

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 Metropolitan Borough Council (“the Council”)

1. **THIS NOTICE** 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. The Annex at the end of the Notice contains important additional information.

2. **THE LAND TO WHICH THE NOTICE RELATES**

Land at and adjacent to 4 Aden Street, Oldham OL4 5JA as shown edged in red on the accompanying plan (“the Land”).

3. **THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL**

Without planning permission:

1. the change of use of part of the Land shown hatched in blue on the accompanying plan from vacant land at the side of the dwelling at 4 Aden Street, Oldham to land forming part of the garden curtilage of the dwelling at 4 Aden Street; and
2. the erection of a boundary fence and gate over one metre in height along the front elevation of the Land which is adjacent to a highway used by vehicular traffic.

4. **REASONS FOR ISSUING THIS NOTICE**

The change of use of the Land to the side of the dwelling at 4 Aden Street, Oldham and the associated boundary fence and gate obstruct visibility on the highway and are detrimental to the character and appearance of the residential area. The development is therefore contrary to Policy 5 (Promoting Accessibility and Sustainable Transport Choices) and Policy 9 (Local Environment) of the Council’s Development Plan Document – Joint Core Strategy and Development Management Policies.

It appears to the Council that the above breach of planning control has occurred within the last four years.

5. WHAT YOU ARE REQUIRED TO DO

1. Permanently remove from the Land the boundary fence and fencing materials located at the position as shown by the letters A-B-C-D on the plan accompanying this Notice.
2. Permanently cease the use of that part of the Land shown hatched in blue on the plan accompanying this Notice as a garden extension.
3. Permanently reduce to a height of one metre the fence and gate along the front elevation of the Land located at the position as shown by the letters D-E on the plan accompanying this Notice.

6. TIME FOR COMPLIANCE

The actions specified in paragraph 5 above must be carried out within 2 months of this Notice taking effect.

7. WHEN THIS NOTICE TAKES EFFECT

The Notice takes effect on 13 November 2020, unless an appeal is made against it beforehand.

Dated: 9 October 2020

Signed:



**For Paul Entwistle
Director of Legal Services
Council's Authorised Officer**

On behalf of: Oldham Metropolitan 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.

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 specified in paragraph 6 of this Notice. Failure to comply with an Enforcement Notice which has taken effect can result in prosecution and/or remedial action by the Council.

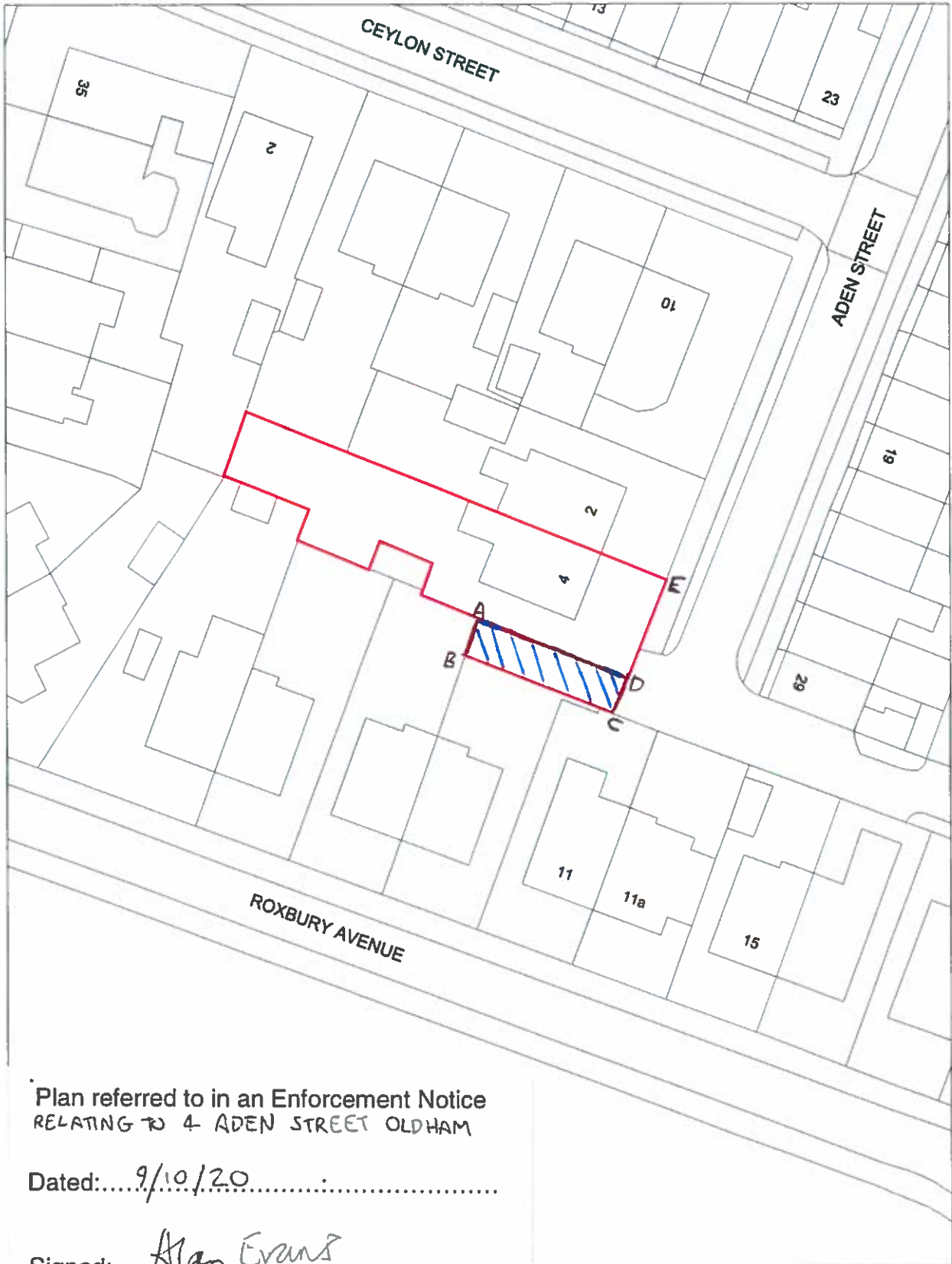
IMPORTANT ADDITIONAL INFORMATION

The fee for the deemed planning permission application is £924 which is payable to the Council. There is no fee for the appeal itself.

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

Yassar Ali of 4 Aden Street, Oldham OL4 5JA and of 109 Kolverlow Street, Oldham OL4 1LY

4 Aden Street



Plan referred to in an Enforcement Notice
RELATING TO 4 ADEN STREET OLDHAM

Dated: 9/10/20

Signed: Alan Evans

Drawn by:	
Division:	
Drawing No:	
Date: 23:09:20	Scale: 1:499

Oldham Council
Civic Centre
West Street
Oldham
OL1 1UT



Oldham
Council