

From: peter johnson [peterjohn@tiscali.co.uk]
Sent: 08 September 2011 09:08
To: ROBINSON, Steve (Chief Executive)
Cc: alison stace; council Brian A.; council Bob B.; council Brian C.; council Angela C.; council Brian C.; council Andrew D.; council Brenda D.; council Max D.; council John G.; council Arthur H.; council Mark I.; council Marie N.; council Charlie P.; council Barbara R.; council Mark S.; council Andrew S.; council Adrian W.; council Helen W.; council Mark W.; council Ann W.;
"brian.anderson@cheshirewestandchester.gov.uk
"@smtp823.mail.ukl.yahoo.com; O'BRIEN, Stephen; John Stenhouse
Subject: Heron Lodge Saga
Attachments: Heron's flight sale parts 1988.pdf

Dear Mr Robinson,

As you are aware, following on from your application in the courts to gain possession of my home under an "application for sale". I served a Freedom of Information request on your Authority.

After an inordinate period of time you met my request; the delay caused without doubt by your need to remove incriminating evidence "under legal privilege" and the sheer size of the files, as a result of almost a twelve year period of confrontation.

After attending your offices to peruse the files over some three days, I have now managed to complete my assessment of the information copies, against my request list, that you have provided.

I had hoped for a "nugget" and there is one. I have copied that to you by attachment. The resultant implications of this revelation is that you have clearly and totally failed to observe your responsibilities under HM Gov. Planning Enforcement Protocol 1997. This two page document was contained in your Planning Enforcement/Surveillance files, and had remained there following your 1988 surveillance of Farndon Hay in August of that year, as the date on it reveals. Sir, it condemns you and your actions completely, by its relevance to the protocol governing you conduct it rightly condemns:

The issuing of a Planning Contravention Notice in May 2000
The issuing of a further Planning Contravention Notice in August 2000
The issuing of a Planning Enforcement Notice 30th November 2001
The issuing of a Planning Enforcement Notice 4th December 2002
The application for an injunction
The application for an order for sale

The result of your none compliance with that protocol, has been the cause and effect of dramatic costs in time and expense of the following and it is horrendous:

Two Planning Appeals
A six day Public Inquiry (I believe the longest in Chester's history).
Two High Court Appeal applications.

A High Court Injunction hearing
Two High Court Injunction Appeals
Overall seven applications and attendances on the High Court
Numerous meetings with and engagements of experts, consultants, solicitors and barristers

When the independent evidence of the "Hockenhulls' Report" of 2006, is coupled with the evidence of a law precedent given to you in 2001 of Gravesham Borough Council V Environment Agency (1984) 47P & CR142[1983], and is then added to the overall assessment of your actions (as a result of this revelation of status), they can only be described as draconian, belligerent and displaying a completely cavalier disregard for my rights. Adding of course all the other factors of your illegal acts, behaviour and a blatantly ignorant disregard for the law. You have displayed without doubt a total disregard of anything proper in terms of performance of your duties of care to me and my property. Therefore, there can be no doubt your actions have been in pursuit of another agenda, one which you must have known was unjust and improper.

If you use the excusing arguments of "incompetently ignoring the protocol" "or just plain non compliance" you are "in the dock" on a charge of misfeasance or malfeasance. I am not interested in which you choose to argue. Because either of those has caused me twelve years of hell. You have caused me untold anxiety, harassment and hardship, the loss and destruction of my entire home and possessions by grotesque avoidable flooding. You have destroyed my aspirations for my home & my retirement & in addition effected far to many infringements of my Human and Common Law Rights.

I call on you to A) Cancel all of the above enforcement notices B) Withdraw by application on the High Court, the Injunction and cancel the resultant costs ordered C) Withdraw and cancel the application for sale) D) Publish a public apology for your failure to observe my rights E) Make due and proper recompense for all of your actions against me and my property and the damages caused over a twelve year period and my resultant costs of defending your actions throughout.

In conclusion, I have behaved responsibly and respectfully throughout this unsavoury Saga and expect you to behave accordingly now you are exposed, to move swiftly and comprehensively on all matters above, without any delay whatsoever.

Yours sincerely
Peter J Johnson.

Attachment Below



Sykes Waterhouse

'HERONS FLIGHT', TOWNFIELD LANE, FARNDON, NEAR
CHESTER

Head of Management Services
P. G. SIMON, FRICS, Chartered
S. M. Y. WARD, FRICS
S. C. DUFF, FRICS, FRACA
S. A. POUNDING, A. R. I. C. E.
M. E. KITCHEN, FRICS
C. J. WATSON, A. R. I. C. E.
R. H. H. GIBSON, FRICS
S. D. HARRIS, FRICS
S. M. HOLLAND, FRICS, FRACA, FRIP
S. H. ROBERTSON, A. R. I. C. E.

Managing Director
S. A. SIMON, FRICS, M. I. C. I. B.
C. G. SIMON
M. P. HARRIS, FRICS, FRACA
S. J. HARRIS, A. R. I. C. E.
M. D. MOON

Directors
S. C. HARRIS, FRICS
S. P. ALLEN, FRICS, FRACA
S. W. J. HARRIS, FRICS, FRACA
S. J. HARRIS
S. J. JACKSON, FRICS
S. J. HARRIS, FRICS
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S. J. HARRIS, FRICS
S. J. HARRIS, FRICS

Managing Director Services
S. J. HARRIS, FRICS

Head Office:

34 Cook Street
Liverpool L2 9RQ
051-227 4222

20 A Road
L24 1LN
051-227 4222

11 Broadgreen Road
Old Swan L13 5SD
051-220 4443

96 Highton Street
Southport PR9 0TE
Southport 436113

363 Liverpool Road
Ainsdale PR8 3LU
Southport 78023

3 Chapel Lane
Family L17 4DL
Family 75691

47 Liverpool Road
Crosby L23 5SD
051-824 2278/9

26 Central Square
Maghull L31 0AE
051-526 3432

491 Rice Lane
Wilson L9 5AP
Tel: 051-325 4292

Wirral Offices:
11 Banks Road
West Wirral L48 0QX
351 1166/7

27 Iron Road
Wirral L48 0TA
351 1166/7

21 High Street
Newton L64 9TZ
351-336 2678

289 Hoylake Road
Moreton L40 0RL
351-678 9260

345 Woodchurch Road
Preston L42 8PE
351-608 9444

10 Alport Lane
Brenthorpe L62 7HP
351-334 5156

422 Chester Road
Little Sutton L46 1RB
351-319 7118

78 Whisby Road
Blessington L65 0AJ
351-355 2626

Cheshire Offices:
19 Watergate Row
Chester CH1 2LE
Chester 312977

North Wales Offices:
19 High Street, Mold
Wales, Clwyd CH7 1BQ
Wales 55116/7

The Cross, Buckley
Clwyd CH7 2EF
Buckley 543232
and 542141

A quietly situated holiday chalet set within large gardens overlooking open fields and within a few seconds walking distance of the banks of the River Dee.



- * PORCH/VERANDA
- * LOUNGE
- * DINING AREA
- * KITCHEN
- * TWO BEDROOMS
- * CAR PARKING SPACE
- * EXTENSIVE GARDENS

This delightfully situated chalet style property was constructed over 66 years ago and offers an ideal holiday retreat. It offers easily maintained accommodation and comprises briefly; Porch/Veranda, Lounge having a bay window, Dining Area, Kitchen with single drainer sink unit, and two Bedrooms. It is ample space for parking a car, and the whole is set in extensive gardens.

The property is situated off Townfield Lane in the village of Farndon. There are good local shops and schools in the village and the property has delightful open aspects across rolling countryside and is within a few seconds walking distance of the banks of the River Dee. Its construction is of timber under an asbestos roof and the easily maintained accommodation which is ideally suitable for a fisherman's cottage or a holiday weekend cottage, comprises:-

- SUN VERANDA with double doors to -
- LOUNGE 17' x 11' having wall panelling and panelled ceiling, bay window and fitted wall light points.
- DINING AREA 7' x 6'2"
- KITCHEN 9'2 x 6' having a stainless steel single drainer sink unit, base units with working tops, cupboards below and cooker control point.
- BEDROOM ONE 9'3 x 9'
- BEDROOM TWO 9'2 x 7'

OUTSIDE:

The property is set in extensive lawned gardens with delightful views across open countryside. Chemical closet. Garage space behind double gates. There is mains electric connected.

TENURE:

FREEHOLD VACANT POSSESSION ON COMPLETION

PRICE - £12,500

VIEWING:

By prior telephone appointment through Sykes Waterhouse Chester office, telephone number Chester 312977 or directly through the vendors Mr and Mrs F. Collins telephone number 051-722-8172.

(August 1985)