

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990

ENFORCEMENT NOTICE – OPERATIONAL DEVELOPMENT

ISSUED BY THE LONDON BOROUGH OF MERTON

1. **THIS IS A FORMAL NOTICE** issued by the Council because it appears that there has been a breach of planning control under Section 171A(1)(a) of the above Act, at the land described below. The Council considers it expedient to issue this notice, having regard to the provisions of the development plan and to other material considerations.

2. **THE LAND AFFECTED**

Land at 191-193 Western Road Colliers Wood Surrey CR4 3ED in the London Borough of Merton shown edged red on the attached plan ('the Land').

3. **THE BREACH OF PLANNING CONTROL ALLEGED**

Without planning permission the transfer and sorting of waste on the Land, as shown on the attached map in red.

4. **REASONS FOR ISSUING THIS NOTICE**

- (a) It appears to the Council that the above breach of planning control has occurred within the last four years.
- (b) The bringing of waste materials onto the Land, by virtue of the air and noise pollution and the loss of visual amenity causes serious harm to the amenity of neighbouring properties.
- (c) The alleged breach of planning control is contrary to the following policies of the adopted London Borough of Merton Unitary Development Plan (October 2003):

PE1 – Air Quality

PE2 – Pollution and Amenity

PE10 – Waste Management

Copies of the above policies are attached.

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

- (a) Cease the operation of the land as alleged above, and


- (b) Remove from the Land all vehicles, equipment, buildings, fixtures, fittings, debris, waste and signage associated with the transfer and sorting of waste on the Land

Time for Compliance: within **28 days** from the date this notice takes effect.

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 1 June 2006
unless an appeal is made against it beforehand.

Dated: 2 May 2006

Signed: 
Head of Civic and Legal Services

Address to which all communication should be sent:-
Head of Civic and Legal Services, London Borough of Merton, Merton Civic Centre,
London Road, Morden, Surrey SM4 5DX (Ref: CS/LEG/DK/2005P658)

YOUR RIGHT OF APPEAL

You can appeal against this notice by using the Enforcement Notice Appeal forms enclosed with this notice or by submitting an appeal online (www.planningportal.gov.uk/pcs). Please note however that any appeal must be received, or posted in time to be received, by the Planning Inspectorate before the date this notice takes effect. The enclosed booklet "Making Your Enforcement Appeal" sets out your rights and the procedure to be followed. Read it carefully. You should also read sections 171-177 of the Act which are also enclosed. If you decide to appeal, you should send two copies of the enclosed appeal forms and one copy of the enforcement notice, to the Planning Inspectorate. The other appeal form and the other copy of the enforcement notice are for you to keep for your own records.

FEE PAYABLE FOR THE DEEMED APPLICATION

If your ground of appeal is, or includes ground (a) that planning permission should be granted, you must include with your appeal a fee, which is double that payable for a normal planning application. The total fee payable is **£530.00**.

Half the fee is payable to the Planning Inspectorate and half to the Council.

You should therefore include:

One cheque for **£265.00** payable to The Office of the Deputy Prime Minister

One cheque for **£265.00** payable to the London Borough of Merton

The fee can be sent with your appeal form.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this enforcement notice, it will take effect on the date indicated above and you must then ensure that the notice is complied with. Failure to



LONDON BOROUGH OF MERTON
 Environmental Services Department

Alpha Skips
 191-195 Western Road
 Colliers Wood, CR4 3ED



Scale: 1:500

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