

(a)

NORTH DEVON DISTRICT

Council

TOWN AND COUNTRY PLANNING ACT 1971
(as amended)

Enforcement Notice
Operational Development

(b) 48 CHAMBERCOMBE ROAD, ILFRACOMBE

WHEREAS:

(1) It appears to the^(a) 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 within the period of 4 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 87, for the reasons set out in [the annex to] this notice.^(c)

NOTICE IS HEREBY GIVEN that the Council require that the steps specified in Schedule 3 below be taken [in order to remedy the breach] ^(d)

within [the period of SIX ~~days~~ [months] from the date on which this notice takes effect] [the period specified in respect of each step in that Schedule].^(e)

THIS NOTICE SHALL TAKE EFFECT, subject to the provisions of section 88(10) of the Act, on 2nd March 1988.^(f)

Issued 27 January 1988

Council's address

Civic Centre,
Barnstaple,
Devon,
EX31 1EA

(Signed) [Redacted]

(Designation)

Solicitor

(The officer appointed for this purpose)

CONTINUED OVERLEAF — P.T.O.

NOTES TO THE LOCAL PLANNING AUTHORITY

- (a) Insert the name of the Council issuing the notice.
- (b) Insert the address or a description of the land to which the notice relates.
- (c) See paragraph 29 of DOE Circular 38/81 (Welsh Office Circular 57/81).
- (d) Or, as the case may be, having regard to section 87(7)(a) and (b) of the Act. Where steps are required to be taken for more than one of the purposes provided for in section 87, the purpose for which each step is required should be specified in Schedule 3. Steps may be required as alternatives.
- (e) If a single period is to be specified, by which all the required steps must be taken, insert it here. But if a series of steps is required to be taken, with a different compliance period for each step, the appropriate period should be clearly stated against each step (in columns if more suitable) in Schedule 3.
- (f) The date selected must be not less than 28 clear days after all the copies of the notice will have been served (see section 87(5) of the Act).

I VIKTOR GEORGE CHRISTIAN
ENFORCEMENT OFFICER OF
NORTH DEVON DISTRICT COUNCIL,
CERTIFY THAT I SERVED ON
MRS. GLENYS FORBES A TRUE COPY
OF THIS ENFORCEMENT NOTICE
BY HANDING TO HIM PERSONALLY
OR BY LEAVING IT FOR HIM WITH
AN ADULT PERSON AT HIS USUAL
PLACE OF ~~ABODE~~ OR RESIDENCE
ON DAY OF JANUARY 1988

SIGNED
[REDACTED]

SCHEDULE 1

Land or premises to which this notice relates

(address or description)

48 CHMBERCOMBE ROAD, ILFRACOMBE

shown edged [red] [] on the attached plan.^(g)

SCHEDULE 2

Alleged breach of planning control

(description of operations carried out on the land) (h)

Unauthorised building works at the rear of 48 Chambercombe Road, Ilfracombe, being a two storey extension of the entire width of the property to eaves level built contrary to the Planning Permission Reference No. 2/85/1017/34/3 granted on 13th June 1985 for alterations and extension to existing dwelling.

SCHEDULE 3

Steps required to be taken⁽ⁱ⁾

- (i) Remove the unauthorised works at the rear of 48 Chambercombe Road
- (ii) MAKE good the remaining works to the alterations and extension to comply with the development authorised by Planning Permission Reference No. 2/85/1017/34/3 remains.

NOTES TO THE LOCAL PLANNING AUTHORITY

- (g) See paragraph 31 of DOE Circular 38/81 (Welsh Office Circular 57/81).
- (h) Where the works being enforced against are on only part of the land identified in Schedule 1, their position should be shown on the plan.
- (j) Specify the actual steps to be taken with, if appropriate, the compliance period for each step. The requirements should be clear and precise. See also notes (d) and (e) overleaf.

MRS. GLENYS FORBES

I VICTOR GEORGE CHRISTIAN
..... ENFORCEMENT OFFICER OF
NORTH DEVON DISTRICT COUNCIL,
CERTIFY THAT I SERVED ON
MRS GLENYS FORBES A TRUE COPY
OF THIS ENFORCEMENT NOTICE
~~BY HANDING TO HIM PERSONALLY~~
~~OR BY LEAVING IT FOR HIM WITH~~
AN ADULT PERSON AT THE USUAL
PLACE OF ~~ABODE~~ OF RESIDENCE
ON DAY OF JANUARY 1988

SIGNED

NORTH DEVON DISTRICT COUNCIL

Annex to Enforcement Notice issued

1. On the 13th June 1985 an application was made to North Devon District Council as Local Planning Authority (the Planning Authority) under reference no. 2/85/1017/34/3 in respect of "alterations and extension to existing dwelling" 48 Chambercombe Road.
2. The application was granted unconditional planning permission on 20th August 1985.
3. It was then brought to the attention of the planning authority that an unauthorised extension was being built which was not in accordance with the plans approved by the planning consent. The extension was substantially larger than the one shown in the approved plans.
4. Subsequently, on the 30th July 1986, a further application reference 2/86/1567/34/3 in respect of "proposed extension" 48 Chambercombe Road, Ilfracombe was received by the planning authority. The application sought to regularise the extension which had been built.

The application was refused planning permission on 16th September 1986 for the following reasons :

- (1) In the opinion of the Local Planning Authority the proposed roof and rear extensions to this property would result in development incompatible with the character of the dwelling and to the terrace to which it belongs by virtue of its excessive flat roofed character and scale.
 - (2) In the opinion of the Local Planning Authority the proposal would unacceptably detract from the residential amenities of the adjoining properties.
5. Two further applications have since been made by the applicant. The first for a "proposed room in the roof" (application ref. 2/86/1632/34/3) was refused planning permission on the 16th September 1986 for the following reason :

In the opinion of the local planning authority the proposed flat roof would result in development incompatible with the character of the dwelling and of the terrace to which it belongs.

The second application was received in December 1986 and sought to regularise the existing works and in seeking so to do proposed the addition of a pitched and hipped roof to the extension (application ref. 2/86/2520/34/3). That application was refused and an appeal dismissed following written representations on 5th October 1987.

6. The extension remains in its original form unauthorised by planning

Contd/--

I VICTOR GEORGE CHRISTIAN
ENFORCEMENT OFFICER OF
NORTH DEVON DISTRICT COUNCIL,
CERTIFY THAT I SERVED ON
MRS GLENYS FORBES A TRUE COPY
OF THIS ENFORCEMENT NOTICE
BY HANDING TO HIM PERSONALLY
~~OR~~ BY LEAVING IT FOR HIM WITH
AN ADULT PERSON AT HIS USUAL
PLACE OF ~~ABODE~~ OR RESIDENCE
ON 28 DAY OF JANUARY 1988

SIGNED

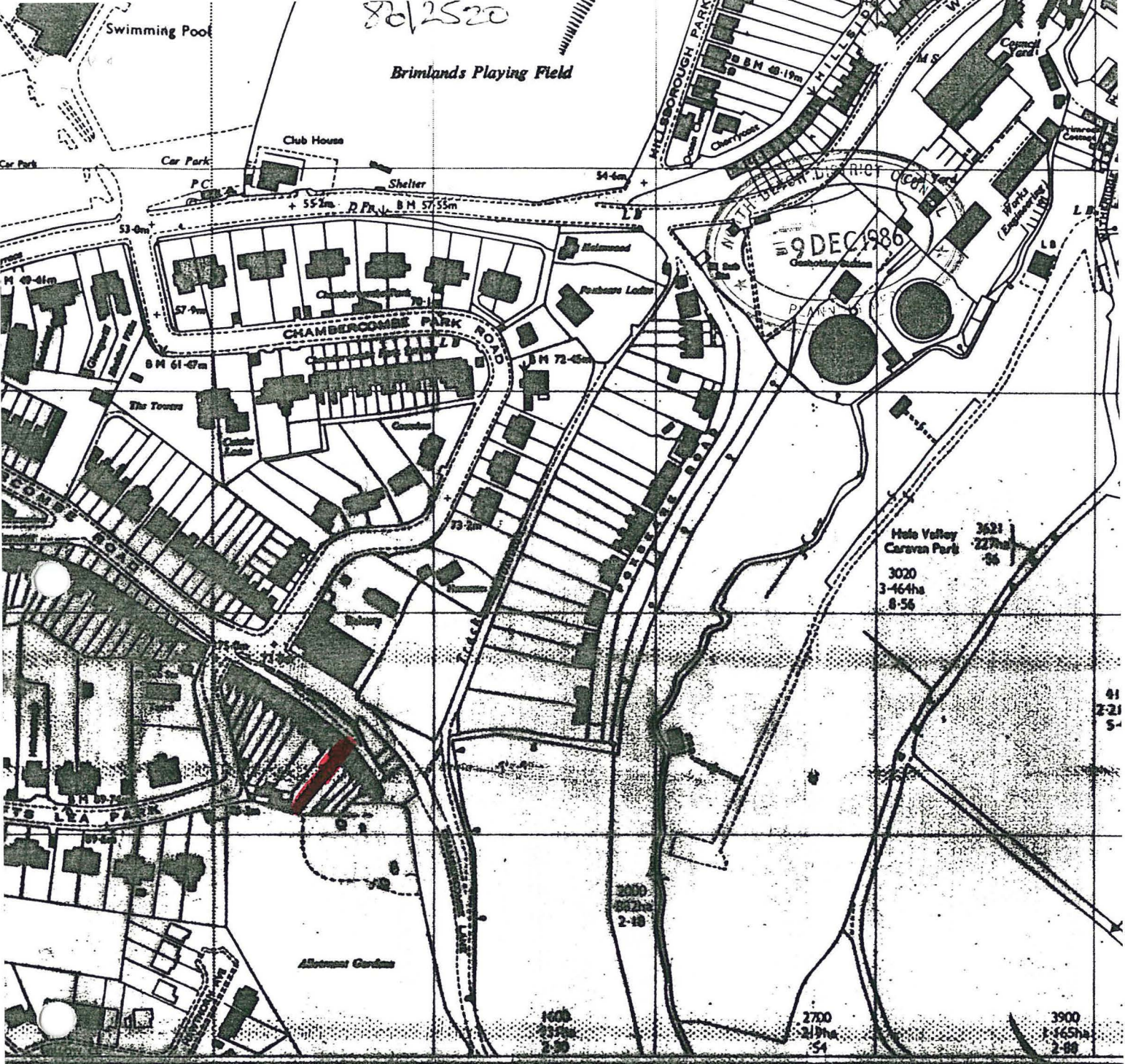
permission and no reply has been received to letters forwarded to the Agent requesting confirmation of works to make good the unauthorised development.

7. For these reasons it is considered necessary to issue this Enforcement Notice.

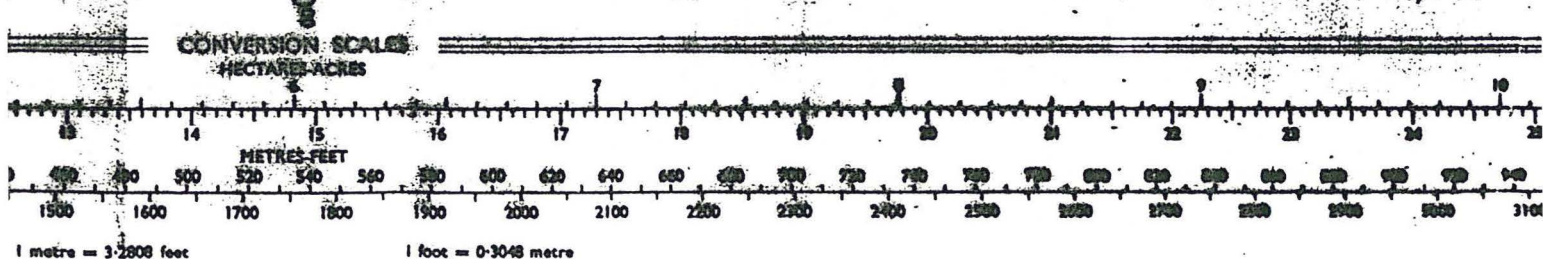
VICOR GEORGE CARSTIAN
ENFORCEMENT OFFICER OF
NORTH DEVON DISTRICT COUNCIL,
CERTIFY THAT I SERVED ON
MRS. GLENYS FORBES..... A TRUE COPY
OF THIS ENFORCEMENT NOTICE.....
~~BY HANDING TO HIM PERSONALLY~~
~~OR BY LEAVING IT FOR HIM WITH~~
AN ADULT PERSON AT HIS USUAL
PLACE OF ~~ABODE~~ OR RESIDENCE
ON 28..... DAY OF JANUARY..... 1988

SIGNED

86/2520



ILFRACOMBE CP 531 532 533 534 ILFRACOMB



SYMBOLS	
es	Slopes
es	Cliff
es	Cave entrance
es	Rock
ier	Boulders
ub	Steep masonry
ath	Roofed building
	Site of antiquity
	Culvert
	Direction of water flow
	Pyton
	Electricity Transmission Line
	Triangulation station
	Traverse station (permanent)

ENGLAND & WALES	
County	
District	
London Borough	
Civil Parish (England)	
Community (Wales)	
Electoral Division	
Ward	
Constituency (Co or Boro)	Boro

Coincident boundaries are shown by
For Ordnance Survey purposes County Boundary is

I Vivior George Christian.

ENFORCEMENT OFFICER OF
KENTH DEVON DISTRICT COUNCIL,
CERTIFY THAT I SERVED ON
MRS GLENYS FORBES. A TRUE COPY
OF THIS ENFORCEMENT NOTICE

~~WAS DELIVERED TO HER~~

BY LEAVING IT FOR HIM WITH
AN ADULT FEMALE AT HIS USUAL
PLACE OF WORKING RESIDENCE
ON 28... DAY OF JANUARY... 1988 at 0954 HRS.

CHARTERED



Lynton House, Commercial Road,
Barnstaple, EX31 1EA

Enforcement Notice 0832
48 Chambercombe Road, Ilfracombe, EX34 9PH

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