

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

ENFORCEMENT NOTICE

TOWN AND COUNTRY PLANNING ACT 1990

(as amended by the Planning and Compensation Act 1991)

ISSUED BY DARTMOOR NATIONAL PARK AUTHORITY

1. THIS NOTICE is issued by the Authority because it appears to it that there has been a breach of planning control, within paragraph (a) of section 171A(1) of the above Act, at the land described below. The Authority considers 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 and the enclosures to which it refers contain important additional information.

2. THE LAND TO WHICH THE NOTICE RELATES

Land at Blackdown Nursing Home, Mary Tavy, Tavistock in the County of Devon, as is more particularly shown edged red on the attached plan.

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

Without planning permission, the change of use of the Land from a use as the curtilage of a residential care home to a mixed use as the curtilage of a residential care home and the deposit and tipping of waste materials including soil, subsoil, rubble and waste building materials, in the approximate position between the points shown marked with "X" and "Y" on the attached plan, raising the level of the ground by up to 1.5 metres over a width of between 7.5 and 10.0 metres and a length of approximately 118 metres, filling in a section of the King Way "cutting" - a road dating back at least to the medieval period and a historic site of considerable local and archaeological importance.

4. REASONS FOR ISSUING THIS NOTICE

It appears to the Authority that the above breach of planning control has occurred within the last ten years. The Development is contrary to the Dartmoor National Park Local Plan First Review Policies GP2, AH1, AH2 & AH3 and also contrary to the Devon Structure Plan First Review Policy C02. There are no special circumstances justifying these engineering operations on the Land and it is considered that the unauthorised development is contrary to the statutory purposes of National Park designation as it damages a locally important archaeological site of considerable historic interest.

5. WHAT YOU ARE REQUIRED TO DO

(a) Stop using the Land between the points shown marked with "X" and "Y" on the attached plan for the deposit and tipping of waste materials including soil, subsoil, rubble and waste building materials ; **AND**

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(b) Permanently remove all deposited materials from the Land between the points shown marked with "X" and "Y" on the attached plan and reinstate the Land to its former profile and levels in accordance with the following schedule:

1. to a depth of 246.4 metres AOD at point X (i.e. to the base of the northern boundary wall) and to a width of not less than 7.0 metres from the eastern boundary; **AND**
2. to a depth of 243.7 metres AOD at a point 31 metres south-south-west of X (i.e. to the base of telegraph pole TP.1) and to a width of not less than 7.0 metres from the eastern boundary; **AND**
3. to a depth of 242.3 metres AOD at a point 58.7 metres south-south-west of X (i.e. to the base of the Western Power Distribution Cabinet no. 33 2024) and to a width of not less than 8.0 metres from the eastern boundary; **AND**
4. to a depth of 240.9 metres AOD at a point 77.4 metres south-south-west of X (i.e. to the base of telegraph pole TP.9) and to a width of not less than 8.2 metres from the eastern boundary; **AND**
5. to a depth of 240.5 metres AOD at a point 98.0 metres south-south-west of X (i.e. to the base of the concrete block wall at its southern end) and to a width of not less than 8.0 metres from the eastern boundary; **AND**
6. to a depth of 238.8 metres AOD at point Y (i.e. the existing ground level at the fence / road junction) and to a width of not less than 10.0 metres from the eastern boundary; **AND**
7. to all points between those identified above

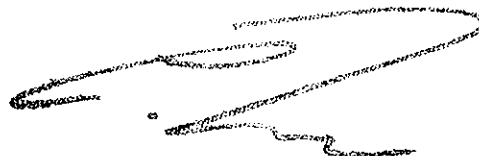
6. TIME FOR COMPLIANCE

You must comply within 6 months of this Notice taking effect.

7. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 03 November 2006, unless an appeal is made against it before that date.

Dated this 29th day of November 2006



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DIRECTOR OF PLANNING & SUSTAINABLE DEVELOPMENT

Dartmoor National Park Authority
Parke, Bovey Tracey,
Newton Abbot, Devon. TQ13 9JQ

Dartmoor National Park Authority

ENF/0182/05 - Blackdown Nursing Home, Mary Tavy



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Compiled by J Aven on 15 September 2006

