SOUTH HOLLAND DISTRICT COUNCIL

Chris Simpkins
Chief Executive
Terry Huggins
Director of Customer Services
Bob Atkins
Director of Corporate Services

Town and Country Planning Act 1990

Refusal of Planning Permission

Reference: H13/0771/02 Received: 31-JUL-02 Type: S73A CONTINUATION

Name: Mrs M A Lyon
Lenmar
Fengate Road
Moulton Chapel
Spalding Lincs PE12 0XL

Agent: Mrs M A Lyon
Lenmar
Fengate Road
Moulton Chapel
Spalding Lincs PE12 0XL

Description: Continuation of occupancy of dwelling without complying with Agricultural Habitation Clause (Condition 1 of H13/1100/80)

Location : Lenmar House Fengate Road
Moulton Chapel

South Holland District Council hereby give notice that PERMISSION HAS BEEN REFUSED for the retention of buildings/continuation of use of land for the reason(s) set out below:

1 It is considered that the property has not been marketed at a price which fully reflects the existence of the agricultural occupancy clause. Consequently the Local Planning Authority is not satisfied that there is no demand for the dwelling from the wider agricultural population. In the opinion of the Local Planning Authority it is essential that this demand be adequately tested and to permit the application otherwise would be contrary to the advice contained in Planning Policy Guidance Note No. 7 'The Countryside: Environmental Quality and Economic and Social Development' and also to Policy H3 of the adopted South Holland District Local Plan.

The determined plans are:
1:1250 Location plan received 2 July 2002.

Council Offices
Priory Road
Spalding
Lincolnshire
PE11 2XE

Telephone: (01775) 761161
Fax: (01775) 711253
Email: Info@sholland.gov.uk

SOUTH HOLLAND DISTRICT COUNCIL

Chris Simpkins
Chief Executive
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Director of Customer Services
Bob Atkins
Director of Corporate Services

Sevenoaks

Head of Planning & Development
08 OCT 2002

H13/0771/02

This decision refers only to that required for the purposes of the Town and Country Planning Acts and not for Building Regulations or any other legislation. See enclosed notes relating to rights of appeal.

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Spalding
Lincolnshire
PE11 2XE

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Town and Country Planning Act etc

DRAFT REFUSAL

Reference H13/0771/02 Received: 31-JUL-02 Type: S73A CONTINUATION

Name: Mrs M A Lyon
Lenmar
Fengate Road
Moulton Chapel
Spalding Lincs PE12 0XL

Agent: Mrs M A Lyon
Lenmar
Fengate Road
Moulton Chapel
Spalding Lincs PE12 0XL

Description: Continuation of occupancy of dwelling without complying with Agricultural Habitation Clause (Condition 1 of H13/1100/80)

Location : Lenmar House Fengate Road
Moulton Chapel

South Holland District Council hereby give notice that permission has been refused etc for the following reasons:

1 It is considered that the property has not been marketed at a price which fully reflects the existence of the agricultural occupancy clause. Consequently the Local Planning Authority is not satisfied that there is no demand for the dwelling from the wider agricultural population. In the opinion of the Local Planning Authority it is essential that this demand be adequately tested and to permit the application otherwise would be contrary to the advice contained in Planning Policy Guidance Note No. 7 'The Countryside: Environmental Quality and Economic and Social Development' and also to Policy H3 of the adopted South Holland District Local Plan.

1:1250 Location Plan received 2 Sept 02

Director of Customer Services
03 OCT 2002

H13/0771/02

Town and Country Planning Act 1971 DC/N/14

Section 32

Planning permission

to retain buildings or works or continue use of land

Name and address of applicant

Mr A Stanberry
"Middle Marsh House"
Holbeach St Marks
SPALDING
Lincs

Name and address of agent (if any)

Part I Particulars of application

Date of application: 18.09.80

Application no.: S 13/1100/80/7581

Particulars and location of development:

Retention of dwelling without complying with condition 2 on S 13/145/80 at Fengate Road, MOULTON CHAPEL.

Part II Particulars of decision

The South Holland District Council hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1971 that **permission has been granted** for the carrying out of the development referred to in Part I hereof in accordance with the application and plans submitted

subject to the following conditions:

1. The occupation of the dwelling shall be limited to a person solely or mainly employe or last employed, locally in agriculture as defined in Section 290(1) of the Town and Country Planning Act 1971, or a dependant of such a person residing with him, or a widow or widower of such a person.

2. The dwelling shall be first occupied by Mr A Stanberry.

The reasons for the conditions are:

1. The site is in a rural area where it is the policy of the local planning authority not to permit residential development except in the interests of agriculture or where related to the use of the land. The circumstances of this case relate to an agricultural need, and permission is therefore confined to it. 2. The site is in a rural area where it is the policy of the local planning authority not to permit residential development except in the interests of agriculture or where related to the use of the land. This permission has been granted having regard to the circumstances of the case and its implementation is therefore confined to the applicant.

Date: 29 October 1980

12 Market Place
SPALDING
Lincs

SHDC
Planning & Development
- 2 JUL 2002
0771/02

Town and Country Planning Act 1971

Planning permission

Name and address of applicant

David Neale (Lincoln) Limited
Fengate
Moulton Chapel
SPALDING
Lincs

Name and address of agent (if any)

Poddington Designs
Quain House
King's Road
SPALDING
Lincs

Part I – Particulars of application

Date of application: 05.02.80

Application no. H 13/145/80/7581

Particulars and location of development:

Erection of house and garage at Fengate, MOULTON CHAPEL.

Part II – Particulars of decision

The South Holland District Council hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1971 that **permission has been granted** for the carrying out of the development referred to in Part I hereof in accordance with the application and plans submitted subject to the following conditions:

1. The development must be begun not later than the expiration of five years beginning with the date of this permission.
2. The dwelling shall at all times be occupied by an employee of David Neale (Lincoln) Limited or of the successors in title of David Neale (Lincoln) Limited.

The reasons for the conditions are:

1. Required to be imposed pursuant to Section 41 of the Town and Country Planning Act 1971.
2. The site is in an area where it is the policy of the Local Planning Authority not to permit residential development except in the interests of agriculture or where related to the use of the land. This permission has been granted only because of the circumstances of the applicants and occupation is therefore restricted to an employee of the applicants.

[redacted]

Date 18 March 1980

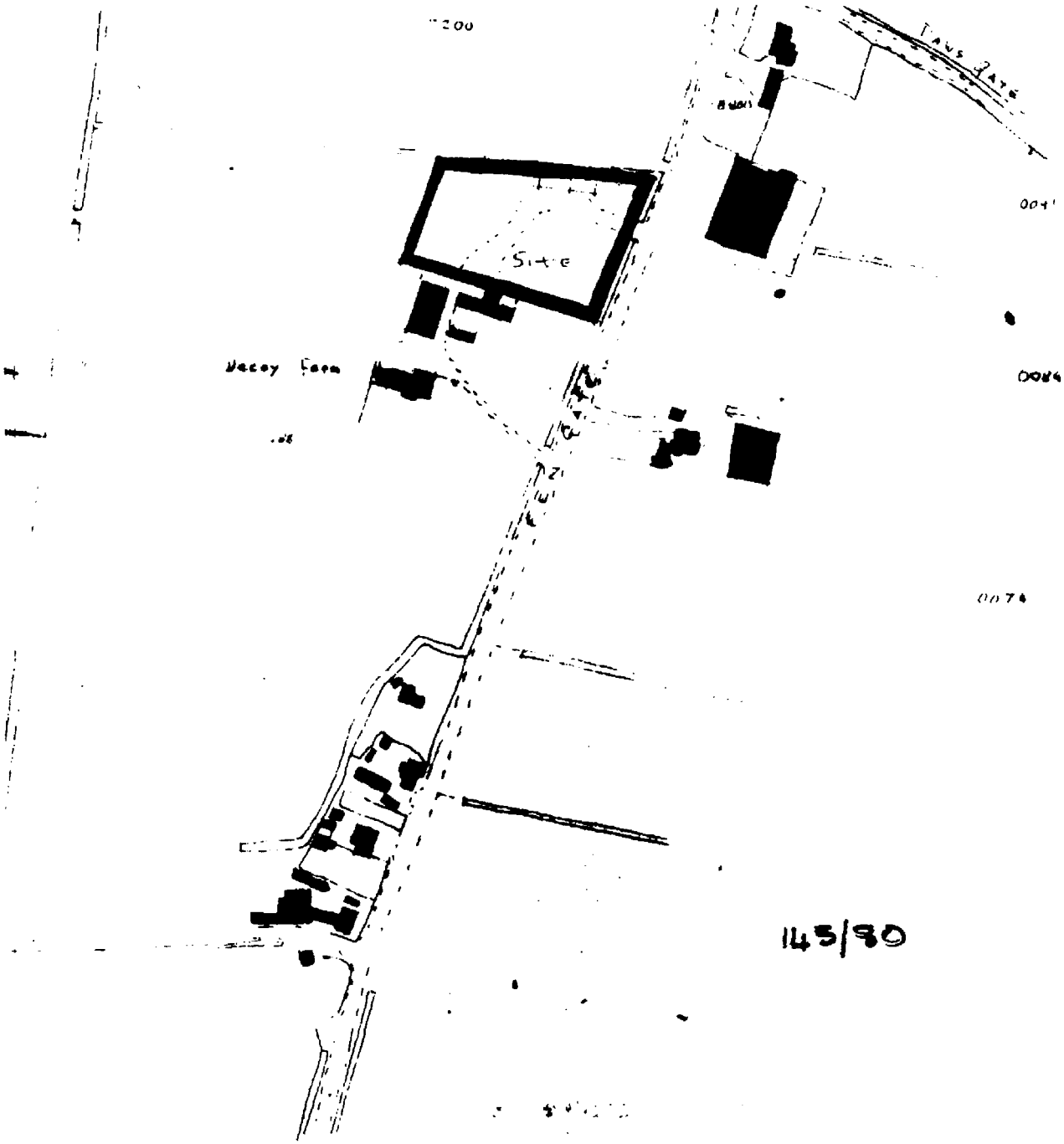
DISTRICT PLANNING OFFICER

Council Offices, 12 Market Place SPALDING Lincs

[redacted] Council

Note: This permission refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order or regulation, but under section 56(2) of the Town and Country Planning Act 1971 it will operate as listed building consent in respect of any works described in the permission for the alteration or extension of a listed building.

To Moulton



To Moulton Chapel & Gayhirst

LOCATION PLAN Scale: 1/2500.

TITLE
PROPOSI
AT FEN
FOR MES
(LINCOLN
OF FEN

REVISIONS

DATE
Marc

DRWG. No.
TAP/E

Town and Country Planning Act 1971 Form P2A

Outline planning permission

Name and address of applicant

Mr A Stanberry
Beech House
Fengate
Moulton Chapel
SPALDING
Lincs

Name and address of agent (if any)

Boythorne and Co
Pinchbeck Road
SPALDING
Lincs

Part I—Particulars of application

Date of application: 27.07.79

Application no. H 13/814/79

Particulars and location of development:

Erection of dwelling at Fengate, MOULTON CHAPEL.

Part II—Particulars of decision

The South Holland District Council

hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1971 that **outline planning permission has been granted** for the carrying out of the development referred to in Part I hereof in accordance with the application and plans submitted subject to the following conditions:

1. Application for approval of reserved matters must be made not later than the expiration of three years beginning with the date of this permission and the development must be begun not later than whichever is the later of the following dates:
   (a) the expiration of five years from the date of this permission; or
   (b) the expiration of two years from the final approval of the reserved matters or, in the case of approval on different dates, the final approval of the last such matter to be approved;
2. The following matters are reserved for subsequent approval by the Local Planning Authority, namely detailed drawings to a scale of not less than 1:100 showing the siting, design and external appearance of the building including particulars of the materials to be used for external walls and roofs, and the siting and design of any vehicular access to a road, and no development shall be commenced until these matters have been approved.
3. The dwelling shall at all times be occupied by an employee of David Neal (Lincoln Limited, or of the successors in title of David Neal (Lincoln) Limited.
4. Before the access is commenced to be used, provision shall be made within the site to the satisfaction of the Local Planning Authority for a motor car to turn to enable it to enter and leave the highway in forward gear.

NOTE TO APPLICANT: This permission is granted in accordance with the application submitted as revised by the amended plan received by the Local Planning Authority on 6 September 1979.

The reasons for the conditions are:

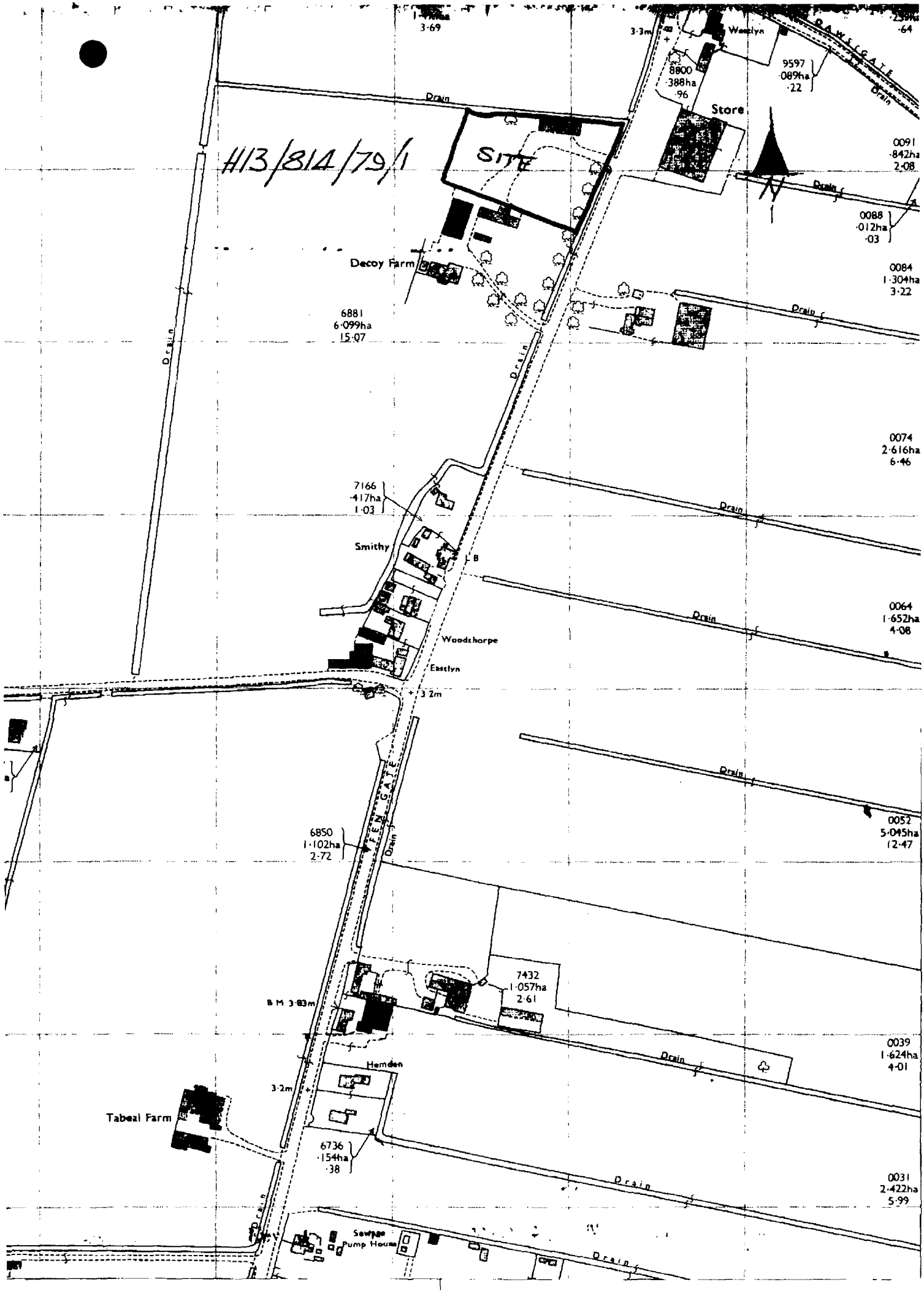
1. Required to be imposed pursuant to section 42 of the Town and Country Planning Act 1971. 2. The application was submitted in outline only. 3. The site is in a rural area where it is the policy of the Local Planning Authority not to permit residential development except in the interests of agriculture or where related to the use of the land. The circumstances of this case relate to an agricultural need, and permission is therefore confined to it. 4. To enable vehicles to enter and leave the highway in forward gear in the interests of road safety.

Date
20 November 1979

Council Offices
12 Market Place
SPALDING Lincs

DISTRICT PLANNING OFFICER

Note: This permission refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order or regulation.


H13/814/79/1
SITE
Store
Decoy Farm
Smithy
Woodthorpe
Eastlyn
Tabeal Farm
Hemden
Sewage Pump House
Drain
Dawgate
Fen Gate
3·69
3·3m
8800
·388ha
·96
9597
·089ha
·22
0091
·842ha
2·08
0088
·012ha
·03
0084
1·304ha
3·22
6881
6·099ha
15·07
0074
2·616ha
6·46
7166
·417ha
1·03
0064
1·652ha
4·08
3·2m
6850
1·102ha
2·72
0052
5·045ha
12·47
7432
1·057ha
2·61
B M 3·83m
0039
1·624ha
4·01
3·2m
6736
·154ha
·38
0031
2·422ha
5·99