

**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 ("the 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 The Old Umberworks, Chuley Road, Ashburton, in the County of Devon ("the Land"), as shown edged red on the attached plan ("the Plan").

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

Without planning permission, a material change of use of the Land to a use for the siting and residential use of two mobile homes.

### **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 unauthorised use of the Land is contrary to the provisions of the Development Plan and government advice, in particular:

- Policies CO2 & CO13 of the Devon Structure Plan 2001 to 2016;
- Policies COR1, COR2, COR9, COR15 & COR18 of the Dartmoor National Park Authority Core Strategy DPD;
- saved Policies HS8 of the Dartmoor National Park Local Plan First Review
- Circular 12/96 (National Parks); and
- Planning Policy Statements Nos. 1, 7 & 25.

There are no special circumstances justifying the retention and residential use of the mobile homes on the Land. The unauthorised use of the Land harms the socio-economic vitality of the National Park by undermining the policies on employment land and has a harmful impact upon the surrounding industrial area. The unauthorised use is also in conflict with policies on residential development. Furthermore, the Land is in a flood risk area and the unauthorised residential use of the mobile homes puts the occupiers at significant risk.

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**5. WHAT YOU ARE REQUIRED TO DO**

- (a) Stop using the Land for the siting and residential use of mobile homes;
- (b) Permanently remove the mobile homes from the Land;
- (c) Permanently remove from the Land the raised decking and all other fixtures, materials, equipment and chattels ancillary to, or arising from, the residential use of the mobile homes;

**and**

- (d) Restore the Land to its former condition

**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 10th August 2009, unless an appeal is made against it before that date.

Dated this 18<sup>th</sup> day of June 2009



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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

## Old Umberworks, Chuley Road, Ashburton



Scale 1:1000

Compiled by C Fairhall on 6 October 2006

