

11 th April 2019	Development Services Wiltshire Council
VARIOUS	Tel: 0300 456 0114
NOTIFICATION OF ENFORCEMENT APPEAL	PlanningAppeals@wiltshire.gov.uk
	Our Ref: 15/01181/ENF

Dear Sir / Madam

TOWN AND COUNTRY PLANNING ACT 1990

APPELLANTS NAME:	Ms Angela Ockenden
APPEAL SITE:	67-69 Fisherton Street, SALISBURY, SP2 7SU
INSPECTORATE REFERENCE:	APP/Y3940/C/18/3218694
APPEAL START DATE	2nd April 2019

I am writing to let you know that an appeal has been made to the Planning Inspectorate in respect of the above site.

THE BREACH OF PLANNING CONTROL ALLEGED:

OPERATIONAL DEVELOPMENT

Without planning permission:

The unauthorised installation of uPVC framed double glazed windows and doors to the ground, first and second floor levels of the premises.

The enforcement notice was issued for the following reasons:

- a) It appears to the Council that the above breach of planning control has occurred within the last 4 years.
- b) The unauthorised uPVC windows adversely affect the setting of an adjacent listed building contrary to the provisions contained with Section 66 of the Planning (Listed Building and Conservation Areas) Act 1990.
- c) The unauthorised uPVC windows fail to preserve the character and appearance of the Conservation Area contrary to the provisions of 72 of the Planning (Listed Building and Conservation Areas) Act 1990.
- d) The unauthorised uPVC windows are harmful to the visual amenity of the local area/street scene contrary to Core Policy 57 of the Wiltshire Core Strategy (adopted January 2015).
- e) The unauthorised uPVC windows adversely affect the setting of an adjacent Listed Buildings as well as the Salisbury City Conservation Area. The unauthorised uPVC windows neither conserve nor enhance

Contact us:

Development Services – North
Monkton Park Chippenham
Wiltshire SN15 1ER
Tel: 01249 706444

Development Services – Central
County Hall Bythesea Road
Trowbridge Wiltshire BA14 0RD
Tel: 01225 770344

Development Services – South
Bourne Hill Salisbury
Wiltshire SP1 3UZ
Tel: 01722 434541

the historic environment in which it is located and is therefore contrary to Chapter 16, and in particular paragraphs 193, 194 and 196, of the National Planning Policy Framework (July 2018).

- f) The unauthorised uPVC windows neither conserve nor enhance the historic environment in which it is located and is therefore contrary to Chapter 16, and in particular paragraphs 193, 194 and 196, of the National Planning Policy Framework (July 2018).

The enforcement notice requires the following steps to be taken:

- i) Replace the six unauthorised uPVC windows on the front elevation (elevation facing Fisherton Street) with white painted, vertical sliding sash, timber windows of the same proportion, design and detail that were in place prior to the unauthorised development taking place.
- ii) Remove the five uPVC windows on the side elevation (elevation facing Water Lane).

A copy of the Enforcement Notice can be viewed by contacting Wiltshire Council.

TIME FOR COMPLIANCE

9 months from the date this Notice takes effect.

The appellant has appealed against the notice on the following grounds:

- (a) That planning permission should be granted for what is alleged in the notice.

The appeal is against the Against an Enforcement Notice in respect of the above site, and is to be decided on the basis of the **Written Representations** procedure.

If you wish you are now able to make written comments on the proposal. These should be sent to the Planning Inspectorate, Room 3b Kite Wing, 2 The Square, Temple Quay House. Bristol BS1 6PN, quoting the Inspectorate reference, and should be received by **14TH MAY 2019**. Alternatively, representations can be emailed to teame2@pins.gsi.gov.uk

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Any representations received after the deadline will not normally be seen by the Inspector and will be returned.

All comments received will be copied to the appellant and will be taken into account by the Inspector in deciding the appeal. All comments will be available to public inspection should any such request be made.

If you wish to receive a copy of the appeal Decision Letter, you should write to the Planning Inspectorate specifically requesting one.

The Planning Inspectorate will not acknowledge your letter unless you specifically ask them to do so. They will, however, ensure that your letter is passed on to the Inspector dealing with the appeal.

The Planning Inspectorate has introduced an online appeals service which you can use to comment on this appeal. You can find the service through the Appeals area of the Planning Portal – see **www.planningportal.gov.uk/pcs**. The Inspectorate may publish details of your comments, on the internet (on the appeals area of the planning portal). Your comments may include your name, address, email address or phone number, please ensure that you only provide information, including personal information belonging to you that you are happy will be made available to others in this way. If you supply information belonging to a third party please ensure you have their permission to do so. More detailed information about data protection and privacy matters is available on the Planning Portal.

Finally, you may wish to note that The Planning Inspectorate has produced a guide to taking part in planning appeals. If you would like to receive a copy of this, please contact me on the telephone number set out at the head of this letter, further information can also be obtained from their web site at www.planning-inspectorate.gov.uk

Yours faithfully,

Mike Wilmott
Head of Development Management

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