

**AGENDA ITEM 6 Title: ENFORCEMENT OF PLANNING CONTROL – PROGRESS REPORT**

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**1. ENFORCEMENT NOTICES**

	<b>ADDRESS</b>	<b>UNAUTHORISED DEVELOPMENT</b>	<b>ACTION AUTHORISED</b>	<b>EFFECTIVE DATE FOR COMPLIANCE</b>	<b>APPEAL</b>	<b>COMMENTS</b>
1	Griffin Farm, Great Canfield.	(i) B1/B2/B8 uses (ii) Earth bund (iii) Siting of mobile home	08.04.05	5.6.08 (except removal of barn which is 5.8.08)	Yes	Planning permission refused for retention of uses. Appeal submitted against planning refusal. Appeal dismissed. Appeal decision being challenged in High Court by appellant.
2	Holmby, Chelmsford Road, Hatfield Heath.	Erection of gates, fences and walls adjacent to highway.	30.11.06	03.12.07.	Yes	Enforcement Notice served. Appeal lodged against EN and refusal of planning permission. Appeal dismissed. Programme of works agreed. Compliance date is in December 2008, at which time a site visit will be carried out.
3	The Druries The Street High Roding	Erection of decking, staircase and balustrade	06.11.07	07.12.07 (amended to 30.3.09 by Inspector)	Yes	Enforcement notice served. Appeal Lodged. Decision received - dismissed.
4	Ash Tree Market Garden Starlings Green Clavering	(i) Erection of timber building (ii) Stationing of residential mobile home (iii) Siting of additional mobile home (vacant) Appeal lodged Public Inquiry 16 July 2008	17.09.07.	02.11.07.	Yes	Enforcement notice served. Appeal lodged. Appeal now to be determined by written representations. Decision awaited.
5	Land at the Barn Tye Green, Elsenham Elsenham	Open storage use as builders yard	NA	NA	NA	Planning appeal dismissed. Use not ceased. Enforcement Notice to be served.
6	Tile House Bungalow Stebbing Green Stebbing	Erection of outbuildings on extended residential curtilage. Appeal lodged Public Inquiry 9	16.09.07.	16.04.2008 (extended on appeal to 30	Yes	Enforcement notice served. Appeal Lodged. Inquiry held. Appeal mostly dismissed except for retention of

		September 2008		March 2009)		summerhouse and small area of garden near it.
7	Tooleys Farm Brook Street Stebbing	Unlawful use of building and area of land for industrial purposes	06.11.07	NA	NA	Enforcement notice to be served.
8	Quoins Farm Barnston	Erection of a poly-tunnel	NA	NA	NA	Planning appeal lodged. Appeal dismissed. Enforcement notice to be served.
9	Cranwellian The Street Takeley	Engineering operations to raise land levels for drainage Environment Agency taking action	TBC	NA	NA	Enforcement action suspended. Environment Agency to deal with the matter.
10	Chestnut Cottage Dellows Lane Ugley Green Ugley	Extension and separate residential use of outbuilding	TBC	NA	NA	Planning permission granted for retention of building for business use. Building to be re-inspected concerning residential occupation.
11	Rear of 15/17 Clapton hall Lane, Great Dunmow	Storage of builders materials compliance expected at the end of May, if not a prosecution will be issued	TBC	28.12.07	No	Partial compliance achieved. Site reinspected and compliance found to be proceeding but not achieved. Action on going (deadline given) and site visit will be carried out during week commencing 22 September. Further site visit carried out after expiry of deadline and site found not to be cleared. Summons issued. First hearing 11 November.
12	Broxted Business Park Broxted	Storage of cars outside barn and dismantling/work to cars both inside building and outside.	20.8.08	29.8.08 (Stop) 17.10.08 (EN)		Enforcement and Stop Notices served on both the tenant and the land owner. Use ceased and all cars removed from site. First hearing against land owner 11 November.

## 2. BREACH OF CONDITION NOTICES

ADDRESS	BREACH	ACTION AUTHORITY	EFFECTIVE DATE FOR	COMMENTS
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**COMPLIANCE**

1	Pledgdon Lodge Pledgdon Green Henham	Failure to demolish original dwellinghouse	TBC	20.08.07.	Breach of Condition Notice served. Non-compliance. Prosecution commenced. Trial date 24.03.2008. Conviction obtained – fined £500 and £1330 costs. Further Summons issued. Application made for retention of existing building. Hearing date adjourned pending decision on application. Application for retention refused. Appeal lodged against refusal of application.
2	Land at Top Road, Wimbish	Use of approved and newly constructed stable block for living accommodation	30.11.06	17.02.2008	Internal inspection carried out on 14.09.07 has shown that a breach of planning control is occurring. Breach of Condition Notice served. Judicial Review (JR) pending on decision to issue a Breach of Condition Notice. Permission granted for JR. Notice withdrawn. Hearing date awaited. Notice to be served
3	Land adjacent 8 Redgates Lane, Swards End	Failure to comply with condition requiring submission of details of works to prevent flooding	TBC	TBC	Notice to be served
4	Barn at Wicken Bonhunt	Failure to comply with conditions to provide turntable and paint windows frames and doors to match timber of barn. Failure to respond to a Section 330 Notice.	TBC	TBC	Breach of Condition Notice to be served and separate prosecution for failure to respond to a S.330 Notice (Request for information) to be pursued.