

Ddi number: 01242 774987
Our ref: 12/00195/DCUDLB
Ask for: Chloe Smart
e-mail: chloe.smart@cheltenham.gov.uk
Date: 17th September 2012

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

Dear,

Unauthorised development at 23 Hewlett Road Cheltenham Gloucestershire GL52 6AD

Enclosed by way of service to you is a copy of an Enforcement Notice issued by Cheltenham Borough Council on 17th September 2012 concerning 23 Hewlett Road, Cheltenham, Gloucestershire GL52 6AD. Copies of the notice are also being served on others understood to have an interest in the property.

The notice will take effect on 15th October 2012, unless an appeal is made against it is made to the Planning Inspectorate before that date. Once the notice has taken effect, you must ensure that the steps required for compliance, specified in paragraph 5 of the notice are taken within the two calendar months allowed for compliance. Failure to comply with the requirements of an Enforcement Notice, once it has taken effect, can result in prosecution and/or remedial action being taken by the Council.

If you wish to appeal against the notice, you are advised to first read carefully “Enforcement Notice Appeal – A Guide to procedure”. The Planning Inspectorate has introduced an online appeals service which you can use to make your appeal online. You can find this service through the appeals area of the Planning Portal – see www.planningportal.gov.uk/pcs . The inspectorate will publish details of your appeal on the internet.

Any appeal against the Notice must be received or posted in time to be received, at the Planning Inspectorate at the address shown on the appeal form, before the date on which the notice takes effect.

Yours sincerely

Martin Levick
Senior Planner Enforcement

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY
PLANNING (LISTED BUILDINGS AND CONSERVATION AREAS) ACT 1990
LISTED BUILDING ENFORCEMENT NOTICE

SERVED BY: Cheltenham Borough Council ('the Council')

To:

1. Cheltenham Borough Council ("the Authority") is the local planning authority for the purposes of the Planning (Listed Buildings and Conservation Areas) Act 1990 ("the Act") in relation to the building described in the First Schedule which building is included within a list approved or compiled under section 1 of the Act/in respect of which building a building preservation notice is in force under section 3 of the Act.*
2. It appears to the Authority that the works specified in the Second Schedule have been or are being executed to the building and are such as to constitute a contravention of section 9(1) or (2) of the Act.
3. The Authority considers it expedient to issue this notice having regard to the effect of the works on the character of the building as one of special architectural or historic interest.

THE AUTHORITY GIVES NOTICE that pursuant to the provisions of section 38 of the Act it requires the steps specified in the Third Schedule to be taken within two months.

This listed building enforcement notice shall take effect, subject to section 39 of the Act, on 15th October 2012.

FIRST SCHEDULE

23 Hewlett Road Cheltenham Gloucestershire GL52 6AD

SECOND SCHEDULE

The curtilage grade II listed boundary wall to the North East of the site has been demolished, contrary to Local Plan Policy BE9 and Section 7 of the Planning (Listed Buildings and Conservation Areas) Act 1990.

THIRD SCHEDULE

The boundary enclosure shall be reinstated and be historically correct in form, materials, and construction.

Dated: 17th September 2012

Signed:
Director – Built Environment

on behalf of: Cheltenham Borough Council, Municipal Offices, Promenade, Cheltenham, GL50 1PP.

Address to which all communications should be sent: The Planning Inspectorate, P.O. Box 326, Bristol, BS99 7XF.

