



# TENDRING DISTRICT COUNCIL

## Planning Services

Council Offices, Thorpe Road, Weeley, Clacton-on-Sea, Essex CO16 9AJ

**APPLICANT:** Mr Stephen Sibley - Highcroft  
 Planning  
 The Elms  
 70 Third Avenue  
 Frinton On Sea  
 Essex  
 CO13 9EE

**AGENT:**

### CERTIFICATE OF LAWFULNESS OF PROPOSED USE OR DEVELOPMENT

#### TOWN AND COUNTRY PLANNING ACT 1990: SECTION 192 (AS AMENDED BY SECTION 10 OF THE PLANNING AND COMPENSATION ACT 1991)

**APPLICATION NO:** 21/00359/LUPROP

**DATE REGISTERED:** 9th March 2021

Tendring District Council hereby REFUSE the application for a Certificate of Lawful Proposed Use in respect of the use described in the First Schedule in respect of the land specified in the Second Schedule for the following reason(s):

- 1 The application site is a vacant plot, once part of the Martello Caravan site which has now been developed under separate planning applications. Insufficient information has been provided to describe the proposed use in order to establish the proposed use class. It is not clear from the submitted information provided the existing class use of the application site. Having regard to The Town and Country Planning Act 1990 and the Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended), a planning application would be required for a change of use of a clearly defined application site for boat storage, and the Certificate of Lawfulness application is refused on this basis.

**DATED:** 12th May 2021

**SIGNED:**

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Graham Nourse  
 Assistant Director  
 Planning Service

#### FIRST SCHEDULE

Partial use of site for Boat Storage

#### SECOND SCHEDULE

Land adjacent 24 Mill Lane Walton On The Naze Essex

*Notes*

- Your attention is drawn to the fact that if you are aggrieved by this determination you have a right of appeal against it to the Planning Inspectorate under Section 195 of the Town and Country Planning Act 1990. Notice of the appeal should be made on a **Lawful Use or Development Appeal Form** which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at <https://www.gov.uk/planning-inspectorate>. **Please note, only the applicant has the right of appeal.**