

DEVELOPMENT CONTROL COMMITTEE – 1 FEBRUARY 2006
APPEAL DECISIONS

| APPEAL BY | LOCATION | APPLICATION NO | DESCRIPTION | APPEAL DECISION & DATE | DATE OF ORIGINAL DECISION | SUMMARY OF DECISION |
|-----------|--|----------------|--|-----------------------------|---------------------------|---|
| Gates | Gates Chelmsford Road Great Dunmow | UTT/1334/05/AV | Appeal against refusal to grant planning permission for internally illuminated pole sign 6m high, with a sign head 1.76m by 1.76m attached in a flag fashion | 5 January 2006 DISMISSED | 9 September 2005 | The Inspector concluded that the advert would be detrimental to amenity |

AGENDA ITEM NO 9

Title: ENFORCEMENT OF PLANNING CONTROL – PROGRESS REPORT

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| | ADDRESS | UNAUTHORISED DEVELOPMENT | ACTION AUTHORISED | EFFECTIVE DATE FOR COMPLIANCE | APPEAL | COMMENTS |
|---|--|--|--------------------------|---|---------------|---|
| 1 | Land at Anvil Cross Howe Green Great Hallingbury | Airport related parking and engineering works | 20/2/04 | 3/8/04 | | Commencing injunction served. Application to set aside dismissed. Application for committal agreed. Committal proceedings heard landowner fined £50,000 with costs. Costs paid. Application for appeal against fine and for permission to appeal refused. Prosecution successful. £2,500 fine and full costs awarded. Direct action to be arranged to clear site. |
| 2 | Land at Oak Lodge/Waterside Cottage, Jacks Lane, Takeley | Use of detached annexe by non-dependents relatives | 31.8.04 | 15/01/06 | Yes | Enforcement notice served. Informal hearing on 07/06/05. Enforcement upheld. |
| 3 | Land adjacent to Sidestream, High Street, Clavering | Extension of garden curtilage, widening of access bridge, hard standing and shed | 20.09.04 | (i) 21/10/05 (Remove shed) (ii) 21/01/06 (Remove hard standing) (iii) 21/08/05 (Cease use of land) (iv) 21/08/05 (Remove play equipment) | Yes | Requisition for Information served. Enforcement Notice served. Public Inquiry held on 28/06/05. Enforcement notice upheld except matters relating to bridge and associated works. Compliance achieved regarding (i), (iii) and (iv). |

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| 4 | Hillenor, Chelmsford Road, Margaret Roding | Erection of building | 1.12.04 | Yes | Enforcement Notice served. Appeal lodged. Decision awaited. |
| 5 | Canfield Service Station Dunmow Road, Little Canfield | 1 Airport related parking 2 Laying of hard surface 3 Fence adjoining highway | 12.01.05 | Yes | Further requisitions for information served following further enquiries. Planning application received. Hearing for injunction at Harlow County Court adjourned to July. Judicial Review proceedings discontinued, costs awarded to the Council. Injunction granted, with costs to the Council. Appeal lodged against the enforcement notice. Decision awaited. |
| 6 | Stebbing View, Dunmow Road, Stebbing | Change of use of agricultural land to garden. | 8.4.05 | | Compliance anticipated. |
| 7 | Griffin Farm, Great Canfield | 1 B1/B2/B8 uses 2 Earth bund 3 Siting of mobile home | 8.4.05 | | Planning permission refused for retention of uses. Further information being obtained. Appeal submitted against planning refusal. Mobile home removed. |
| 8 | Broom and Burney woods, Cambridge Road, Ugley | Unauthorised use of woodland area for paintball games. Unauthorised siting of portacabin and other buildings associated with paintball activities. | 06.04.05 | | Retrospective planning application refused. Enforcement Notice and Article 4 Notice of Making issued. Article 4 awaiting ratification from Secretary of State Planning appeal lodged. |
| 9 | Old Fire Place Works, Parsonage Road, Takeley | Change of use to car rental business. | 15.06.05 | Yes | Enforcement notice served. Retrospective planning application submitted/refused. Appeals to be conjoined together. |
| 10 | 10 Peggy's Walk, Littlebury | Frontage fencing | 27.05.05 | | Retrospective planning application refused. Planning appeal lodged. |

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| | | | | Enforcement action deferred pending determination of planning appeal. |
| 11 | Whitehouse Farm, Finchingfield Road, Little Sampford | Change of use from barn to Class B8 (Storage and Distribution) | 12.10.05 | Planning permission to be refused. Further information being obtained. |
| 12 | Land adjacent to Warren Farm, Little Canfield | Temporary Haul Road laid for construction period of initial phase of residential development of Priors Green | 02.11.05 | Investigations continuing. |

PROSECUTIONS

| | ADDRESS | DESCRIPTION |
|---|--|--|
| 1 | Manuden House The Street Manuden | Unauthorised felling of tree. Legal proceedings issued. First hearing date scheduled for 6 August 2004. Hearing adjourned to 1 October 2004. Pre-trial scheduled for 26 November 2004. Trial fixed for 19 April 2005. Defendant found guilty. Fine imposed of £3,000 plus costs. Appeal to High Court (case stated). |

BREACH OF CONDITION NOTICES

| | ADDRESS | DESCRIPTION |
|---|-------------------------|---|
| 1 | 12 Millside Stansted | Unauthorised curtilage fencing. Breach of Condition Notice issued 22.09.05. Compliance due by 24.10.05. Compliance Achieved. |