

IMPORTANT:
THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN & COUNTRY PLANNING ACT 1990 Sc171E
(As amended by the Planning and Compulsory Purchase Act 2004)

TEMPORARY STOP NOTICE

Notice Number: TSN-15.102

SERVED BY: South Lakeland District Council (hereinafter referred to as “the Council”).

To:

- (1) Mr Barry Saunders, Middle Fellgate Farm, Grange over Sands, Cumbria
LA11 7QA.

1. On the 3rd September 2015 the Council has issued this temporary Stop Notice alleging that there has been a breach of planning control on the land described in paragraph 4 below.
2. This temporary stop notice which is issued by the Council, in exercise of their power in Section 171E of the Town and Country Planning Act 1990 Act (as amended), because they think that it is expedient that the activity specified in this notice should cease on the land described in paragraph 4 below. The Council now prohibits any person carrying out any of the activity specified in this notice.
Important additional information is given in the Annex to this notice.
3. **THE REASON FOR ISSUING THE NOTICE:**

No planning permission has been sought for this development consisting of an engineering operation involving the re-grading of the land: laying cables, foul drainage pipes, lighting stands, water supply pipes. Laying hardcore for the creation of roads and caravan pitches. Material change of use involving the siting of a static caravan for residential purpose with extensive timber decking. In addition the felling of trees which has removed effective screening. These works are not of a fleeting minor nature and by virtue of the size, scale and permanence are not temporary.

IMPORTANT:

THIS COMMUNICATION AFFECTS YOUR PROPERTY

It is considered that the development is likely to cause serious harm to the character and appearance of the area detrimental to policies CS8.2, CS8.4 and CS8.1 of the South Lakeland Core Strategy. The work has been carried out without planning permission or confirmation that the works will cease. The land has been laid out to facilitate the siting of extra caravans.

4. THE LAND TO WHICH THIS NOTICE RELATES:

Larkrigg Caravan Park, Middle Fellgate, grange Over Sands, as shown edged red on attached plan.

5. ACTIVITY TO WHICH THIS NOTICE RELATES:

Works involving: The carrying out of engineering operation involving significant amount of scraping, excavating of earth, movement of earth, creation of earth mounds, The laying of hardcore to create roads and the laying of services, electric, water, and drainage leading to the creation of caravan pitches. The siting of caravans and the erection of timber decking.

6. WHAT YOU ARE REQUIRED TO DO:

Cease all the activity specified in this notice at section 5.

7. WHEN THIS NOTICE TAKES EFFECT:

This notice takes effect on 3rd September 2015, when all activity specified in this notice shall cease. This notice will cease to have effect on 30th September 2015.

Dated: 3rd September 2015

Signed: _____

Debbie Storr
Director of Policy and Resources to the Council
On behalf of South Lakeland District Council, Lowther Street, Kendal LA9 4DL

Nominated Officer: Mr Balderson

**IMPORTANT:
THIS COMMUNICATION AFFECTS YOUR PROPERTY**

Telephone number: 01539-793353

ANNEX

WARNING

**THIS NOTICE TAKES EFFECT ON THE DATE SPECIFIED IN
PARAGRAPH 7**

**THERE IS NO RIGHT OF APPEAL TO THE FIRST SECRETARY OF
STATE AGAINST THIS NOTICE**

It is an offence to contravene a temporary stop notice after a site notice has been displayed on the land or the stop notice has been served on you. (Section 171E(4) of the 1990 Act). If you then fail to comply with the Stop Notice you will be at risk of **immediate prosecution** in the Magistrates' Court, for which a maximum fine is £20,000 on summary conviction for a first offence and for any subsequent offence. The fine on conviction on indictment is unlimited. If you are in any doubt what this notice requires you to do, you should get in touch **immediately** with Mr. M Balderson, South Lakeland District Council, South Lakeland House, Kendal LA9 4DL **01539-797566**. If you need independent advice about this notice, you are advised to contact urgently, a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the notice, you may only do so by an application to the High Court for judicial review.