

ENFORCEMENT NOTICE AGRICULTURAL ENTRANCE

IMPORTANT

THIS COMMUNICATION AFFECTS YOUR PROPERTY

DEVON COUNTY COUNCIL

TOWN AND COUNTRY PLANNING ACT 1971
(AS AMENDED)

ENFORCEMENT NOTICE

MATERIAL CHANGE OF USE

LOCK'S AND TRACEY DOWN QUARRY, EASTACOTT FARM, COMBE MARTIN, DEVON


WHEREAS :

- (1) It appears to the Devon County 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 after the end of 1963 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 development by the making of the material change in the use of the land described in Schedule 2 below, without regard to planning permission required for that development.
- (3) The Council considerate 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 Schedule 4 of 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 specified in respect of each step in that Schedule.

THIS NOTICE SHOULD TAKE EFFECT, subject to the provisions of Section 88 (10) of the Act, on *18th July* 1988.

Issued *15th June* 1988.


County Solicitor

SCHEDULE 1

Land known or commonly known as Lock's and Tracey Down Quarry, Eastacott Farm, Combe Martin, Devon being part Ordnance Survey Number 0259 on Sheet SS5845 and 5945 and shown red on the attached plan.

SCHEDULE 2

Alleged breach of planning control - disposal of soil, subsoil and other wastes.

SCHEDULE 3

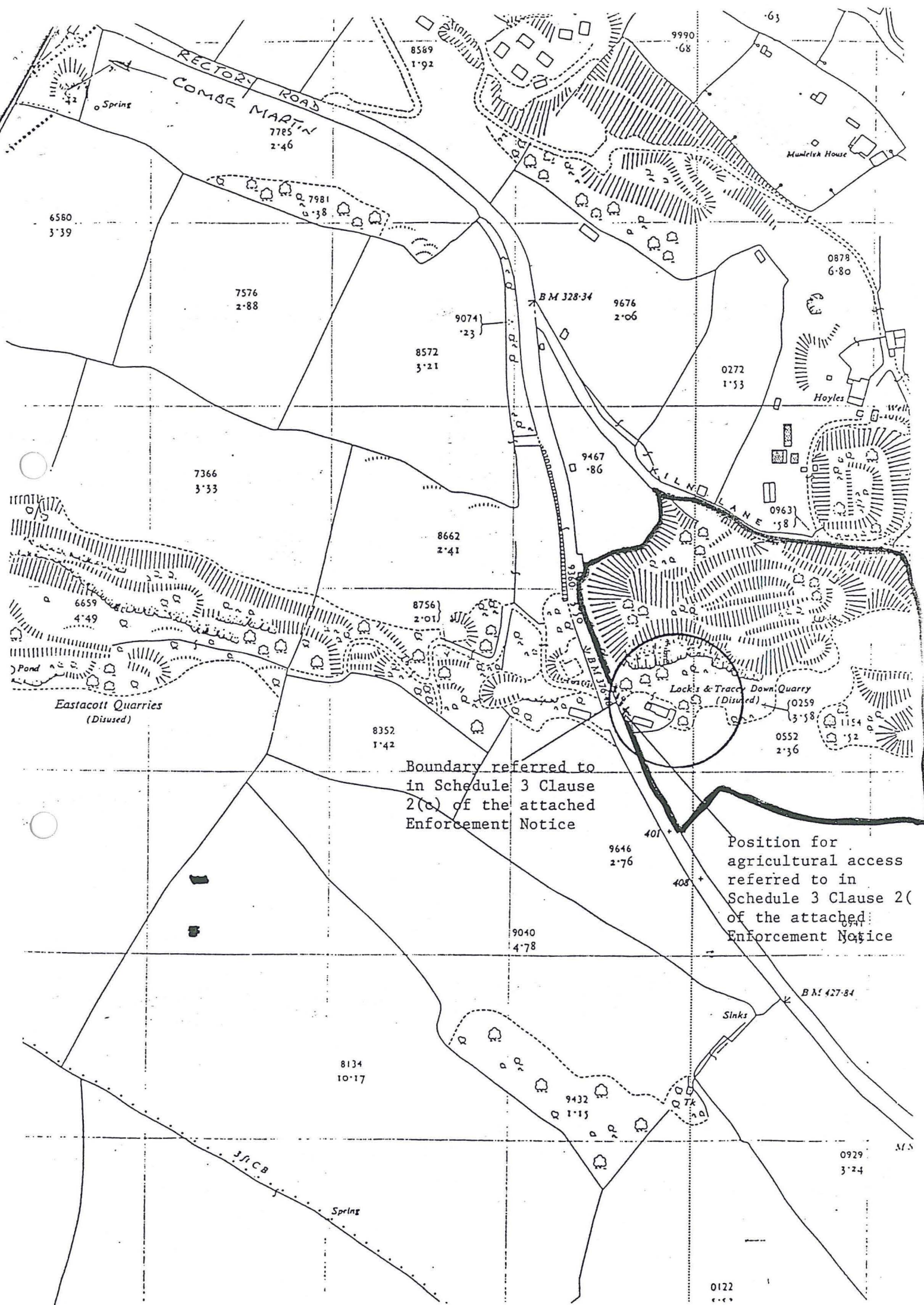
Steps to be taken-

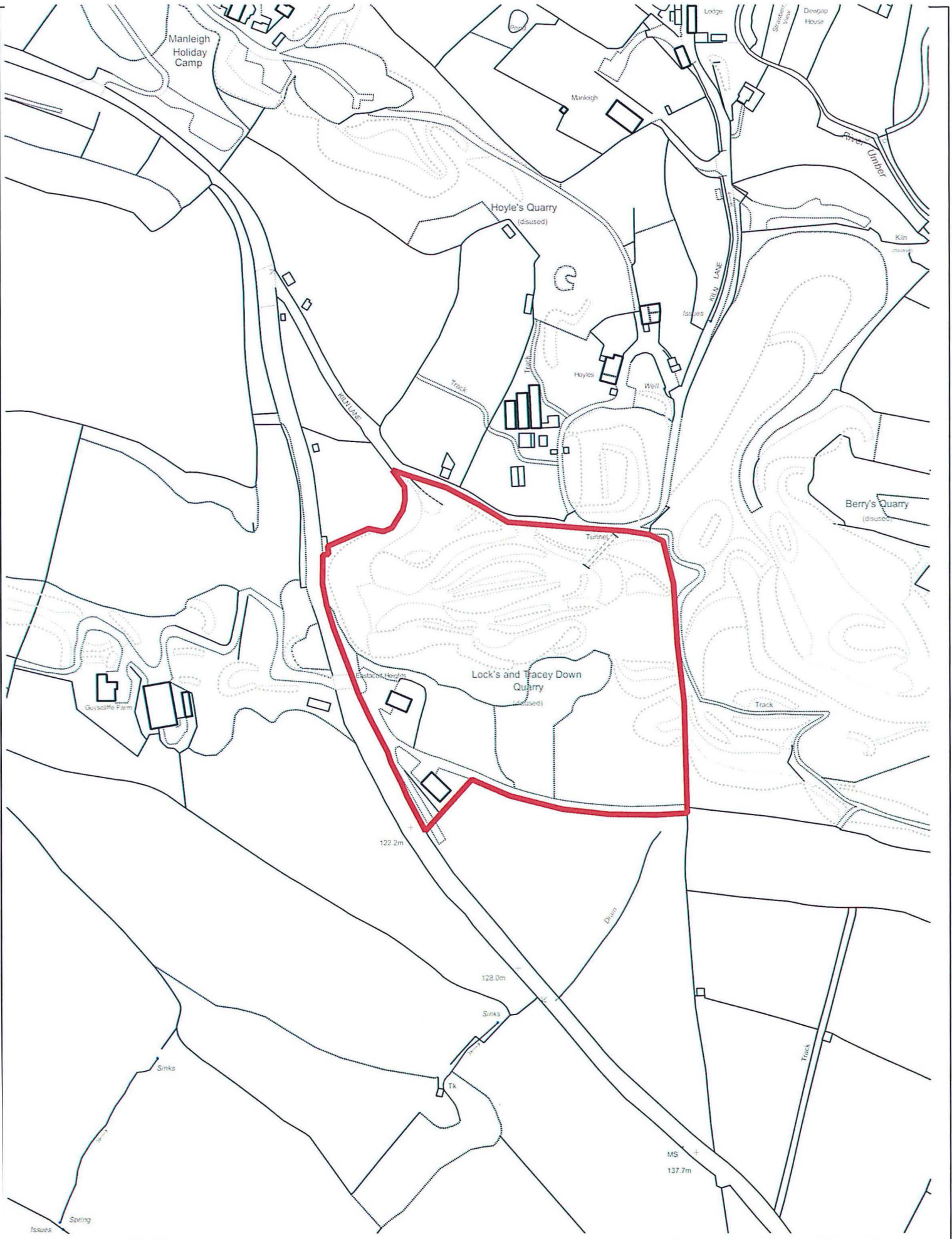
- (1) Within seven days - cease depositing soil, subsoil and other wastes.
- (2) Within one month -
 - (a) create an agricultural access and visibility splay in the position indicated and marked "X" on the attached plan in accordance with the specifications and dimensions annotated on the attached diagram A Type 3
 - (b) replace the natural bank with a "Wade" Devon hedgebank in accordance with the dimensions and specifications annotated on drawing number N.GEN.58/2 attached to the rear of the visibility splay referred to in (a) above
 - (c) lower or remove materials on the boundary indicated on the attached plan and hatched green to ensure that tipped materials do not fall onto the County highway
 - (d) grade the land to ensure it is returned to agricultural use.

SCHEDULE 4

Reasons for service of this Notice -

It is considered expedient to issue this Notice because planning permission would not be granted for use of the land for tipping in view of the fact that it would be contrary to structure plan policies PR16, CO7, CO10 and TR29 and in view of the inadequate access arrangements at the site.





Lynton House, Commercial Road,
Barnstaple, EX31 1EA

Enforcement Notice 0926

Lock's and Tracey Down Quarry, Combe Martin, EX34 0NS

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