

Clerk To Desborough Town Council  
High Street  
Desborough  
KETTERING  
Northamptonshire  
NN14 2QS

Direct Line: 01536 534316

Fax: 01536 532424

E-mail:

[planningenforcement@kettering.gov](mailto:planningenforcement@kettering.gov)

.uk

Case ref: ENFO/2016/00136

Your ref:

Date: 23 December 2020

APNBR

Dear Sir/Madam

## Town & Country Planning Act 1990 - Section 174

Appeal by: Mr L Thomas

Land at: Lyndon Thomas, Birchfield Spring Nursery, Rushton Road,  
Desborough

Development: Without planning permission the material change of use of  
the land to a mixed sui generis use comprising of:

A) the use of the land for the winning, working, storage and sale  
of minerals;

B) the use of the land for the unauthorised importation, storing,  
processing, sorting, transferring and depositing of waste  
materials;

C) the use of the land for the storage of plant, machinery and  
vehicles associated with uses A and B above  
(processors/crushers);

D) the use of the land for the storage of plant hire machinery and  
storage of parts for the purpose of hire;

E) the residential use of the land, through the stationing of a  
timber lodge marked A on the Plan with decking, a shed and a  
caravan;

F) the use of the land for a fishing lake business;

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G) the erection of a building, patio and boundary walls hatched in  
yellow on the Plan, which is part and parcel to the mixed use.

H) the use of the land for mechanical repairs, vehicle  
maintenance, plant maintenance and the storage of mechanical  
tools;

I) the erection of a building hatched in blue on the Plan, which  
part and parcel to use (H);

J) the unauthorised formation of a pond and two lakes, laying

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down of hardstanding and access roads, pillars and toppings, perimeter walls and gates above 1m adjacent to the high road part and parcel with use (F) above;  
K) the creation of a haul road that is shown on the Plan hatched in orange, that is part and parcel of the mixed use; and  
L) the siting and stationing of a portacabin on the land marked B on the Plan for the purpose of an office that is part and parcel of the mixed use.

## Appeal Process: Public Inquiry

I enclose a Notice of Appeal against an Enforcement Notice for your attention. You should note the following points:

- Representations are sent to the appellant.
- Previous representations (if any) will be sent but you may send further representations.
- If the appeal is to be dealt with at a hearing, you will be notified of the date and location at a later date.
- All representations should be made to arrive **before** 20/01/2021 :-
- Guidance on communicating electronically with the Inspectorate can be found at:
  - <https://www.gov.uk/government/publications/enforcement-appeals-procedural-guide.uk>, or
  - sent to:  
N Manley  
The Planning Inspectorate  
Temple Quay House  
2 The Square  
Temple Quay  
BRISTOL BS1 6PN

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clearly quoting their reference APP/L2820/C/20/3253535. If comments are submitted after the deadline, the Inspector will not normally look at them and they will be returned.

- The Planning Inspectorate will not acknowledge representations.
- The Planning Inspectorate's "Guide to taking part in Enforcement Appeals" can be viewed on their web site at:-  
<https://www.gov.uk/government/collections/taking-part-in-a-planning-listed-building-or-enforcement-appeal>
- When made, the decision will be published online at:  
<https://www.gov.uk/planning-inspectorate>

Please contact Lucinda Lee on the above number if you require further information.

Yours faithfully

Lucinda Lee  
Senior Planning Enforcement Officer

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