

Planning Enforcement formal action (DM Committee 5th January 2011)

ENFORCEMENT CASE NO.	LOCATION	BREACH	DATE ISSUED	EFFECTIVE DATE	COMPLIANCE DATE	APPEAL	NEW COMPLIANCE DATE	RESULT	NOTES/FURTHER ACTION
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 dismissed	27-Feb-11	Appeal dismissed, Enforcement Notice upheld, compliance date extended	Check compliance after 27/2/11
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				To be vacated by end Jan 2011. Check for compliance.
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	Planning application for paddock use & stables granted CB/10/03390/full. To Legal for further action on kennels.
CB/ENC/09/1355	2 Blackbird Street, Potton	Enforcement Notice, extension & alteration to roof & wall	13-Sep-10	11-Oct-10	12-Dec-10				Check compliance after 12/12/10
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. No decision yet.
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	Appeal received			Await outcome of appeal Site Visit
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				Part complied, check after 6/1/11
CB/ENC/10/0189	Land at Paradise Farm, The Causeway, Clophill	2 Enforcement Notices, change of use of land to the stationing of caravans, trailer, portaloo and other paraphernalia for residential purposes, & construction of hardstanding.	10-Sep-10	6-Oct-10	Various 04/01/2011 & 06/04/2011	Appeal - 3 day Inquiry April 2011			Await outcome of appeal

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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. Inquiry 29-Mar-11			Await outcome of appeal
CB/ENC/10/0570	Applewood, 93-94 Church End Road, Haynes	Enforcement Notice. Change of use from 2 dwellings to residential unit for addiction clinic	2-Nov-10	2-Dec-10	31-Jan-11 and 2-Mar-11				Check compliance after 2/3/11
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. Conditions being monitored
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
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 granted 20/9/10. Monitor compliance
MB/ENC/07/0085-	Woodview Nurseries, Shefford Rd, Meppershall	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	To Legal for further action for non compliance. 27/10/10 prepare for prosecution
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. 1st Court Hearing Nov 2010, adjourned to Jan 2011
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.

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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 Hearing 20/10/10			Revised planning application CB/10/01092 refused. Await outcome of appeals.
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				planning application CB/10/02946 to retain 2 buildings. Await decision
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 monitored
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.	No further action at present Richard Stay.
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
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.
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. MB to action
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
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.

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CB/ENC/10/0449	Land at Dunedin, Harlington Road, Toddington	Enforcement Notice, change of use of land to the stationing of mobile homes, touring caravans and trailer tent	7-Sep-10	5-Oct-10	2-Nov-10				Not complied, discuss with Legal for further action.
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	Assess for further action
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 22/10/10
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	Appeal dismissed	31-Dec-10	Appeal dismissed, Enforcement Notice upheld	Check compliance after 31/12/10
CB/ENC/10/0570	Applewood, 93-94 Church End Road, Haynes		02-Nov-10	02-Nov-10	31-Jan-11 and 2-Mar-11				Check compliance after 31-1-Jan-11 and 2 Mar-11
CB/ENC/0382	Land at St Marys House, Everton Road Sandy.SG192YQ	Without planning position, the change of use of the land from residential and commercial purposes namely the provision of swimming lessons to persons not resident on the land.	13-Dec-10						

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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	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	YES - Public Inquiry		Enforcement notice quashed on 30-Oct-2009. Compliance steps lacked clarity and precision	A new enforcement notice is being drafted and under consideration with the Council's solicitor.
2	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	YES Written Reps Procedure	23-Nov-09	Appeal dismissed Sept 2009 and enforcement notice upheld. Compliance period 2 months	Alternative mesh type boundary fence granted on 25 February 2010. A further application to increase its height to 2.5m with angled wire top was then approved in June 2010 accompanied by an amended landscaping scheme. Unauthorised timber fence yet to be re
3	09/0034	Whitsundoles Farm Broughton Road, Salford	Enforcement Notice - Change of use of agricultural land to a mixed use for the storage of commercial vehicles, the processing and storage of inert waste and aggregates and as a recycling facility	17-Dec-09			YES Hearing Procedure	27-Aug-10	Enforcement Notice Appeals on ground (g) compliance periods upheld. Temporary Planning permission (5yrs) granted for the storage of aggregate and recycling facility and aftercare of land	The Inspector considered that the restoration and aftercare details were of sufficient merit to justify the grant of planning permission subject to various conditions
4	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	The additional planting in terms of type and quality has been assessed as being acceptable. All now in order

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5	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	YES - Public Inquiry		Enforcement notice quashed on 30-Oct-2009. Compliance steps lacked clarity and precision	A new enforcement notice has been drafted and Counsel's opinion has been sought.
6	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	YES Written Reps Procedure	23-Nov-09	Appeal dismissed Sept 2009 and enforcement notice upheld. Compliance period 2 months	Alternative green mesh type boundary fence granted on 25 February 2010. A further application to increase its height to 2.5m with angled wire top was then approved in June 2010 accompanied by an amended landscaping scheme. Most of the timber fence has been removed and replaced with green mesh fence. Application to retain timber fencing behind the proposed landscaped mound at bottom end of site recently received.