

AGENDA ITEM NO 11

Title: ENFORCEMENT OF PLANNING CONTROL – PROGRESS REPORT

Author: Clive Theobald (01799) 510463

	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	20.02.04	03.08.04		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	31.08.04	15.01.06	Yes	Enforcement notice served. Informal hearing on 07/06/05. Enforcement upheld. Compliance inspection to be carried out
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).

4	Hillenor, Chelmsford Road, Margaret Roding	Erection of building	01.12.04		Yes	Enforcement Notice served. Appeal dismissed (structure). Structure dismantled. Compliance achieved.
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	Appeal lodged against the enforcement notice. Inquiry rescheduled for 5 May 2006.
6	Stebbing View, Dunmow Road, Stebbing	Change of use of agricultural land to garden.	08.04.05			Compliance anticipated.
7	Griffin Farm, Great Canfield	1 B1/B2/B8 uses 2 Earth bund 3 Siting of mobile home	08.04.05			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 activity.	06.04.05		Yes	Retrospective planning application refused. Enforcement Notice and Article 4 Notice of Making issued. Planning appeal lodged. Enforcement appeal lodged. Decisions awaited. Article 4 Direction confirmed by ODPM.
9	Old Fire Place Works, Parsonage Road, Takeley	Change of use to car rental business.	15.06.05	19.05.06	Yes	Enforcement notice served. Retrospective planning application refused. Appeals to be conjoined together. Enforcement appeal dismissed. Notice upheld. Compliance anticipated.
10	10 Peggy's Walk, Littlebury	Frontage fencing	27.05.05			Retrospective planning application refused. Appeal dismissed. Fencing to be reduced in height as permitted works.
11	Whitehouse Farm, Finchingfield Road, Little	Change of use from barn to Class B8 (Storage and	12.10.05		Yes	Planning permission refused. Further information obtained. Enforcement

	Sampford	Distribution)		Notice issued.
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	Enforcement action placed on hold, pending determination of further planning application (due to be determined on 5 April 2006).
13	Butlers Farm, Butlers Lane, Ashdon	(i) B1 use of agricultural building (units 1 & 2) (ii) B8 storage (builder's plant and materials) (unit 3)	30.01.06	Retrospective planning applications refused. Enforcement Notice to be issued. New planning applications received for same uses

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).
2 Land in Cock Lane, Starlings Green, Clavering	Non-return of Requisition for Information regarding unauthorised business use of smallholding building Summons issued. Defendant pleaded not guilty at first hearing. Defendant pleaded guilty at second hearing (21/3/06). Court costs awarded to Council. Defendant given one year conditional discharge.