

Planning Enforcement formal action (DM Committee 15th September 2010)

	ENFORCEMENT CASE NO.	LOCATION	BREACH	DATE ISSUED	EFFECTIVE DATE	COMPLIANCE DATE	APPEAL	NEW COMPLIANCE DATE	RESULT	NOTES/FURTHER ACTION
1	CB/ENC/09/0555	Satco Plastic Ltd, Satco House, Unit 7 Argan park, Foster Avenue, Dunstable	Breach of Condition Notice, condition 7 SB/TP/04/00818, change of use to B2. 2nd Notice issued	8-Dec-09	8-Dec-09	18-Jan-10			Not complied	Court action adjourned to allow further sound proofing & assessment
2	CB/ENC/09/1015	Land south of Pond Farmhouse, 7 High Street, Pulloxhill	Enforcement Notice - unauthorised carrying out of engineering operations and works consisting of excavation of site.	30-Nov-09	11-Jan-10	10-Feb-10	Appeal Recived 08/01/2010			Await outcome of Appeal
3	CB/ENC/09/1079	Arcade Nursery, A507 Stotfold Road, Arlesey	BOCN - breach of condition 3, no retail sales	21-Oct-09	21-Oct-09	20-Nov-09				Planning application to retain extension & vary condition to allow limited retail sales submitted 9/8/10 CB/10/02923/full. Await outcome
4	CB/ENC/09/1179	Northfield Farm, Great Lane, Clophill, Bedford, MK45 4DD	Enforcement Notice - change of use to siting mobile home for residential purposes	15-Apr-10	13-May-10	13-Nov-10				Check compliance after 13/11/10
5	CB/ENC/09/1304	Land To The Rear Of 153, Biggleswade Road, Upper Caldecote	Unauthorised buildings and structures on agricultural land.	13-Apr-10	11-May-10	varied			Part complied, Buildings removed	Await planning application to retain kennels & stables
6	CB/ENC/09/1378	Long Yard, Dunstable Road, Studham	Enforcement Notice - Residential use of barn	4-Jan-10	1-Feb-10	2-May-10				Planning application received, CB/10/00783. Await decision.
7	CB/ENC/09/1438 Case closed	26 The Martins Drive, Linslade, Leighton Buzzard	Enforcement Notice. Erection of fence over 1 metre in height adjacent to a public highway.	15-Jul-10	13-Jul-10	10-Sep-10			Complied 19/8/10	
8	CB/ENC/10/0068	Land at The Haven, Castle Hill Road, Totternhoe, Dunstable	Enforcement Notice, use of land for the stationing of container and the storage of building materials	22-Jun-10	20-Jul-10	17-Aug-10				Await outcome of appeal

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9	CB/ENC/10/0099	Toad Hall, 23A Mill Lane, Stotfold, Hitchin	2 Enforcement Notices. Change of use of stable building to ancillary residential use and change of use of agricultural land to residential garden. Alterations and extension of stable building	2-Aug-10	6-Sep-10	6-Nov-10 and 6-Jan-11				Check compliance 6/11/10 and 6/1/11
10	CB/ENC/10/0193	Conn Farm, Cranfield Road, Cranfield	Enforcement Notice. Erection of a building	21-Jul-10	18-Aug-10	Varied	received 13-Aug-10			Await outcome of appeal
11	MB/ENC/05/0178	Land at Maulden Garden Centre, Water End, Maulden	Enforcement Notice - change of use from nursery to garden centre, construction of 6 buildings, siting of mobile home.	9-Apr-09	9-May-09	9-Nov-09	Appeal received 7-May-09		Some details approved, some refused.	Appeal decision received. Enforcement Notice varied & part upheld. Planning permission granted (part) with conditions. Details submitted by 19/6/10.
12	MB/ENC/06/0078	Tythe Barn, Wood End, Tingrith	Change of use of land to retail sales & 2 timber showrooms	19-May-08	19-Jun-08	20-May-09	Appeal withdrawn, extension agreed to compliance period		Barn extension built.	1 cabin removed, 2nd cabin moved awaiting being sold
13	MB/ENC/06/0244	Land at The Green Man, Broom Road, Stanford	Enforcement Notice - extractor fan duct, 2 masts supporting security cameras and flood lighting.	9-Dec-08	9-Jan-09		Appeal received 4/2/09	26-Nov-09	Appeal dismissed & uphold enforcement notice.	Revised planning application CB/10/02613/full received. Await decision.
14	MB/ENC/07/0085 - Woodview Nurseries, Shefford Rd, Meppershall Please see Appendix C for further details of this case		Mobile home & conservatory	21-Jan-08	19-Feb-08	19-Aug-08	Appeal received. Hearing 14 Oct-08	3-May-10	Appeal dismissed & uphold enforcement notice	Have not complied with Enforcement Notice. Full assessment to decide further action.
15	MB/ENC/08/0214	Land & Buildings at Lower Wood Farm, Sundon Rd, Harlington	Breach of conditions to Permissions 02/00553 & 06/00152. Enforcement Notice - outside storage & portacabins	15-Dec-08	12-Jan-09	12-Feb-09			Not complied	Referred to Legal 29/6/10 to assess for prosecution.

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16	MB/ENC/08/0257	Land at Crossingland Farm, Salford Road, Aspley Guise, Milton Keynes	2 Enforcement Notices - Construction of single storey building and 2 storey building without planning permission.	9-Jun-10	7-Jul-10	7-Jan-11	Appeal received 07/07/2010			Await outcome of appeal.
17	MB/ENC/08/0370	Land at Hadenham Farm, Gravenhurst Road, Shillington	Enforcement Notice - Mobile Home	11-Feb-10	11-Mar-10	9-Jun-10	Appeal received 8/3/10			Revised planning application CB/10/01092 refused. Await outcome of appeals.
18	MB/ENC/08/0372	Dingley Dell, Toddington Road, Westoning, Bedford	Enforcement Notice. Unauthorised restaurant building and farm shop building	16-Jul-10	13-Aug-10	8-Oct-10				
19	MB/ENC/08/0381 Case closed	Land and Buildings on the West side of Foundry Lane, Biggleswade	Enforcement Notice - change of use to hand car wash	22-Dec-08	22-Jan-09	22-Feb-09	Late appeal not accepted by PINS			Planning permission CB/09/06135/full granted 19/8/10
20	MB/ENC/09/0034	Land at Whitsundales Farm	2 Enforcement Notices - Change of use to storage, erection of hardstanding + Access	17-Dec-09	17-Jan-10	various up to 17-Apr-10	Appeal received 12/01/2010	To be agreed	Hearing held jointly with planning appeals 10th to 11th August 2010	Appeal decision 27/8/10. Appeals dismissed, Enforcement Notices upheld, compliance periods to be agreed.
21	SB/ENC/07/0012	Land rear of Packhorse Place, Watling Street, Kensworth	Change of use of land for the parking of vehicles	5-Nov-07	5-Dec-07	01 Jan 2008 & 26 Feb 2008	21-Jan-08	28 Jul 2009 & 28 Sep 2009	Appeal dismissed but compliance periods extended.	Planning application CB/09/07011/full refused, discussions to assess further action.
22	SB/ENC/07/0059 Case closed	Land at 2A Mardle Road, Linslade, LU7 2UT.	Enforcement Notice, unauthorised erection of fence exceeding 1M in height adjacent to the highway.	20-Aug-09	17-Sep-09	15-Oct-09	21-Sep-09	12-Jan-10	Notice complied	Fence reduced in height
23	SB/ENF/04/0002 SB/ENF/04/0003 SB/ENF/04/0004 SB/ENF/04/0005	Land at Stanbridge Road, Billington, Leighton Buzzard	Change of Use of land for stationing of caravans and mobile homes, & hardcore & fencing.	10-Feb-04	12-Mar-04	12-Jun-04	Appeal received 30/03/2004	31-Aug-05	Appeal dismissed & enforcement notice upheld	Section C appeal dismissed, Plot 7 appeal dismissed - With Legal for further action

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24	SB/ENF/04/0007 SB/ENF/04/0008	Land rear of Fancott Cottages, Luton Road, Toddington	Erection of building for residential purposes, laying of hardcore, mobile home & storage of materials	8-Sep-04	08-Oct-04	08-Jan-05	Appeal received 01 Nov 2004	No Change	Appeal withdrawn. SB/TP/05/1217 & S106 Agreement approved, 2 years for compliance.	New planning applications withdrawn. Discuss with Legal re S106 agreement.
25	SB/ENF/05/0005	215 Common Road, Kensworth	Erection of a double garage and storeroom	16-Mar-05	18-Apr-05	18-Jul-05	6-May-05	6-Aug-05	Appeal dismissed & enforcement notice upheld. Not complied	Further evidence sent to Legal to commence prosecution.
26	SB/ENF/05/0007	Long Yard, Dunstable Road, Studham	Unauthorised stationing of mobile home for residential use	29-Jul-05	1-Sep-05	1-Dec-05	28-Sep-05	28-Dec-05	Appeal dismissed & enforcement notice upheld	Planning application submitted for residential use of barn, CB/10/00783. Await decision
27	SB/ENF/07/0006 SB/ENF/07/0007 SB/ENF/07/0008	Dunedin, Harlington Road, Toddington	Change of use to bedsit accommodation, erection of building & extensions, non compliance with Condition 2 of SB/TP/98/0838	10-Aug-07	12-Sep-07	4-Dec-07	27-Sep-07	9-Jan-09	Appeal dismissed but period of compliance extended to 9/1/09	Not complied, further information sent to Legal for prosecution.
28	SB/ENF/07/0009 Case closed	12-14 North Street, Leighton Buzzard	Installation of Shopfront on front elevation of premises	17-Aug-07	19-Sep-07	11-Dec-07			Part complied	Not expediant to take further action.
29	SB/ENF/08/0003	Bury Spinney, Thorn Road, Houghton Regis	Use of offices for residential purposes	3-Mar-08	4-Apr-08	2-May-09	7-May-08	22-Jul-09	Appeal dismissed but compliance period extended to 6 months. Not complied	Further prosecution June 2010 with fine, 2 months to comply.
30	SB/ENF/08/0009	21 Emu Close, Heath & Reach	Construction of single storey front and side extensions and loft conversion	14-Apr-08	14-May-08	14-Aug-08	20-Jun-08	4-Sep-09	Appeal part dismissed. Not complied.	Further evidence sent to Legal for prosecution.
31	SB/PCN/08/0011	Land at Woodside Eggs and Animal Farm, Woodside Road/Mancroft Road, Slip End, Luton	2 Enforcement Notices - construction of hardstanding & change of use to airport parking & business use.	30-Nov-09	11-Jan-10	Varied	received 29-Dec-09			Await outcome of appeal
32	CB/ENC/10/0126	Land at Woodside Eggs and Animal Farm, Woodside Road/Mancroft Road, Slip End, Luton	Unauthorised advertisements							Sent to Legal 13/7/10 for prosecution.

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Minerals & waste	ENFORCEMENT CASE NO.	LOCATION	BREACH	DATE ISSUED	EFFECTIVE DATE	COMPLIANCE DATE	APPEAL	NEW COMPLIANCE DATE	RESULT	NOTES/FURTHER ACTION
1	07/40	Former BR Goods Yard, Chiltern Green Road, East Hyde	Enforcement Notice - 3m high timber boundary fence at waste transfer station premises.	18-Mar-09	24-Apr-09	24-Jun-09	Appeal received	23-Nov-09	Appeal dismissed Sept 2009 and enforcement notice upheld. Compliance period 2 months	Planning permission for an alternative 2m high green mesh wire boundary fence granted on 25 February 2010.(CB/09/06754/MW) A further application to increase the height of the fence to 2.5m, accompanied by an amended landscaping scheme was then approved in June 2010. A site inspection to check compliance with the permissions is due September 2010
2	06/67	Former Fullers Earth Quarry, Clophill	Enforcement Notice - failure to complete the approved restoration scheme and permit public access	2-May-07	6-Jun-07	6-Oct-07	Appeal received		Enforcement notice quashed on 30-Oct-2009.	The Inspector determined that the notice was invalid as it did not specify with sufficient clarity the steps required for compliance. It is open to the Council to issue a revised enforcement notice and that course of action is currently under consideration with the Council's solicitor.
3	CB/ENC/09/1528	Erin House, Dunstable Road Caddington	Breach of Condition Notice - failure to carry out replacement tree planting as part of aftercare regime for former landraising site	5-Feb-10	05-Feb-10	02-Apr-10	N/A	16-Apr-10	Not complied with in April 2010. Further planting carried out July 2010	Review of condition of all planting in September 2010 and under consideration with the Council's solicitor.
4	09/31	Ledburn Road Sand Quarry, Leighton Buzzard	Enforcement Notice - change of use from disused quarry to a mixed use for a disused quarry and the importation and deposit of waste materials	10-May-10	21-Jun-10	21-Sep-12	Appeal received			Notice requires restoration of site to former quarried levels with landscaping works.