

01/309

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

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

ENFORCEMENT NOTICE

COPY

ISSUED BY: OLDHAM BOROUGH COUNCIL ("the Council")

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

2. **THE LAND AFFECTED**

The land and premises at 1 Millbrook Close, Shaw, Oldham shown edged red on the attached plan ("the land").

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

Without planning permission, the erection of a fence between points A and B shown edged as a thick red line on the attached Plan.

4. **REASONS FOR ISSUING THIS NOTICE**

It appears to the Council that the above breach of planning control has occurred within the last four years. The fence adversely affects the intervisibility at the junction of Millbrook Close and Mark Lane, Shaw to the detriment of the users of these roads. In addition, the retention of the fence, by virtue of its length, height and design, represents an intrusive feature in the street scene to the detriment of the visual amenity of the area. The development is, therefore, contrary to the provisions of Policy BE1.1 of the Council's Unitary Development Plan.

5. **WHAT YOU ARE REQUIRED TO DO**

Remove the fence and all materials and rubble arising therefrom from the land.

Time for Compliance: Two months after this notice takes effect.

6. **WHEN THIS NOTICE TAKES EFFECT**

This notice takes effect on 11th June 2002 unless an appeal is made against it beforehand.

Dated: 30th April 2002

Signed

.....
ANGELA B HARWOOD
SOLICITOR TO THE COUNCIL
Council's authorised officer

on behalf of

OLDHAM BOROUGH COUNCIL
CIVIC CENTRE
WEST STREET
OLDHAM OL1 1UL

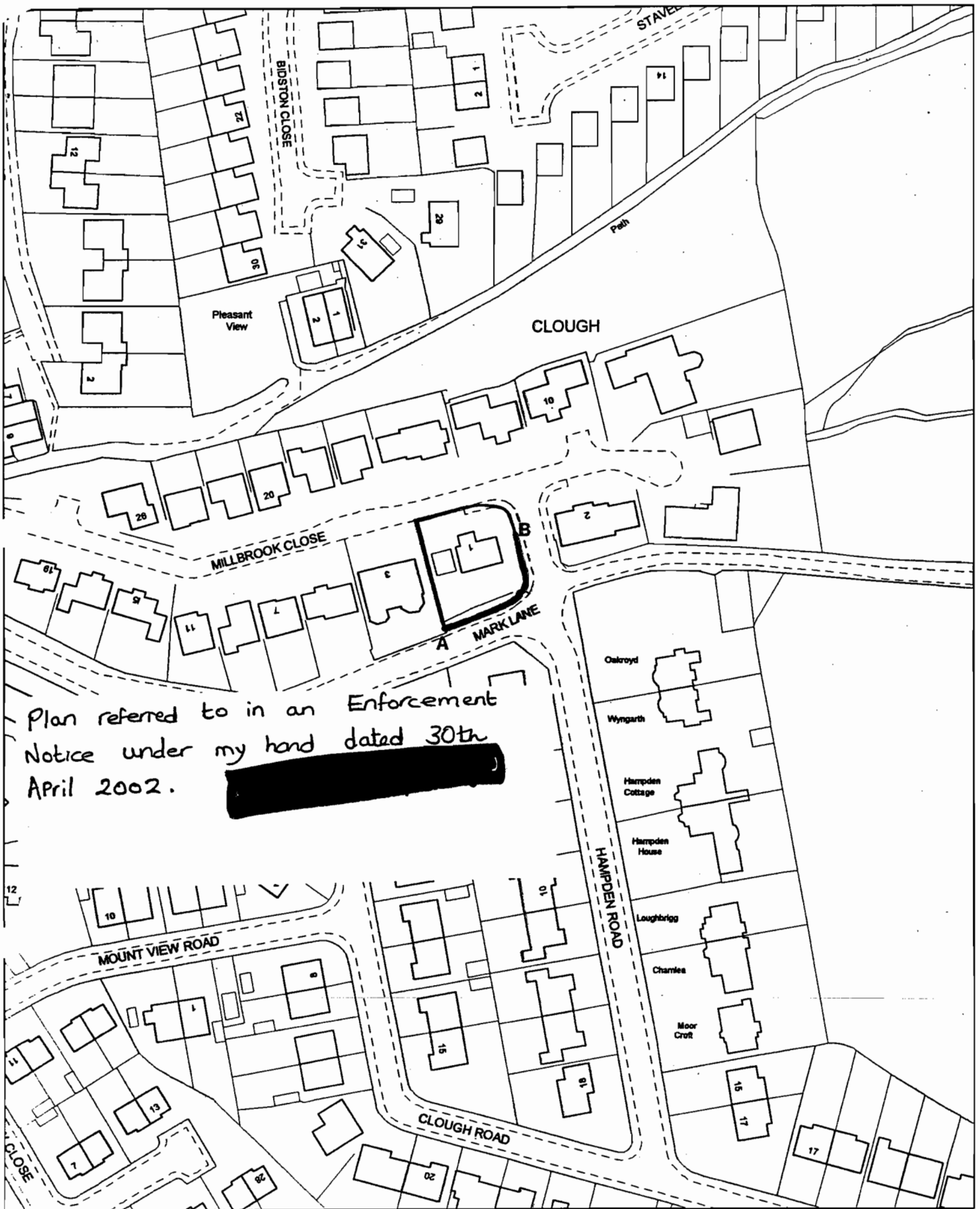
YOUR RIGHT OF APPEAL

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 11th June 2002. 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, one is for you to keep as a duplicate for your own records, and one is to be forwarded to the Local Authority. 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 11th June 2002 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.

Doc Ref: othleg/30169/04goenj6m



Plan referred to in an Enforcement Notice under my hand dated 30th April 2002.

ENFORCEMENT NOTICE
UNAUTHORISED FENCE

1 Millbrook Close
Shaw, Oldham



1:1250 SD9408NE 17/01/2002

OLDHAM 
Metropolitan Borough 

Environment & Transportation

Executive Director Philip J. Barrett BEng CEng MICE MIHT
Civic Centre PO Box 30 West Street Oldham OL1 1UG

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