

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 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 1 Linkside Avenue, Royton, Oldham, OL2 6YS shown edged red on the attached plan ("the land").

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission, change of use from a single dwelling house to a mixed residential and business use for limousine and car hire including storage and parking of vehicles.

4. REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the above breach of planning control has occurred within the last 10 years. The activities associated with a private hire business and its unrestricted operating hours would adversely affect the residential amenities enjoyed by the occupants of nearby residential properties. This use is therefore, contrary to policy S 1.5 of Oldham's Adopted Unitary Development Plan 2006.

5. WHAT YOU ARE REQUIRED TO DO

Permanently cease the use of the residential dwelling house for the operational of the limousine and car hire business including the parking or storage of private hire vehicles within the curtilage of the property.

6. TIME FOR COMPLIANCE

Within 3 months from the date on which the notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 17th April 2009 unless an appeal is made against it beforehand.

Dated: 3rd day of March 2009

Signed 
PAUL ENTWISTLE

ACTING BOROUGH SOLICITOR
Council's authorised Officer

On behalf of OLDHAM BOROUGH COUNCIL
CIVIC CENTRE
WEST STREET
OLDHAM OL1 1UL

ANNEX

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 date specified in paragraph 7 of the notice. The enclosed booklet "Making your enforcement appeal" sets out your rights, the grounds of appeal and the procedure to be followed. 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 date specified in paragraph 7 of the notice 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.

IMPORTANT ADDITIONAL INFORMATION

The fee for the deemed planning application is £335.00 half of which is payable to the Council and half to the Department for Communities and Local Government. There is no fee for the appeal itself.

A copy of this Enforcement Notice has been served on the following persons:-

John Flint, 1 Linkside Avenue, Royton, Oldham



OLDHAM 
Metropolitan Borough

Planning Services
Oldham MBC
PO Box 30
Civic Centre
West Street
Oldham
OL1 1UQ

Contact Us -
Phone: 0161 911 4105
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Date: 03:06:08

Scale 1:1250



Plan attached to enforcement notice
dated 3rd March 2009

