

68

19/00464
UNTIDY

Borough Council of
King's Lynn &
West Norfolk



Case Reference No: 19/00464/UNTIDY

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

Borough Council of Kings Lynn & West Norfolk
TOWN AND COUNTRY PLANNING ACT 1990
(as amended by the Planning and Compensation Act 1991) ("the Act")

SECTION 215 NOTICE

SERVED BY: The Borough Council of King's Lynn & West Norfolk ("the Council")

To: Miss J Hardy, 106 Teign Bank Road, Hinckley, Leicestershire LE10 0EE

1. THE NOTICE

This notice is served by the Council under section 215 of the Act because it appears to them that the amenity of a part of their area is adversely affected by the condition of the land described below.

2. THE LAND TO WHICH THIS NOTICE RELATES

Marlian House Church Road Terrington St John Wisbech ("the Land") as shown shaded on the attached plan.

3. WHAT YOU ARE REQUIRED TO DO

The Council requires the following steps to be taken for the remedying the condition of the land:

- (a) Remove all overgrown vegetation from the front and side garden areas
- (b) Remove all climbing vegetation from the front and side elevations of the house
- (c) Remove all overgrown vegetation from the front fence bordering the road

4. **TIME FOR COMPLIANCE**

Three calendar months from the date this Notice takes effect.

5. **WHEN THIS NOTICE TAKES EFFECT**

This Notice takes effect on 19 OCTOBER 2020
unless an appeal is made against it beforehand.

Dated: 1st SEPTEMBER 2020

Signed:



Mr S Ashworth
Assistant Director Environment and Planning
Authorised Signatory

On behalf of Borough Council of King's Lynn and West Norfolk
King's Court
Chapel Street
King's Lynn
Norfolk
PE30 1EX.

A copy of this Notice has been served upon the following person(s):

Miss J Hardy 106 Teign Bank Road Hinckley Leicestershire LE10 0EE

RIGHT OF APPEAL

TOWN AND COUNTRY PLANNING ACT 1990 (as amended by the Planning and Compensation Act 1991) Section 217.

(1) A person on whom a notice under section 215 is served, or any other person having an interest in the land to which the notice relates, may, at any time within the period specified in the notice as the period at the end of which it is to take effect, appeal against the notice on any of the following grounds-

(a) that the condition of the land to which the notice relates does not adversely affect the amenity of any part of the area of the local planning authority who served the notice, or of any adjoining area;

(b) that the condition of the land to which the notice relates is attributable to, and such as results in the ordinary course of events from the carrying on of operations or a use of land which is not in contravention of Part III;

(c) that the requirements of the notice exceed what is necessary for preventing the condition of the land from adversely affecting the amenity of any part of the area of the local planning authority, who served the notice, or of any adjoining area;

(d) that the period specified in the notice as the period within which any steps required by the notice are to be taken falls short of what should reasonably be allowed.

(2) Any appeal under this section shall be made to the magistrates' court acting for the petty sessions area in which the land in question is situated.

(3) Where such an appeal is brought, the notice to which it relates shall be of no effect pending the final determination or withdrawal of the appeal.

(4) On such an appeal the magistrates' court may correct any informality, defect or error in the notice if satisfied that the informality, defect or error is not material.

(5) On the determination of such an appeal the magistrates' court shall give directions for giving effect to their determination, including, where appropriate, directions for quashing the notice or for varying the terms of the notice in favour of the appellant.

(6) Where any person has appealed to a magistrates' court under this section against a notice, neither that person nor any other shall be entitled, in any other proceedings instituted after the making of the appeal, to claim that the notice was not duly served on the person who appealed.

TOWN AND COUNTRY PLANNING ACT 1990 (as amended by the Planning and Compensation Act 1991) Section 218.

Where an appeal has been brought under section 217, an appeal against the decision of the Magistrates' Court on that appeal may be brought to the Crown Court by the appellant or by the local planning authority who served the notice in question under section 215.

ENFORCEMENT OF PLANNING CONTROL

Town and Country Planning Act 1990

(As amended by the Planning & Compensation Act 1991)

ENVIRONMENTAL AND PLANNING

King's Court, Chapel Street

King's Lynn, Norfolk, PE30 1EX

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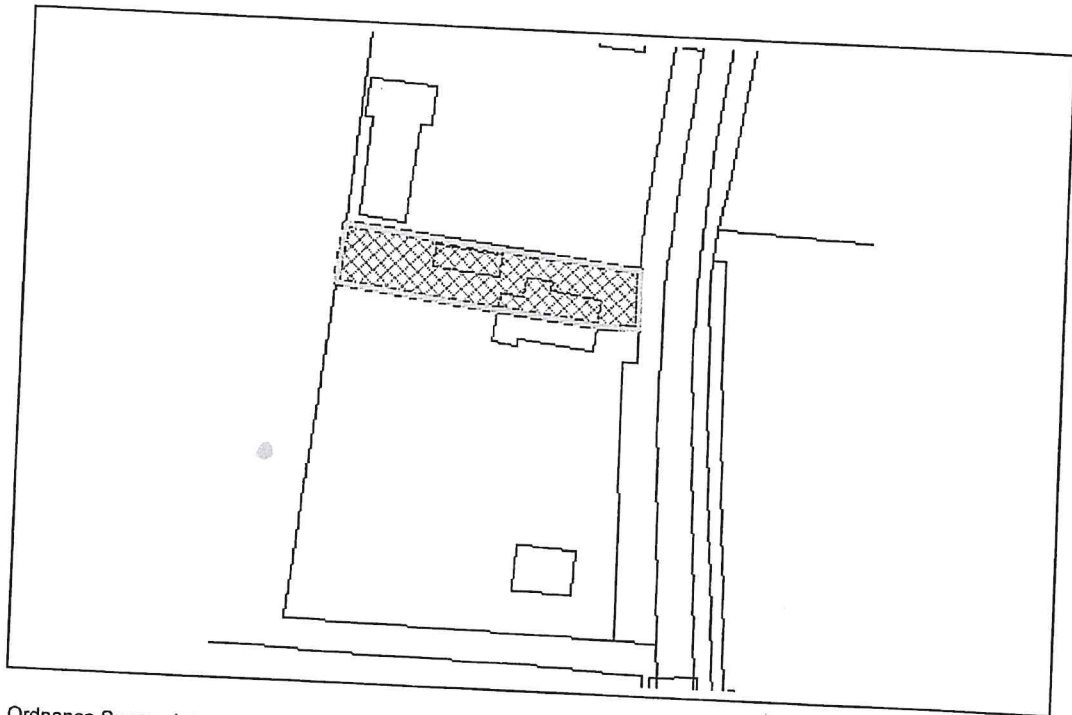
DX 57825 KING'S LYNN

Website: www.west-norfolk.gov.uk

A Plan showing site at Marlian House Church Road Terrington St John Wisbech

Ref: 19/00464/UNTIDY

Date: 25 August 2020



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