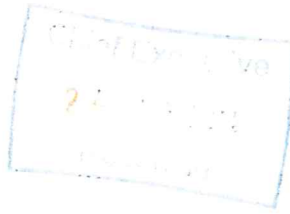


Appendix 1



Tudor Lodge
High Street,
Belbroughton,
Worcestershire,
DY9 9SU

17th February 2014

Chief Executive and Clerk
Bromsgrove District Council,
The Council House
Burcot Lane,
Bromsgrove,
Worcestershire,
B60 1AA

Re: Land Adjacent 73, Meadow Croft, Hagley. - Purchase Notice (section 137).

Dear Sir/Madam,

Following planning refusal of application 13/0837, with respect to constructing a dwelling on a section of land adjacent to 73, Meadow Croft, Hagley, we attach a 'Purchase Notice' for reasons as detailed below;

A principle point, in refusal of the application was that the land in question, is deemed to be classed as a 'public open space', which is not strictly correct.

In the planning refusal paper under the heading 'Assessment of the Proposal', the planning officer makes reference to planning permission B/1994/0117 indicating that within this application the land in question was set aside for public open space.

We would agree that the land within this earlier application was offered as a public open space, but that Bromsgrove District Council did not take up the offer.

The land remained within the ownership of Mr A Aston and Mr J Flynn, who have maintained the land for the past 20 years, including holding public liability insurance over the property.

It is therefore incorrect to consider the land as a public open space when it is owned and maintained by private individuals.

We hereby request the Council to purchase the land if they wish to offer the site as a public open space.

Yours faithfully,

James Flynn and Tony Aston

Bromsgrove District Council

Town and Country Planning Act 1990

Purchase Notice (section 137)

To the Chief Executive and Clerk of Bromsgrove District Council.

With reference to the land adjacent to 73 Meadow Croft, Hagley, Worcestershire, shown on the attached plan and subject of a planning decision, reference 13/0837 dated 10 February 2014 refusing planning permission.

We serve notice, under section 137 of the Town and Country Planning Act 1990, on the Council of Bromsgrove and we claim that-

- (a) the land has become incapable of reasonably beneficial use in its existing state; and
- X (b) it cannot be rendered capable of reasonably beneficial use by the carrying out of the development .
- (c) it cannot be rendered capable of reasonably beneficial use by carrying out any other development for which permission has been granted or is deemed to be granted, or for which the local planning authority or the secretary of state have undertaken to grant permission;

We hereby require the Council to purchase our interest in the said land, namely the site adjacent to 73 Meadow Croft Hagley, Worcestershire.

Owners;

Mr A Aston,
Orchard End
Holy Cross Lane
Belbroughton
Worcs
DY9 9SH

Signature

Date

18/2/2014.

Mr J Flynn,
Tudor Lodge
60 High Street,
Belbroughton
Worcs
DY9 9SU

Signature

Date

18. FEB 2014.



KEY :

site boundary edged red
applicant's legal R.O.W
coloured blue



Land adj 73 Meadow Croft, Hagley DY9 0LJ

bpDESIGN 1 Camel Cottages Holy Cross Green Clent Stourbridge DY9 0HG
tel 01562 730161 or 07977 913388 email bplantdesign@gmail.com

location plan

drg no OS1250
scale 1 : 1250 @ A4



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