



IMPORTANT: THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990

BREACH OF CONDITION NOTICE

Served by Blaby District Council

[REDACTED]

1. This is a formal notice which is issued by Blaby District Council, under Section 187A of the above Act, because it is considered that a condition imposed on a grant of planning permission, relating to the land described below, has not been complied with. It is considered that you should be required to comply with the condition specified. The Annex at the end of this notice contains important additional information.

2. The land to which this notice relates

Land at 7 Mortiboys Way, Stoney Stanton, Leicestershire, LE9 4WP
Shown edged red on the attached plan.

3. The relevant planning permission

The relevant planning permission to which this notice relates is **21/0207/HH** dated **4 June 2021** for **Erection of 2 metre high fencing (including repositioning of garden boundary and demolition of brick boundary wall)**, with amendments provided by **21/1464/NMAT** dated **8 February 2022**.

4. The breach of condition

The following condition has not been complied with:-

Condition 3

The approved landscaping, as detailed on the 1:100 Site Plan drawing reference 7MW/2021 1/1 Rev B shall be carried out within one year of completion of the development and any trees, hedges, shrubs or plants which within a period of 5 years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with other of similar size and species, unless the District Planning Authority gives written consent to any variation.

5. What you are required to do

As the person responsible for the breach of condition specified in paragraph 4 of this notice, you are required to comply with the stated condition by taking the following steps:-

Condition 3

Plant the required specimens of “Mixed Planting of Viburnum Tinus ‘Eve Price’, Hydrangea Macrophylla and Spiraea Japonica ‘Little Princess’” in front of the boundary treatment for approximately 11.95metres; in accordance with drawing reference 7MW/2021 1/1 Rev B. (enclosed)

The period for compliance: 90 days beginning with the day on which this notice is served on you.

6. When this notice takes effect

This notice takes effect immediately it is served on you or you receive it by postal delivery.

Dated: 14th December 2023

Signed:

Jonathan Hodge

Planning Enforcement Manager

on behalf of:

Blaby District Council
Council Offices
Narborough
Leicester
LE19 2EP

There is no right of appeal against this notice

It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance period. You will then be at risk of immediate prosecution in the Magistrates Court, for which the maximum penalty is £2,500 for a first offence and for any subsequent offence. If you are in any doubt about what this notice requires you to do, you should get in touch immediately with the Planning Enforcement Team at the Council Offices (Tel 0116 272 7521).

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. A lawyer will advise you on what this procedure involves.

Do not leave your response to the last minute.

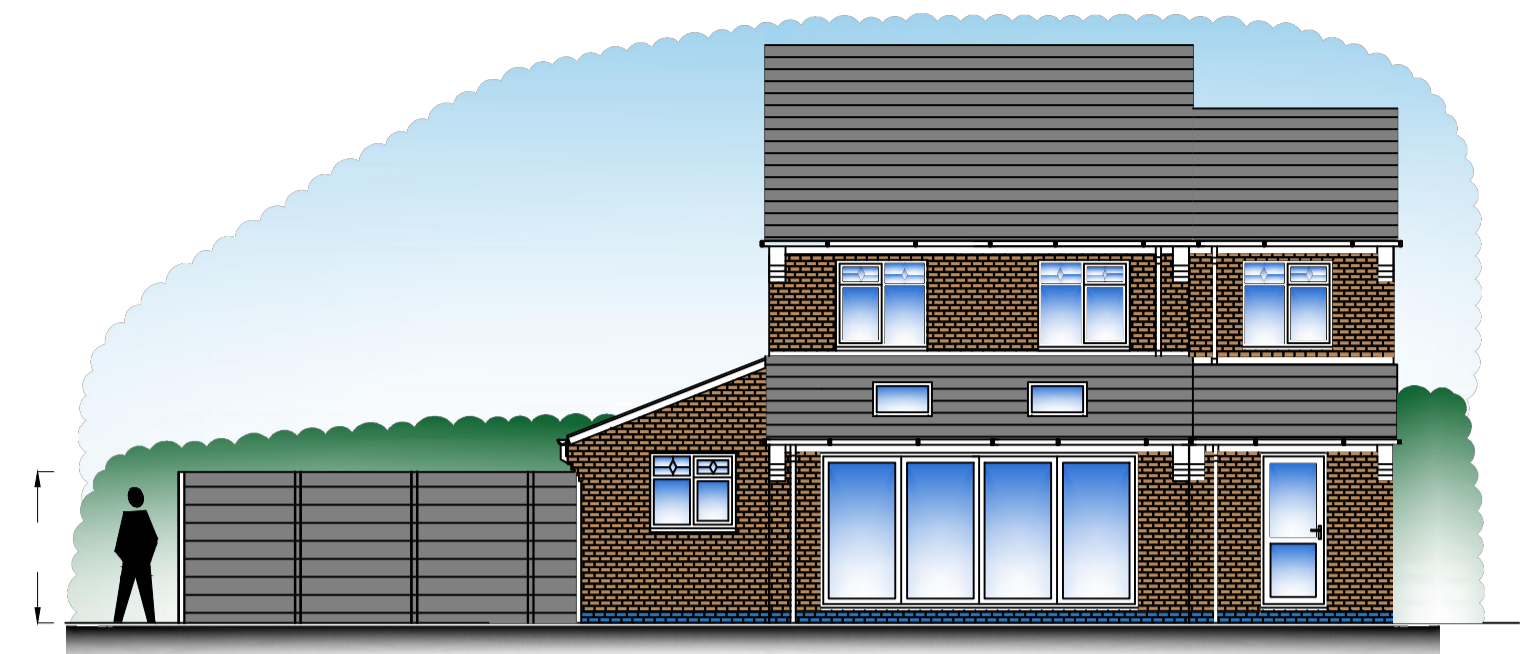


Breach of Condition Plan

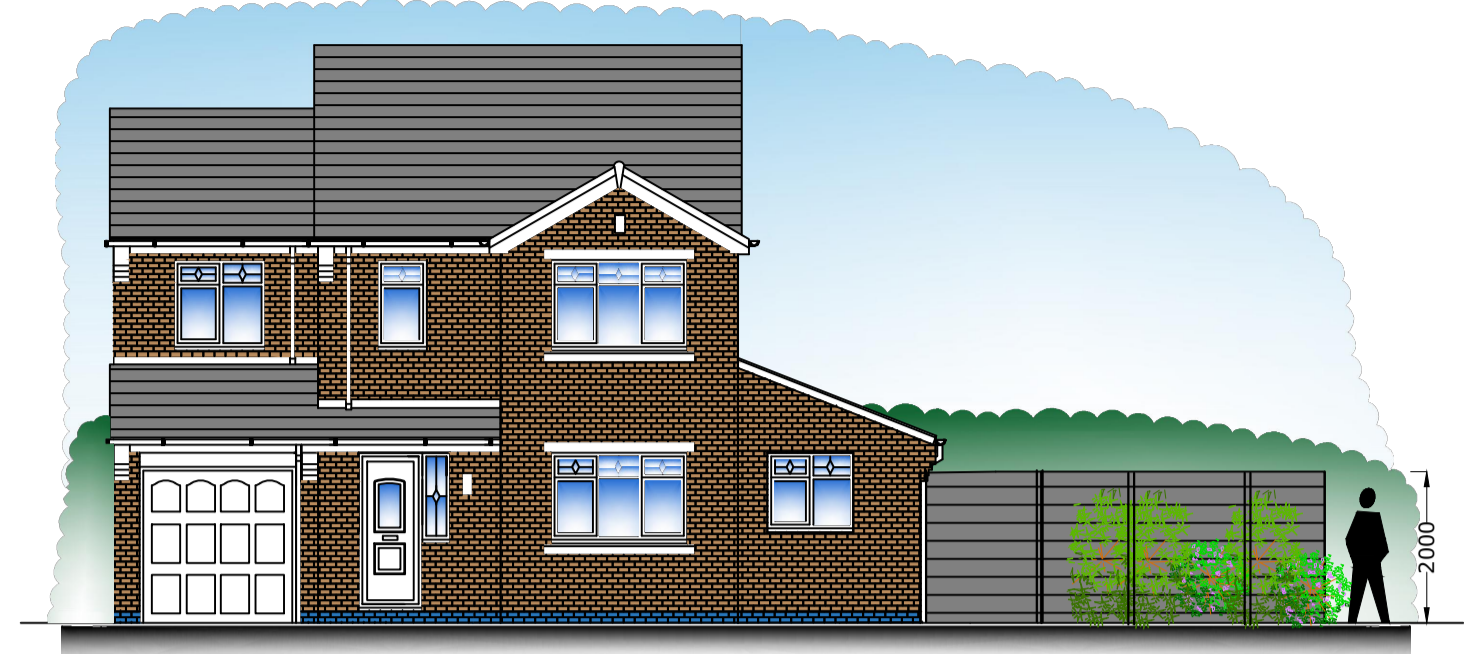
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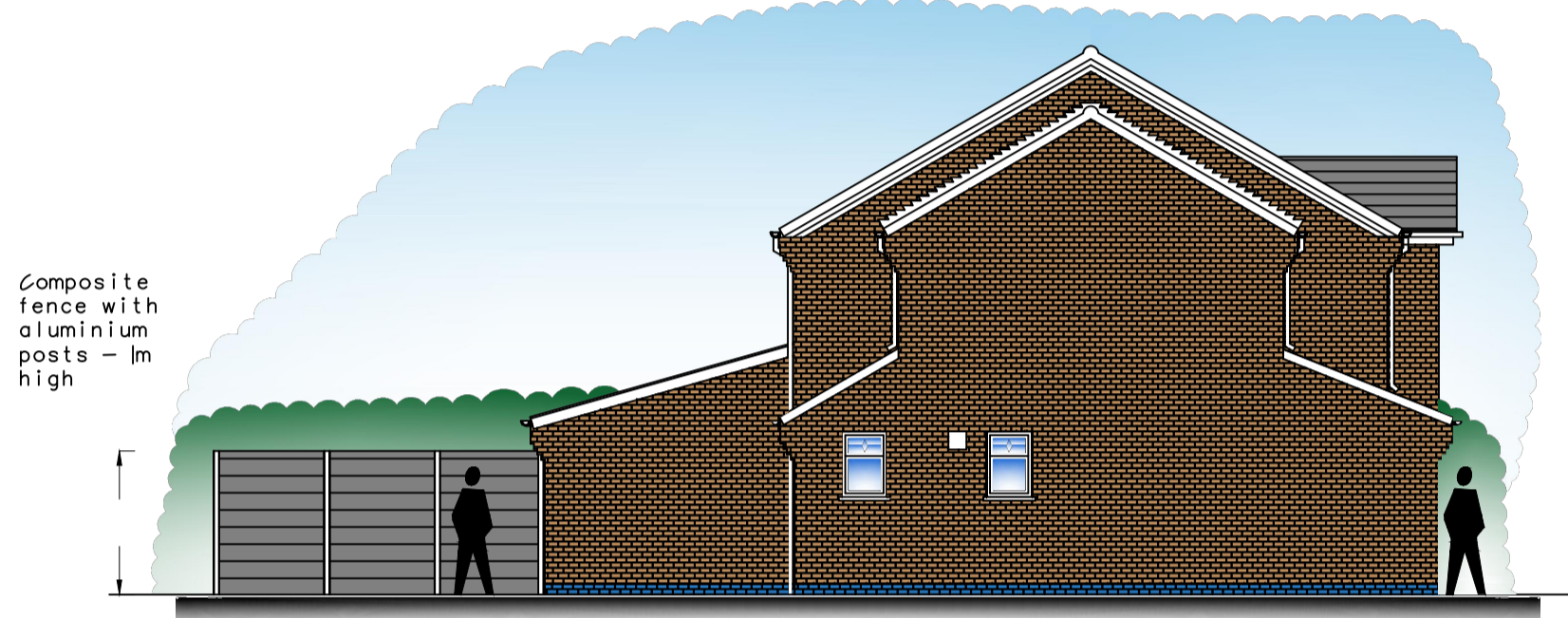
© Blaby District Council



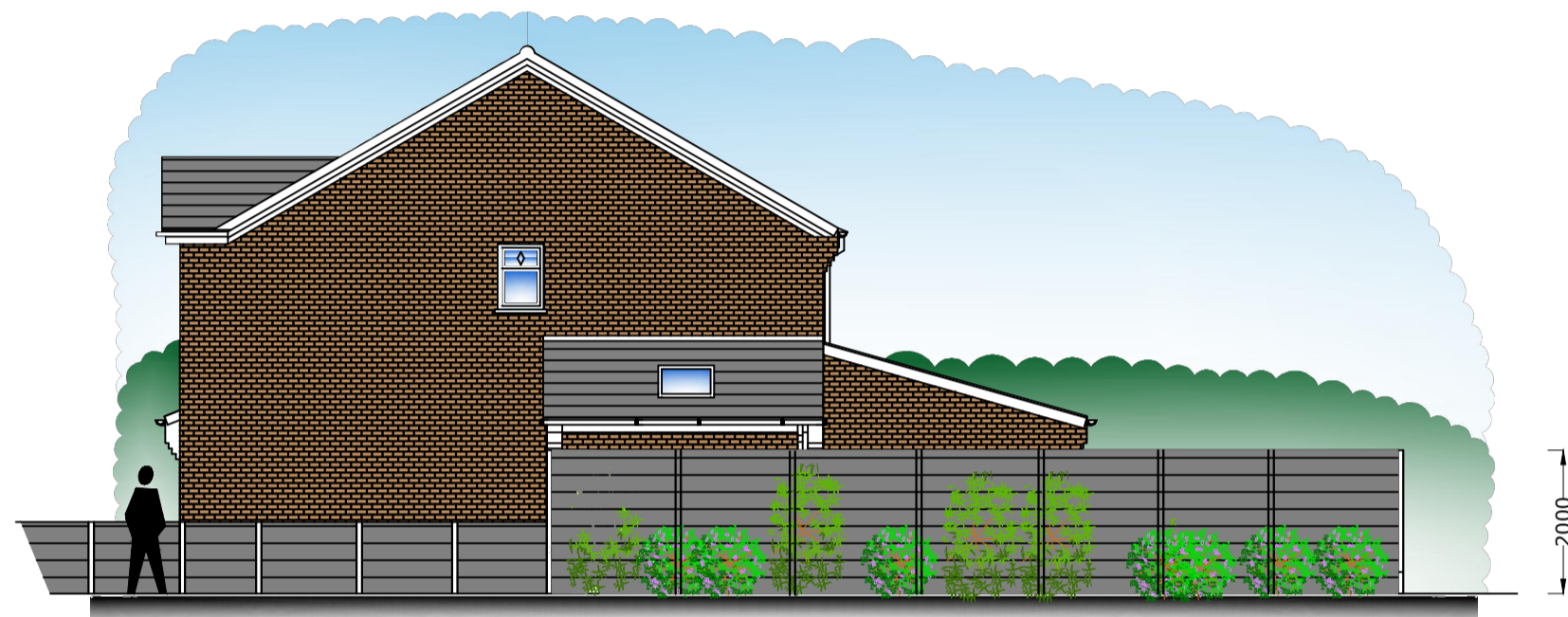
PROPOSED REAR ELEVATION



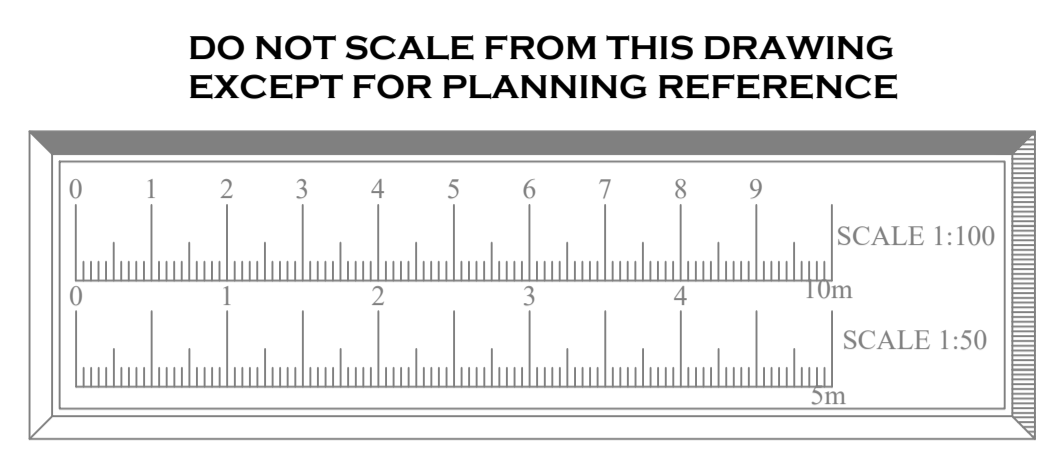
PROPOSED FRONT ELEVATION



PROPOSED SIDE ELEVATION



PROPOSED SIDE ELEVATION



Composite fence with aluminium posts - 1m high

Composite fence with aluminium posts - 1m high

Composite fence with aluminium posts - 2m high

Mixed planting of:
Viburnum Tinus 'Eve Price'
Hydrangea Macrophylla
Spiraea Japonica 'Little Princess'



SITE PLAN 1:500

LOCATION PLAN 1:1250



SITE PLAN 1:100

GENERAL NOTES.
NO DIMENSIONS TO BE TAKEN FROM THIS DRAWING. ALL DIMENSIONS STATED ARE METRIC MILLIMETRES. ALL LEVELS, INVERTS AND DIMENSIONS TO BE CHECKED ON SITE BEFORE AND DURING WORK.
ALL WORK IS TO BE CARRIED OUT IN LINE WITH CURRENT BUILDING REGULATIONS, RELEVANT CODES OF PRACTICE, BRITISH & EUROPEAN STANDARDS AND MANUFACTURERS SPECIFICATIONS TO THE BUILDING INSPECTORS SATISFACTION, AND IN ACCORDANCE WITH PUBLIC AND PRIVATE UTILITIES REGULATIONS.
NO WORK TO ENCRoACH BOUNDARY LINES.
IT IS THE CLIENTS RESPONSIBILITY TO ISSUE ANY 'PARTY WALL ACT 1996' NOTICE NECESSARY BEFORE ANY WORK COMMENCES ON THE BOUNDARY.
IT IS THE CLIENTS RESPONSIBILITY TO ENSURE ANY WORK SHOWN ON THIS PLAN DOES NOT CONTRAVENE ANY COVENENTS.
IT IS THE CLIENTS/ BUILDERS RESPONSIBILITY TO CHECK THE EXACT POSITION OF ALL SERVICES TO INCLUDE GAS, ELECTRICITY, WATER AND TELEPHONE, AND POSITION, OWNERSHIP AND DEPTHS OF FOUL AND RAINWATER DRAINAGE.
THE EXACT SPECIFICATION OF FINISHES, FITTINGS AND SERVICES TO BE INSTRUCTED BY THE CLIENT.
ANY DEVIATION FROM THESE PLANS SHOULD BE NOTIFIED TO THE LA BUILDING INSPECTOR AND AMLI DESIGN.
IT IS THE CONTRACTORS RESPONSIBILITY TO NOTIFY THE BUILDING INSPECTOR WHEN THE WORK IS READY FOR THE RELEVANT INSPECTIONS AND FOR THE CLIENTS RECEIPT OF THE COMPLETION CERTIFICATE.
IT IS ASSUMED NO PUBLIC SEWERS CROSS THE SITE.
THE CONTRACTOR IS ASSUMED TO HAVE VISITED SITE BEFORE TENDERING.
THIS DRAWING HAS BEEN PREPARED FOR LA PLANNING & BUILDING CONTROL CONSENT ONLY. UNTIL APPROVALS HAVE BEEN OBTAINED THESE DRAWINGS REMAIN PRELIMINARY. WORK SHOULD NOT COMMENCE OR MATERIALS ORDERED UNTIL APPROVAL IS OBTAINED.
COPYRIGHT REMAINS WITH AMLI DESIGN.

REV NO	DETAILS	DATE



PROJECT NAME
NEW BOUNDARY WALL
7 MORTIBOYS WAY
STONEY STANTON
LEICESTERSHIRE LE9 4WP
FOR MR A. BARLOW

SCALE 1:100/1:50 A1	DWG NO. 7MW/2021 1/1	REV B
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DATE FEB 2021	DRAWN DRI	CHKD A.B. 02/21
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AMLI Design
Architectural Consultancy

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