

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY**TOWN AND COUNTRY PLANNING ACT 1990
(as amended by the Planning and Compensation Act 1991)****ENFORCEMENT NOTICE**

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

Land at 32 Avon Road, Chadderton, Oldham shown edged red on the attached plan ("the land").

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission, the installation of a motorised rotator unit to a radio mast in the approximate position marked with a cross 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 installation of the motorised rotator unit allows the radio mast and associated antennae to be electrically rotated remotely. The frequent rotation of the mast by reason of noise and general disturbance is detrimental to the residential amenity of adjacent residential properties, and as such the remote controlled motorised rotator unit is contrary to the provisions of Policy W1.6 of the Oldham Unitary Development Plan. In addition, a retrospective planning application which sought authorisation for the installation of the motorised rotator unit (along with other development) was refused by the Council's Chadderton Area Committee on the 28th March 2002.

5. WHAT YOU ARE REQUIRED TO DO

Remove the motorised rotator unit from the radio mast.

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

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 8th August 2002 unless an appeal is made against it beforehand.

Dated: 27th June 2002

Signed

.....
for 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 8th August 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 the 8th August 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: legal/3091/79golejh2w



Plan referred to is an Enforcement Notice
under my hand and seal.

ENFORCEMENT NOTICE

UNAUTHORISED ROTATOR MOTOR

32 AVON ROAD, CHADDERTON, OLDHAM



Reproduced from the Ordnance Survey mapping with the permission of the Controller of Her Majesty's Stationery Office. © Crown copyright 2002.
Unauthorized reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Oldham MBC, Licence No. LA 078280

1:1250

SD8905NE

20/05/2002

OLDHAM
Metropolitan Borough

Environment & Transportation

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