



IMPORTANT
THIS COMMUNICATION AFFECTS YOUR PROPERTY

ENFORCEMENT NOTICE

MATERIAL CHANGE OF USE

TOWN AND COUNTRY PLANNING ACT 1990
(as amended by the Planning and Compensation Act 1991) ("the Act")

ISSUED BY: North Devon District Council ("the Council")

I hereby certify that this is a true
copy of the original.

Signed

K. B. MORGAN
SOLICITOR

NORTH DEVON DISTRICT COUNCIL

DATED 29.6.92

1. **THIS IS A FORMAL NOTICE** which is issued by the Council because it appears to it that there has been a breach of planning control, under Section 171A(1)(b) of the Act, at the land described below. The Council consider it expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations.

2. **THE LAND AFFECTED** (shown edged red on the plan attached)

Land at Honiton Lane, Pt. OS 0500, South Molton, Devon

("the land")

3. **THE BREACH OF PLANNING CONTROL ALLEGED**

A material change of use of the land from agriculture to mixed use of agriculture and the stationing and storage of mobile homes for residential occupation, being currently joined together by a connecting door and passage.

4. **REASONS FOR ISSUING THIS NOTICE**

The Council consider it expedient to issue this notice for the following reasons:

It appears to the Council that the above breach of planning control has occurred since the end of 1963.

The unauthorised use represents an undesirable intensification of sporadic development in the countryside which, in the absence of any overriding agricultural need, is contrary to the Council's recognised rural policy.

The mobile homes due to their external appearance and prominent siting create an alien intrusion into the countryside and are subsequently detrimental to the traditional rural character and visual amenity of the land.

The Council consider that the unauthorised use would be likely to result in an increase in the volume of traffic entering and leaving the adjacent Class II highway, through an access that does not provide adequate visibility, resulting in additional danger to all road users and the interference with the free flow of traffic. The Council do not wish to have a precedent set for development along a highway which is unsuitable to accommodate the increase in resulting traffic.

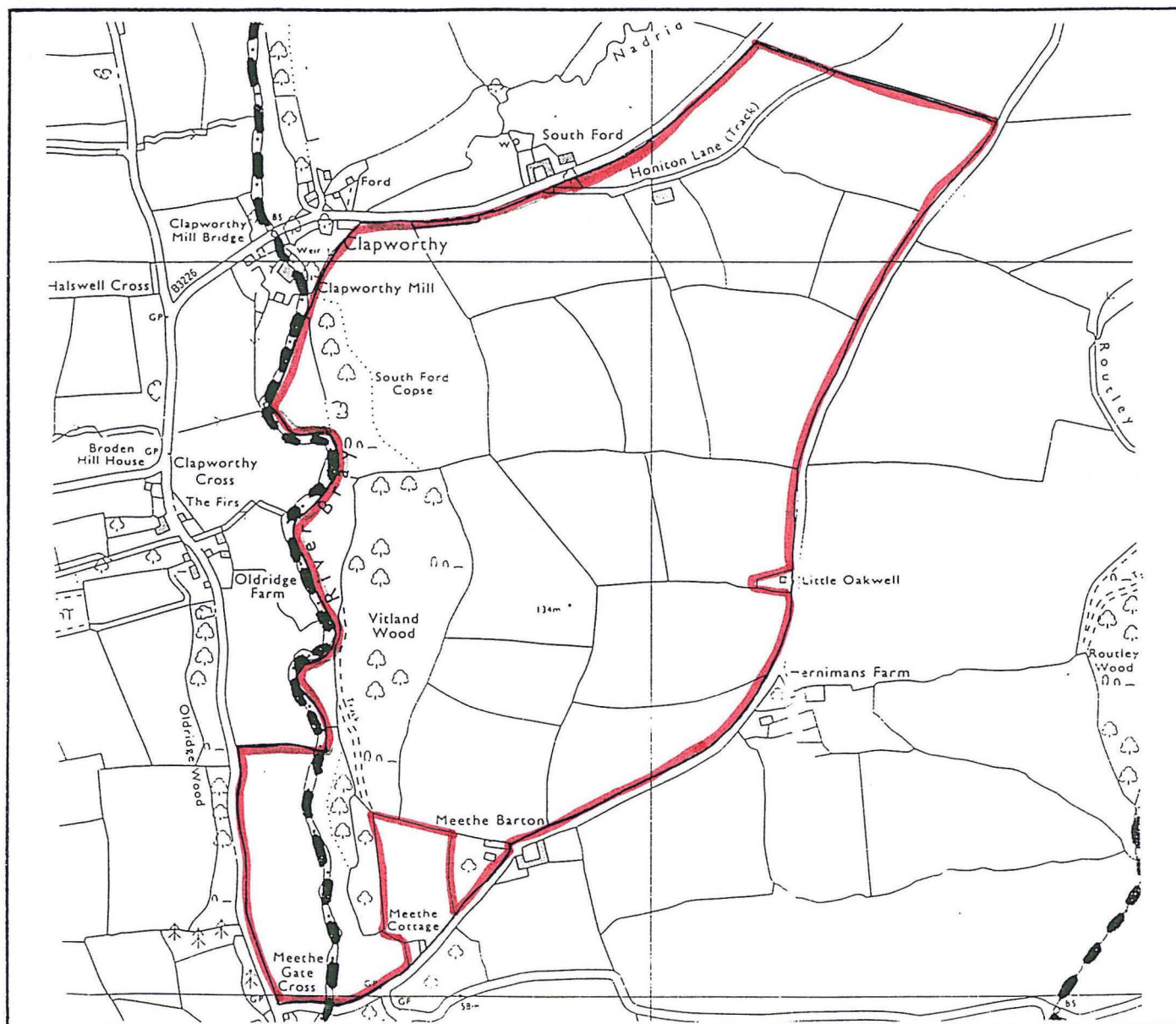
The Council do not consider that planning permission should be given because planning conditions could not overcome these problems.



North Devon District Council
Civic Centre, Barnstaple, Devon EX31 1EA

J. H. Martin Dip.T.P. M.R.T.P.I., Director of Planning.

ENFORCEMENT NOTICE (PLANNING).



Unauthorised Siting of Mobile Homes (2),

Pt. O.S. Field No. 0500,
Honiton Lane, South Molton.

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O.S. Plan No: SS. 62 SE.

Drawn: S.M.T.

Scale: Reduced from 10:000

Date: March 1991

5. WHEN YOU ARE REQUIRED TO ACT

The Council require that the steps specified in paragraph 6 be undertaken within [the period of THREE days/weeks/months from the date when this notice takes effect] [REDACTED].

6. WHAT YOU ARE REQUIRED TO DO

- (i) Cease the use of the mobile homes for residential occupation.
- (ii) Dismantle and remove the connecting door and passage erected between and adjoining the mobile homes.
- (iii) Remove the mobile homes from the land.
- (iv) Clear up and remove all rubbish and debris from the land resulting from taking the above steps.

7. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 17th AUGUST 1992 ("the effective date")* unless an appeal is made against it beforehand.

Dated: [date of issue] 19th JUL 1992

Signed:

Signature

on behalf of: North Devon District Council,
Civic Centre,
Barnstaple, Devon,
EX31 1EA.

* specific date, not less than 28 clear days after date of service

GUIDANCE NOTES FOR YOUR INFORMATION

YOUR RIGHT OF APPEAL

You can appeal against this notice, but any appeal must be received, or posted in time to be received, by the Secretary of State before the effective date. The enclosed booklet "Enforcement Appeals - A Guide to Procedure" sets out your rights. Read it carefully. You may use the enclosed appeal forms. One is for you to send to the Secretary of State if you decide to appeal. The other is for you to keep as a duplicate for your own records. You should also send the Secretary of State the spare copy of this Enforcement Notice which is enclosed.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this Enforcement Notice, it will take effect on the effective date and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period[s] specified in the notice. Failure to comply with an Enforcement Notice which has taken effect can result in prosecution and/or remedial action by the Council.