT

THIS COMMUNICATION AFFECTS
YOUR PROPERTY

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

DX 34208 Fax (0249) 443152

tel: CHIPPENHAM (0249) 443322 ext.: 593 (Mr. Packer)

PLANNING	
6 MAY 1992	
PASSED TO	DATE REC.

663

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

6th May 1992

Dear Sir/Madam,

NORTH WILTSHIRE DISTRICT COUNCIL

TOWN AND COUNTRY PLANNING ACT 1971 (as amended)

ENFORCEMENT NOTICE

Land at 2 Fortune Way, Chippenham, 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 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 ANNEX overleaf.

Yours faithfully,

G.C. Betteridge

District Secretary

DATE ON WHICH NOTICE TAKES EFFECT
AND BEFORE WHICH ANY APPEAL
MUST BE RECEIVED 15th June 1992

To: Mr. D. R. Forrester
2 Fortune Way
Chippenham
Wiltshire

Mrs. Maureen Forrester
2 Fortune Way
Chippenham
Wiltshire



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

Land at 2 Fortune Way, Chippenham, 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 failure to comply with conditions or limitations subject to which planning permission was granted, that permission and the relevant condition being more fully described in Schedule 2 below.
- (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 TWO 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 15th June 1992

ISSUED 6th May 1992

Signed G.C. Bellard
DISTRICT SECRETARY

Monkton Park,
Chippenham SN15 1ER

SCHEDULE 1 - LAND OR PREMISES TO WHICH THIS NOTICE RELATES

Land adjacent to number 2 Fortune Way, Chippenham, Wiltshire shown stippled on the attached plan marked E653(P1)

SCHEDULE 2 - ALLEGED BREACH OF PLANNING CONTROL

The failure to comply with a condition on a planning permission by on or after 11th March 1991, erecting a fence as shown marked in red on the attached plan marked E663(P2) of up to 2 metres in height in advance of a wall of a building, namely number 2 Fortune Way, Chippenham, which fronts onto a footpath forming part of Tanner Close, Chippenham.

The Planning Permission referred to above is N.85.0535.F. granted on 1st July 1985: Erection of 33 number dwellings with garages and associated site works.

And the condition referred to above is:-

4. Notwithstanding the provisions of the Town and Country Planning (General Development) Order 1977, no gates, fences, walls or other means of enclosure, other than those shown on the approved plans, shall be placed or erected in advance of any wall of a building (including a rear or side wall) which fronts onto a highway, carriageway, or footpath.

Reason: In the interests of visual amenity.

SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

To remove the said fence from the land and to restore the said land to grass.

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

1. The fence, by reason of its size and position, is detrimental to the open plan character and visual amenity of this residential area.
2. The fence, by reason of its height and position, severely restricts the visibility of vehicles when emerging from the adjacent driveway and is therefore detrimental to the interests of pedestrian and highway safety in the area.

E 663 (P1)

**NORTH WILTSHIRE DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1974 (as amended)
ENFORCEMENT NOTICE**

**the land
referred to:**



Scale 1:2500

Reproduced from the Ordnance Survey
Map with the sanction of the Controller
of H.M. Stationery Office.

E663 (P2)

APPROXIMATE POSITION OF
NEW FENCE (UNAUTHORISED)
MARKED IN RED

ORIGINAL
FENCE

