

Planning Enforcement formal action (DM Committee 26th April 2017)

| | ENFORCEMENT CASE NO. | LOCATION | BREACH | DATE ISSUED | EFFECTIVE DATE | COMPLIANCE DATE | APPEAL | NEW COMPLIANCE DATE | RESULT | NOTES/FURTHER ACTION |
|---|----------------------|---|--|-------------|----------------|------------------------|--|---------------------|---|---|
| 1 | CB/ENC/11/0402 | Land adjoining Greenacres, Gypsy Lane, Little Billington, Leighton Buzzard. LU7 9BP | 2 Enforcement Notices 1 - Unauthorised encroachment onto field 2 - Unauthorised hard standing, fence and buildings | 15-Oct-12 | 12-Nov-12 | 10-Dec-12 | | | Not complied | Awaiting outcome of PFMT presentation. |
| 2 | CB/ENC/11/0499 | Land at Erin House, 171 Dunstable Road, Caddington, Luton. LU1 4AN | Enforcement Notice - unauthorised erection of a double garage. | 03-Sep-13 | 01-Oct-13 | 01-Dec-13 | Appeal dismissed March 2014. Magistrates Prosecution successful. Crown Court prosecution successful. | 15-May-17 | Not complied | Appeal against the refusal of CB/16/01453 for a smaller, lower double garage in the same location dismissed. The property owner has until 15 May 2017 to fully comply with the enforcement Notice and demolish the whole structure. |
| 3 | CB/ENC/12/0199 | Plots 1 & 2 The Stables, Gypsy Lane, Little Billington, Leighton Buzzard LU7 9BP | Breach of Condition Notice Condition 3 SB/TP/04/1372 named occupants | 15-Oct-12 | 15-Oct-12 | 12-Nov-12 | | | | Awaiting outcome of PFMT presentation. |
| 4 | CB/ENC/12/0508 | Land at Site C, The Stables, Stanbridge Road, Great Billington, Leighton Buzzard, LU7 9JH | Enforcement Notice- Unauthorised creation of new access and erection of gates. | 17-Nov-14 | 15-Dec-14 | 15-Mar-15 & 15-June-15 | | | Not complied | Legal advice being sought as to next steps. |
| 5 | CB/ENC/12/0521 | Random, Private Road, Barton Le Clay, MK45 4LE | Enforcement Notice 2 - Without planning permission the extension and alteration of the existing dwelling on the land. | 24-Aug-15 | 24-Sep-15 | 24-Mar-16 & 24-June-16 | | 07-Apr-17 | Revised appeal decision 07/04/16, appeal dismissed Enforcement Notice upheld. Demolition work has commenced on site | Decision to decline to determine new planning application CB/17/00185/FULL. Planning permission CB/16/02327/FULL granted 29/9/16, condition 2 requires submission of demolition scheme and demolition of unauthorised extensions as per compliance with Enforcement Notice. Appeal received 31/10/16 against Condition 2, awaiting decision from Planning Inspectorate. Enforcement Notice requires demolition of unauthorised extensions by 7/4/17. Demolition work on site has commenced. |

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| 6 | CB/ENC/12/0633 | Land at Plot 2, Greenacres, Gypsy Lane, Little Billington, Leighton Buzzard. LU7 9BP | Enforcement Notice - construction of timber building and the laying of hard standing. | 17-Jan-13 | 14-Feb-13 | 14-Mar-13 | | | Not complied | Awaiting outcome of PFMT presentation. |
| 7 | CB/ENC/13/0336 | The Stables, Dunstable Road, Toddington, Dunstable, LU5 6DX | 2 Enforcement Notices - 1. Change of use from agriculture to a mixed use of agriculture, residential and retail sales and 2. building works for commercial purposes | 11-Jul-14 | 15-Aug-14 | 15-Oct-14 | Planning appeal received 07/06 | 02-May-17 | Not complied | Appeal against the refusal of the Section 191 application for the use of a dwelling house for residential purposes (CB/15/04424) was dismissed in January 2017. Land owner has until 2 May 2017 to cease the residential use of the single dwelling. Site inspection will be carried out to check compliance. |
| 8 | CB/ENC/13/0452 | Long Yard, Dunstable Road, Studham, Dunstable, LU6 2QL | 3 X Enforcement Notices - 1 -Erection of timber building 2 - Material change of use from agriculture to storage of motor vehicles 3 - Material change of use of the land from agriculture to a mixed use for agriculture and the storage of motor vehicles, a touring caravan and building and hardore materials. 1XEnforcement Notice - Material change of use from agriculture to storage of motor vehicles and building and waste materials. | 12-Aug-15 12-Aug-15 12-Aug-15 04-Feb-16 | 12-Sep-15 12-Sep-15 12-Sep-15 07-Mar-16 | 12-Nov-15 12-Nov-15 12-Nov-15 07-May 16 07-June-16 | | | Not complied with Complied with | Enforcement Notice 1 has not been complied with. No further action needed Enforcement Notice 3 has been part complied with. Prosecution case ongoing. |
| 9 | CB/ENC/14/0361 | The Old Rose, 16 Blunham Road, Moggerhanger, MK44 3RA | Section 215 notice - untidy land and buildings | 29-Apr-15 | 30-May-15 | 30-Aug-15 | | | | Works are continuing to comply with the Notice. |
| 10 | CB/ENC/14/0485 | Clifton House and outbuildings, Church Street, Clifton, Shefford, SG17 5ET | Repairs Notice - Listed Building in state of disrepair | 08-Jan-15 | 08-Jan-15 | 08-Mar-15 | | 08/04/2015 | | On-going discussions with Conservation Officer to decide best way forward. |

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| 11 | CB/ENC/15/0140 | Springbank, Bottom Drive, Eaton Bray, LU6 2JS | Enforcement Notice - Unauthorised wall | 09-Nov-15 | 08-Dec-15 | 08-Feb-16 | | 27/09/2016 | Appeal decision 27/7/16 - Enforcement Notice upheld | Prosecution to commence. |
| 12 | CB/ENC/15/0260 | Gravenhurst Lane/A6, Silsoe | Section 215 notice - untidy land and buildings Enforcement Notice - material change of use to a caravan site with the stationing of two static mobile homes | 06-May-16 07-Apr-17 | 08-Jun-16 08-May-17 | 08-Jul-16 08-Jul-17 08-Aug-17 | | | | Part compliance with the Section 215 Notice. Tyres and scrap removed. Check compliance 08/07/17 and 08/08/17 |
| 13 | CB/ENC/15/0423 | Land at, Astwick Road, Stotfold | Injunction served 22nd September 2015, continuation injunction served 5th October 2015 for unauthorised development for Gypsy and Traveller site. Enforcement Notice served 11/12/15 | 11-Dec-15 | 11-Jan-15 | 11-Jul-16 11-Oct-16 | Appeal | 02-Mar-17 02-Jun-17 | Appeal dismissed | Continuation of Injunction granted 5/10/15 to prevent further unlawful development. Planning application refused. Legal challenge against Council's decision to decline to determine planning application to temporarily retain a single pitch (one mobile and one static) - CB/16/05603. Injunction remains in place to prevent further development. Enforcement Notice remains in effect, compliance 2/3/17 and 2/6/17. No compliance yet, awaiting Counsel advice on further action. |
| 14 | CB/ENC/15/0466 | Land at 13 Icknield Street, Dunstable, LU6 3AD | Enforcement Notice - the installation of a dormer | 30-Nov-16 | 28-Dec-16 | 28-Jun-17 | | | | New application submitted under ref CB/17/01420/FULL to comply with enforcement notice. |
| 15 | CB/ENC/15/0530 | 47 Hitchin Road, Stotfold, SG5 4HP | Section 215 Notice - untidy land | 31-Aug-16 | 30-Sep-16 | 30-Oct-16 | | | | No applications received, notice has not been fully complied with, report being prepared for legal to consider prosecution action. |

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| 16 | CB/ENC/15/0542 | Land at Honeywicke Cottage, Honeywick Lane, Eaton Bray, Dunstable, LU6 2BJ | Enforcement Notice - Material change of use from agriculture to use for Class B8 storage as a scaffolding contractors yard and the laying of hardstanding. | 10-Feb-16 | 10-Mar-16 | 10-Sep-16 10-Oct-16 | Appeal | 19-Jan-17 | Appeal dismissed | Challenge against Appeal decision has now been lodged. All action held in abeyance. |
| 17 | CB/ENC/16/0001 | Rear of, 2 Wrestlingworth Road, Potton, SG19 2DP | Enforcement Notice - Material change of use of the land from agricultural use to a use for the storage of materials, equipment and machinery associated with the unauthorised demolition business. | 01-Jun-16 | 01-Jul-16 | 01-Aug-16 | Appeal received 10/06/16 | | Complied with | Compliance check carried out end March 2017. Enforcement notice requirements complied with. |
| 18 | CB/ENC/16/0016 | Grooms Cottage, 5 West Hill, Aspley Guise, MK17 8DP | S215 Notice - Building in state of disrepair | 16-Nov-16 | 16-Dec-16 | 16-Mar-17 | | | | Await update from Highways but working with Agent to progress. |
| 19 | CB/ENC/16/0084 | Unit 22 Pulloxhill Business Park, Greenfield Road, MK45 5EU | Enforcement Notice 1 (r/o Unit 14)- Material change of use of the land from amenity land to use for the storage, maintenance and cleaning of plant/machinery Enforcement Notice 2 (r/o Unit 22)- Material change of use of the land from amenity land to use for the storage, maintenance and cleaning of plant/machinery | 05-Apr-16 05-Apr-16 | 06-May-16 06-May-16 | 06-June-16 06-July-16 06-Jun-16 | Appeal received 06/05/16 | | Notices withdrawn | Various non compliances with conditions placed on CB/15/04844 remain. Minimal impact upon amenity. Continued negotiations with the land owner. |
| 20 | CB/ENC/16/0179 | Land at 81 The Rowlands, Biggleswade, SG18 8NZ | S215 Notice - Untidy land | 02-Aug-16 | 02-Sep-16 | 02-Oct016 | | | | Court date set for 21/04/2017 at Luton Magistrates Court. |
| 21 | CB/ENC/16/0214 | Land at 27 Gardeners Close, Maulden, Bedford, MK45 2DY | Enforcement Notice - Unauthorised erection of an outbuilding, a raised platform and supporting frame. | 22-Aug-16 | 22-Sep-16 | 22-Oct-16 | | | Complied with | Compliance with the Notice has been achieved and the case will now be closed. |
| 22 | CB/ENC/16/0216 | Falcons Field, Lower Rads End, Eversholt, MK17 9EE | Enforcement Notice - Unauthorised construction of a tree house | 08-Mar-17 | 08-Apr-17 | 08-May-17 | | | | Check compliance 08/05/17 |
| 23 | CB/ENC/16/0237 | Land at 3A Shannon Close and Land to the North, Lower Stondon, SG16 6EF | Unauthorised works to trees protected by Tree Preservation Orders | | | | | | | Charges withdrawn at court by LGSS Law as the evidence supplied by officers could not prove the charges set out by LGSS Law. Case therefore discontinued. |

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| 24 | CB/ENC/16/0328 | 52 The Ridgeway, Flitwick, MK45 1DJ | Section 215 - Untidy Land | 03-Oct-16 | 03-Nov-16 | 03-Dec-16 | | | | Await update following first hearing on 04/04/2017 at Luton Magistrates Court. |
| 25 | CB/ENC/16/0390 | 7 Lovers Walk, Dunstable, LU5 4BG | Section 215 - Untidy Land | 20-Oct-16 | 20-Nov-16 | 20-Dec-16 | | | | Notice not complied with - file being prepared for Legal. |
| 26 | CB/ENC/16/0482 | The Halt, Crawley Crossing, Bedford Road, Husborne Crawley, MK43 0UT | Breach of conditions - Condition 1 and 2 - Construction Traffic scheme and landscaping details. | 16-Mar-17 | 16-Mar-17 | 15-Apr-17 | | | | Breach of Condition Notices were served on 16 March 2017 giving 30 days for compliance that being 15 April 2017. |
| 27 | CB/ENC/16/0548 | 2 Hockliffe Road, Leighton Buzzard, LU7 3FN | Enforcement Notice - Unauthorised change of use, taxi business. | 12-Jan-17 | 12-Feb-17 | 12-Mar-17 | Appeal received 09/02/17 | | | Appeal submitted and questionnaire to be completed. |
| 28 | CB/ENC/17/0007 | The Kings Head, Great North Road, Lower Caldecote | Breach of condition - Condition 2 - following first occupation of the dwelling, the existing dwelling shall be demolished and all resultant detritus be removed. | 05-Apr-17 | 05-Apr-17 | 15-May-17 | | | | Check compliance 15/05/17 |
| 29 | CB/ENC/16/0549 | Land rear of Unit 14, Pulloxhill Business Park, Greenfield Road, Pulloxhill, MK44 5EU | Enforcement Notice - The unauthorised material change of use of the Land to open storage and cleaning of commercial plant and machinery with the associated provision of a 2.5 metre high earth bund along the north eastern site boundary and boundary bund, fencing with gates on the road frontage. | 27-Jan-17 | 01-Mar-17 | 01-Apr-17 01-Jun-17 | | | | Work in progress with regard to the clearance of the plant/equipment in accordance with Enforcement notice requirements. |
| 30 | CB/ENC/17/0013 | Lidlington Post Office, 35 church Street, Lidlington, MK43 0RJ | Temporary Stop Notice - The unauthorised erection of a structure. | 24-Feb-17 | 24-Feb-17 | 24-Feb-17 | | | | Temporary Stop Notice served on 24 February 2017 expiring on 24 March 2017 - planning application submitted in the meantime under CB/17/01081/FULL. |