

ENFORCEMENT REGISTER INFORMATION SHEET

Plotted.
Sue. 12-7-93

E/ 711 B		
APPEAL	yes	no
Plan's Ref		

ADDRESS

LAND AT SHARSTON RD
LUCKINGTON

BREACH of CONTROL

SEE ATTACHED NOTICE

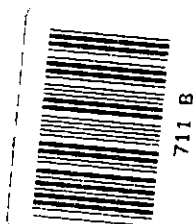
Issuing Authority NWDC

Date Issued 1.7.93

STOP NOTICES

Date Served

Requiring



Date(s) served

1.7.93

Takes effect 10.8.93

Compliance by 10.11.93

Dates Extended by
Secretary of State

Date withdrawn

REQUIREMENTS of ENFORCEMENT

SEE ATTACHED NOTICE

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

DX 34208 Fax (0249) 443152

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

E 711B

*North
Wiltshire*

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

1st July 1993

Dear Sir/Madam,

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

Land at Sherston Road, Luckington, 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 Notice.

Yours faithfully,

G.C. Betteridge
District Secretary

DATE ON WHICH NOTICE TAKES EFFECT
AND BEFORE WHICH ANY APPEAL
MUST BE RECEIVED 10th August 1993

To: Mrs. J. R. Carpenter
"Foxfield"
Sherston Road
Luckington
SN14 6PH

Mr. R. Mills
1 Highgrove Cottage
Doughton
Tetbury
GL8 87G

Mrs. L. Mills
1 Highgrove Cottage
Doughton
Tetbury
GL8 87G

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

Land at Sherston Road, Luckington, 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 last four years 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 10th August 1993

DISTRICT SECRETARY

ISSUED 1st July 1993

Signed

G.C. Betteridge

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

(over)

SCHEDULE 1 - LAND TO WHICH THIS NOTICE RELATES

Land at Sherston Road, Luckington, Wiltshire, shown stippled on the attached plan

SCHEDULE 2 - ALLEGED BREACH OF PLANNING CONTROL

The carrying out of development without the required planning permission, namely building operations consisting of the conversion of a barn to a dwelling otherwise than in accordance with approved plans

SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

1. To remove all leaded lights from the windows in the north-west (rear) elevation and to replace them with plain glass in the existing frames
2. To remove the leaded lights from the window in the north-east (side) elevation and to replace them with plain glass in the existing frame
- 3 To remove the existing casement window at the eastern end of the south-east (front) elevation and to replace it with a full-height pair of symmetrical timber openings to match the existing patio doors in the south-east (front) elevation giving access to the sitting room
4. To remove the existing front door in the south-east (front) elevation and to replace it with a dark stained simple tongued and grooved boarded door
5. To provide the larger of the two ground floor windows in the south-east (front) elevation serving the kitchen with dark stained tongued and grooved vertical boarding in accordance with approved plan number 1589/6B forming part of planning permission reference N.90.2179.F issued by the Council on 15th February 1991.
6. To remove all leaded lights from the glazed openings in the south-east (front) elevation and to replace them with plain glass in the existing openings

To remedy the injury to amenity which has been caused by the breach.

REASONS FOR ISSUE

1. The development as carried out detracts from the character of the former agricultural barn and of the countryside contrary to policy H11 from the 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 converted barn is situated in a prominent location within the Cotswolds Area of Outstanding Natural Beauty and due to the works carried out the development conflicts with policy C3 of the North Wiltshire Local Plan which states:-

C3 IN AREAS OF OUTSTANDING NATURAL BEAUTY, PRIORITY WILL BE GIVEN TO THE CONSERVATION OF THE CHARACTER AND SCENIC QUALITY OF THE LANDSCAPE BY RESTRICTING DEVELOPMENT TO THE CHANGE OF USE OF EXISTING BUILDINGS, OR TO THAT ESSENTIAL TO THE RURAL ECONOMY, OR DESIRABLE FOR THE ENJOYMENT OF ITS AMENITIES. OTHER PROPOSALS WILL NOT NORMALLY BE PERMITTED UNLESS PROVEN TO BE IN THE NATIONAL INTEREST AND INCAPABLE OF BEING ACCOMMODATED OUTSIDE AN AREA OF OUTSTANDING NATURAL BEAUTY

WHERE PROPOSALS ARE ACCEPTABLE IN PRINCIPLE, DETAILS WILL NEED TO ENSURE THAT:

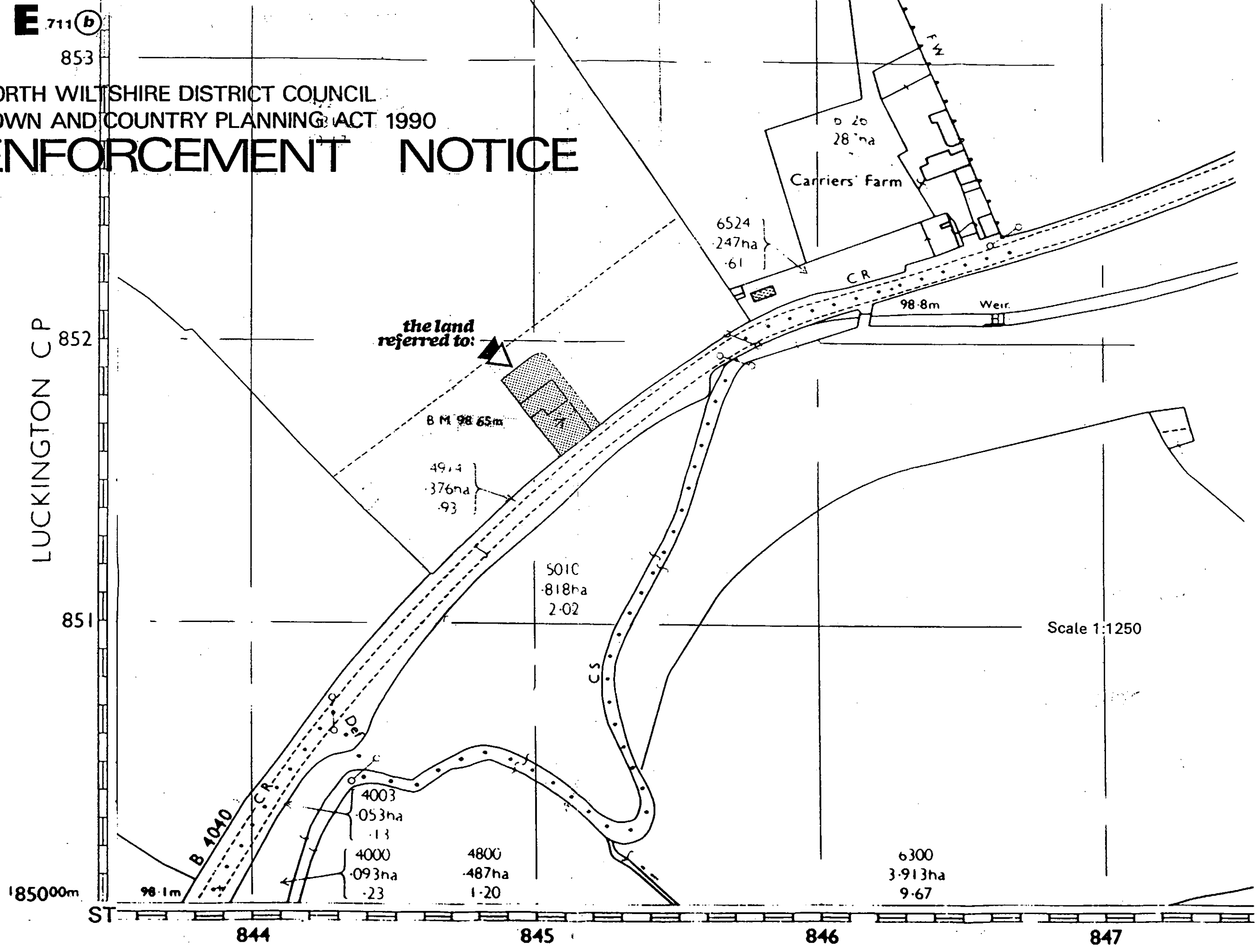
1. THE SITING AND SCALE OF DEVELOPMENT ARE SYMPATHETIC WITH THE LANDSCAPE;
2. THERE ARE HIGH STANDARDS OF LANDSCAPING AND DESIGN USING MATERIALS THAT ARE APPROPRIATE TO THE LOCALITY AND REFLECT THE CHARACTER OF THE AREA; AND
3. ACCESS AND HIGHWAY CONSIDERATIONS ARE ACCEPTABLE.

E 711 (b)

853

NORTH WILTSHIRE DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1990

ENFORCEMENT NOTICE



IMPORTANT -

THIS COMMUNICATION
YOUR PROPERTY

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

DX 34208 Fax (0249) 443152

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

AFFECTING DEPT	
2 JUL 1993	
PASSED TO	DATE REC
E-741B	

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

M Scott

*North
Wiltshire*

1st July 1993

Dear Sir/Madam,

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

Land at Sherston Road, Luckington, 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 Notice.

Yours faithfully,

G.C. Betteridge
District Secretary

DATE ON WHICH NOTICE TAKES EFFECT
AND BEFORE WHICH ANY APPEAL
MUST BE RECEIVED 10th August 1993

To: Mrs. J. R. Carpenter
"Foxfield"
Sherston Road
Luckington
SN14 6PH

Mr. R. Mills
1 Highgrove Cottage
Doughton
Tetbury
GL8 87G

Mrs. L. Mills
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- (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 10th August 1993

DISTRICT SECRETARY

ISSUED 1st July 1993

Signed

G.C. Bettendy

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

(over)

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SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

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6. To remove all leaded lights from the glazed openings in the south-east (front) elevation and to replace them with plain glass in the existing openings

To remedy the injury to amenity which has been caused by the breach.

REASONS FOR ISSUE

1. The development as carried out detracts from the character of the former agricultural barn and of the countryside contrary to policy H11 from the North Wiltshire Local Plan which states:-

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- 2 The converted barn is situated in a prominent location within the Cotswolds Area of Outstanding Natural Beauty and due to the works carried out the development conflicts with policy C3 of the North Wiltshire Local Plan which states:-

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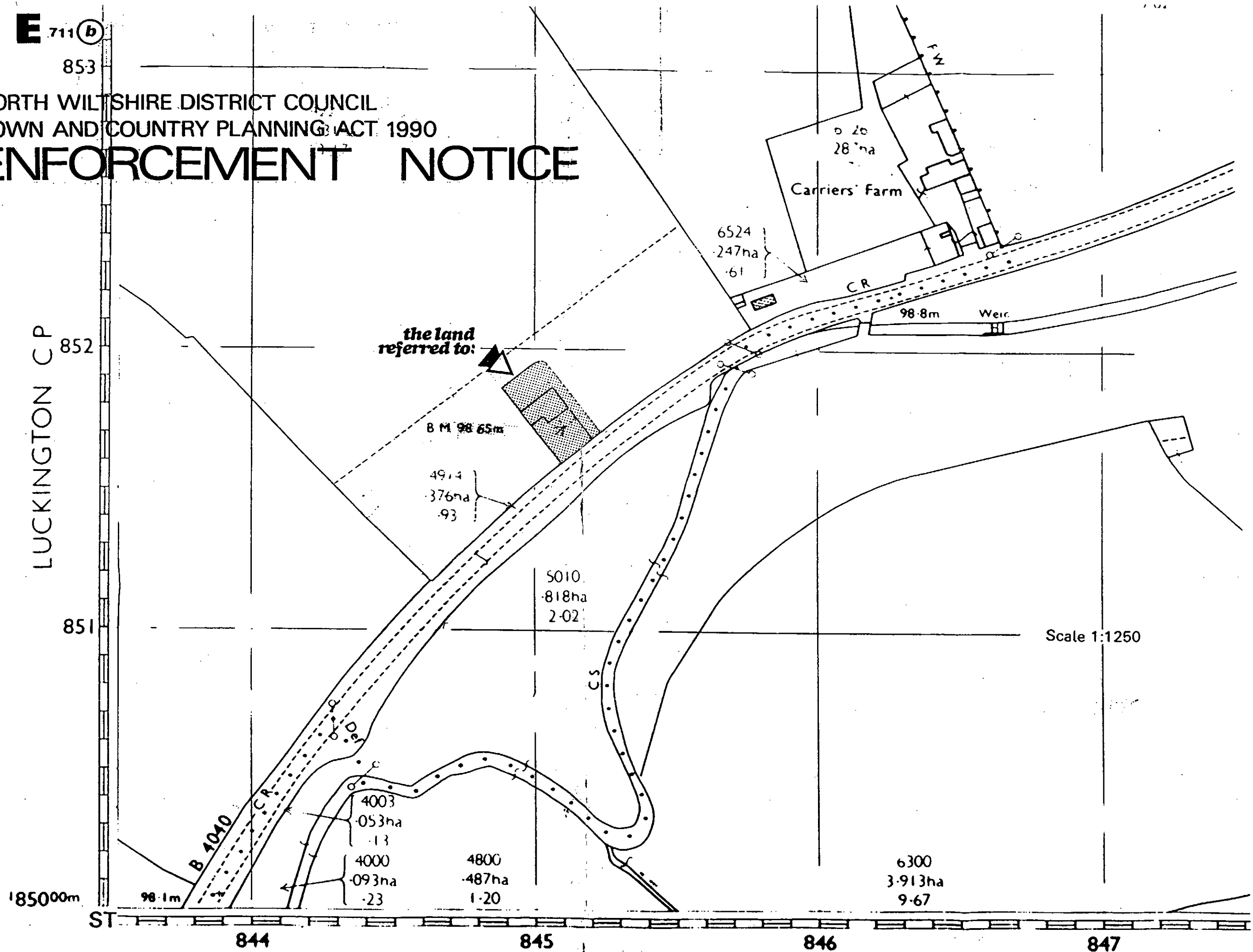
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E 711 (b)

853

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Wiltshire*

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