

IMPORTANT THIS COMMUNICATION AFFECTS YOUR PROPERTY
TOWN AND COUNTRY PLANNING ACT 1990 Section 215
(as amended by the Planning and Compensation Act 1991)
LAND ADVERSELY AFFECTING AMENITY OF NEIGHBOURHOOD

SERVED BY: SOUTH LAKELAND DISTRICT COUNCIL (THE COUNCIL)

To: Ms Sandra Ion,

1. THE NOTICE:

This Notice is served by the Council under Section 215 of the above 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 and requires you to carry out the requirements in the schedule to remove the adverse effect on the amenity of the area.

2. THE LAND TO WHICH THE NOTICE RELATES:

It appears to the Local Authority that the amenity of part of the area is affected by the condition of **19 Kendal Green, Kendal LA9 7LA** shown edged red on the attached Plan.

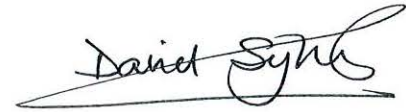
TAKE NOTICE: that the Authority requires the steps specified in the Schedule below to be complied in full within of **3 Month** from the date on which this Notice takes effect.

THIS NOTICE TAKES EFFECT: This Notice takes effect on **5th September 2014**

SCHEDULE: What you are required to do.

1. Replace any rotten timber and repaint frames to ALL windows and doors to the front and rear elevations.
2. Clean out and paint the gutters to the front elevation.
3. Replace the glass to the ground floor window to the left splay and remove board to centre panel and replace glass.
4. Cement render and paint reveals to the front first floor single window.
5. Repair and repaint soil pipe to front of property and paint.
6. Cut back all overgrown vegetation from the front and rear gardens.
7. Scrap off rust and old paint to the front garden gate and repaint.
8. Replace missing and broken rainwater guttering to rear of the property and paint.
9. Paint facia to front dormer and window and replace broken glass.
10. Paint the timber verges to the gable end of the property.
11. Remove all boards from boarded up windows.
12. Repair and replace any rotten timber to the garage doors and paint the doors.

Dated: 28th July 2014



Corporate Director (Communities)
South Lakeland District Council
South Lakeland House
Lowther Street
Kendal
Cumbria
LA9 4UF

YOUR ATTENTION IS DRAWN TO THE NOTES BELOW ACCOMPANYING THIS NOTICE

**RIGHT OF APPEAL AGAINST SECTION 215 NOTICE
SECTIONS 217-218 OF THE TOWN AND COUNTRY PLANNING ACT 1990**

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 in 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 in which the land in question is situated.

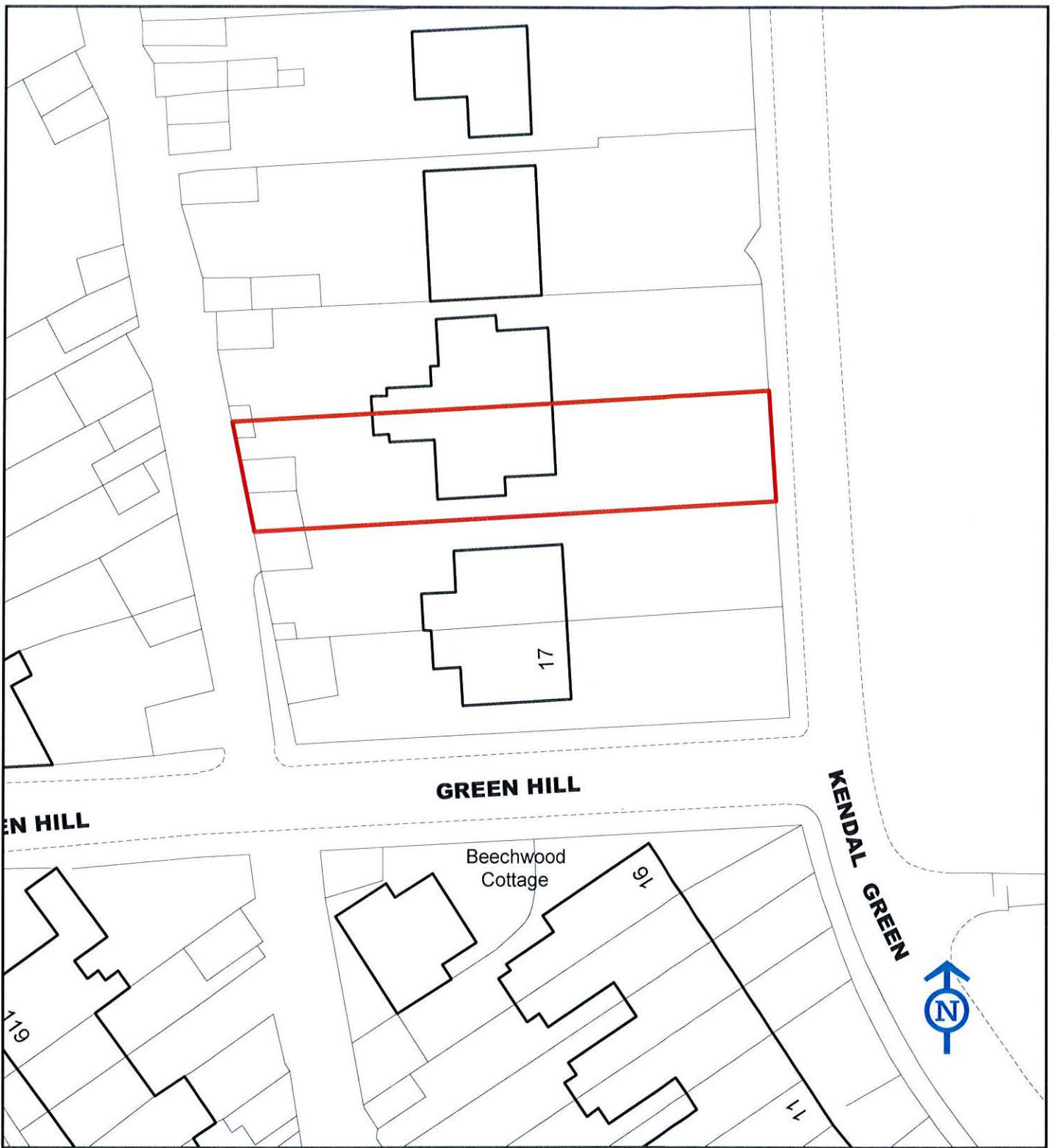
(3) Where such an appeal is brought, the notice to which it relates shall be of no effect pending the final determination or withdrawal of the appeal.

(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.

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.



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South Lakeland House
Lowther Street
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Site Geocode: E351024 N 493446
August 2014

Scale 1:500

Enforcement ref: 13237

