

Stoke-on-Trent City Council

Register of Enforcement, Stop and Breach of Condition Notices

Type of Notice: Breach of Condition Notice

Ward: Broadway & Longton East

Case Reference: ENF/11/062

Notice Reference: 769

Location: Land between Harber Street and Landon Street,
Longton, Stoke-on-Trent

Breach of Planning Control: Breach of conditions 4 & 6 on permission 56738/FUL

Date of Issue: 16 May 2016

Date of Service: 16 May 2016

Date Notice takes effect: 16 May 2016

Date for Compliance: 16 July 2016

Date Notice Complied with:

Requirements of the Notice:

- 1 The parking spaces identified on the plan reference TOM1C shall be marked out within two months of the date of this notice and shall thereafter be retained for parking in perpetuity.
 - 2 The approved boundary treatment shall be fully implemented and completed within two months of the date of this notice.
-

Appeals

Date of Appeal:

Date of Decision:

Appeal Decision:

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

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

BREACH OF CONDITION NOTICE

SERVED BY: Stoke-on-Trent City Council

To: Mr Tomasz Darnielewicz
40 Moss Green Road
Adderley Green
Stoke On Trent
ST2 0SP

1. THIS NOTICE is served by the Council, under section 187A of the above Act, because they consider that condition(s) imposed on a grant of planning permission, relating to the land described in paragraph 2 below, have not been complied with. The council consider that you should be required to comply with the condition(s) specified in this notice. The Annex at the end of this notice contains important additional information.

2. THE LAND TO WHICH THE NOTICE RELATES

Land between Harber Street and Landon Street, Longton, Stoke-on-Trent, shown edged red on the attached plan.

3. THE RELEVANT PLANNING PERMISSION

The relevant planning permission to which this notice relates is the permission granted by the Council on 14 August 2014 for Change of use to car repairs business, 1.75m high boundary brick pillar and railing fencing and landscaping (part retrospective) reference number 56738/FUL.

4. THE BREACH OF CONDITION

The following condition(s) has/have not been complied with:

- 4 The parking spaces identified on the plan reference TOM1C approved under condition 2 shall be marked out within two months of the date of this decision and shall thereafter be retained for parking in perpetuity.

Reason: To provide off-street parking in the interests of road safety.

- 6 Within two months of the date of this decision, full details of the brick pillars (including size and position) and manufacturers details of the proposed infill railings shall be submitted for approval to the Local Planning Authority. The approved boundary treatment shall be fully implemented and completed within two months of the written approval of the Local Planning Authority.

Reason: To ensure the satisfactory, overall appearance of the completed development.

WHAT YOU ARE REQUIRED TO DO

As the person responsible for the breach(es) of condition(s) specified in paragraph 4 of this notice, you are required to comply with the stated condition(s) by taking the following steps:-

- 1 The parking spaces identified on the plan reference TOM1C shall be marked out within two months of the date of this notice and shall thereafter be retained for parking in perpetuity.
- 2 The approved boundary treatment shall be fully implemented and completed within two months of the date of this notice.

Period for Compliance: 2 months

Dated: 16th May 2016

Signed:



Stephen Bate
Senior Planning Officer (Enforcement)
On behalf of Stoke-on-Trent City Council

Annex

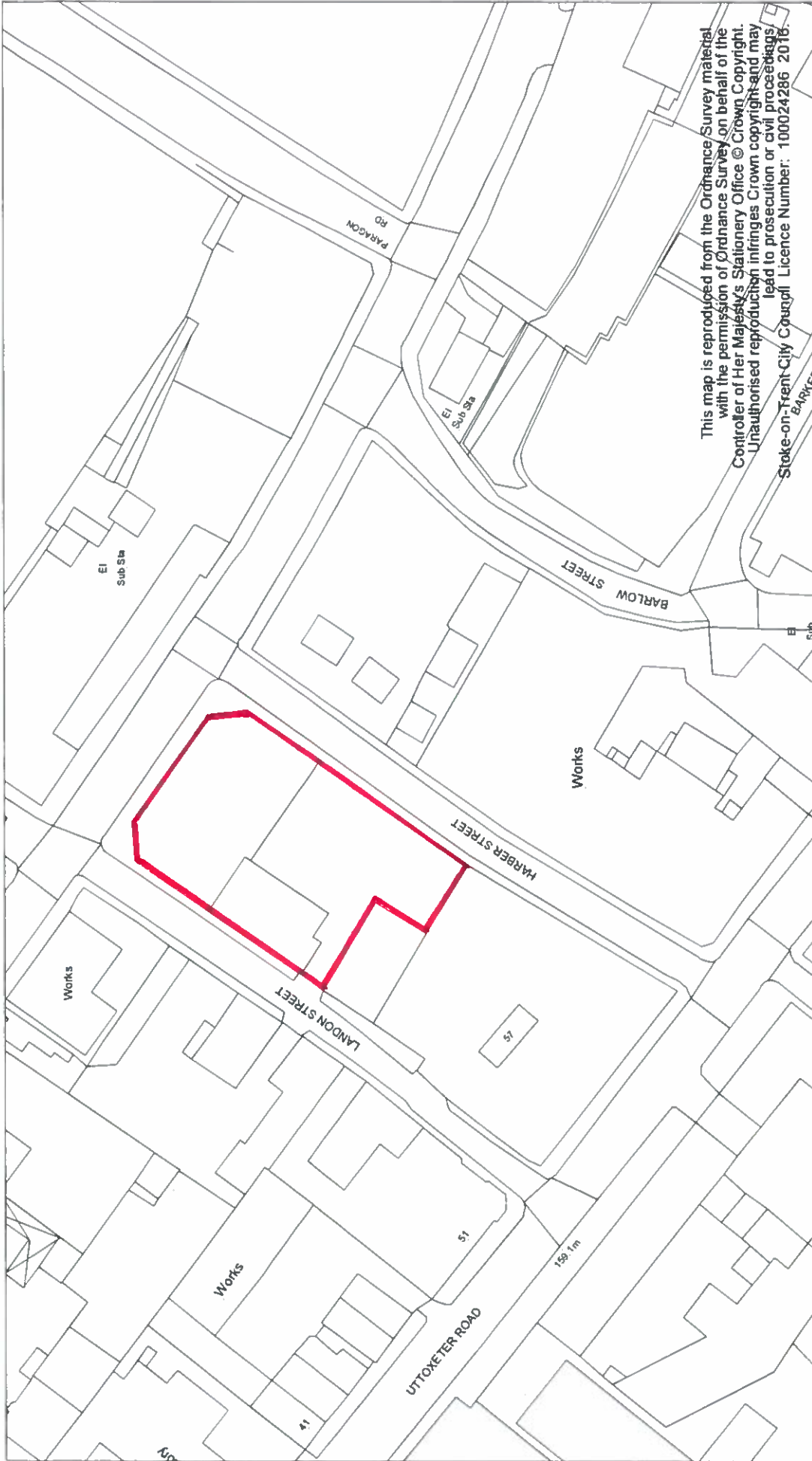
WARNING

THIS NOTICE TAKES EFFECT *IMMEDIATELY* IT IS SERVED ON YOU IN PERSON OR ON THE DAY YOU RECEIVED IT BY POST.

THERE IS NO RIGHT OF APPEAL TO THE SECRETARY OF STATE FOR COMMUNITIES AND LOCAL GOVERNMENT AGAINST THIS NOTICE.

It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance period. You will be at risk of immediate prosecution in the Magistrates' Court, for which the maximum penalty is £2,500 for a first offence and for any subsequent offence. If you are in any doubt about what this notice requires you to do, you should get in touch immediately with Kerry Mee, telephone 01782 232140.

If you do need independent advice about this notice, you are advised to contact urgently a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the notice, you may only do so by an application to the High Court for judicial review.



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