

Planning Enforcement formal action (DM Committee 27th April 2011)

	ENFORCEMENT CASE NO.	LOCATION	BREACH	DATE ISSUED	EFFECTIVE DATE	COMPLIANCE DATE	APPEAL	NEW COMPLIANCE DATE	RESULT	NOTES/FURTHER ACTION
1	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	Complied 27/2/11	Land being re-instated, site being monitored before case closed
2	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. Discuss with Legal re further action on kennels.
3	CB/ENC/09/1355	2 Blackbird Street, Potton	Enforcement Notice, extension & alteration to roof & wall	13-Sep-10	11-Oct-10	12-Dec-10			Not complied	Discuss with Legal re further action for non compliance. Have been informed that work will take place.
4	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.
5	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 dismissed	3-May-11		Check compliance after 3/5/11
6	CB/ENC/10/0236	Land and buildings at 27 Maulden Road, Flitwick MK45 5BL	Enforcement Notice - change of use of the land from residential to mixed use for residential and business purposes	04-Feb-11	04-Mar-11	01-Apr-11	Appeal received 21/2/11			Await outcome of appeal.
7	CB/ENC/10/0382	Land at St Marys House, Everton Road Sandy.SG192YQ	Enforcement Notice, change of use to mixed use for residential and business use for swimming lessons to persons not resident on the land.	13-Dec-10	10-Jan-11	14-Feb-11				Informed that use will cease after 30/7/11. Check compliance after July 2011
8	CB/ENC/10/0398	The Wheatsheaf, Aspley Guise	Enforcement Notice - Change of use of the Land from a Public House to a mixed use as a Public House and caravan and camp site.	16-Mar-11	13-Apr-11	11-May-11				Check compliance after 11/5/11

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9	CB/ENC/10/0582	A5 roundabout, Woburn Road, Heath and Reach	Unauthorised advertisement							Statement to be sent to Legal for prosecution
10	CB/ENC/10/0657	Land at 24 London Road, Sandy. SG19 1EX	Enforcement Notice - the erection of a timber climbing frame with raised platform	21-Jan-11	18-Feb-11	18-Mar-11			Not complied	Evidence being prepared for Legal for prosecution
11	CB/ENC/11/0001 Case closed	Asda store, Church Street, Biggleswade	Breach of Condition Notice - delivery hours, condition 8 to planning permission MB/98/01344/out	15-Feb-11	15-Feb-11	17-Mar-11			No further breaches	Case closed but Notice remains in effect
12	CB/ENC/11/0112 Case closed	Land adjacent to Woodside Caravan Park, Hatch, Northill Bedfordshire.	2 Temporary Stop notices. Formation of access and hardstanding, and change of use of land to caravan site	04-Mar-11	04-Mar-11	04-Mar-11			No further breaches	Case closed, Notices now expired
13	CB/ENC/11/0060	Land at Oak Barn, Little Park Farm, Station Road, Ampthill, Bedford MK45 2RE	Enforcement Notice - construction of a detached building and an area of hardstanding	10-Mar-11	07-Apr-11	Various - up to 7/10/11	Appeal received 7-April-11			Await outcome of appeal.
14	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, further details received.	Appeal decision received. Enforcement Notice varied & part upheld. Planning permission granted (part) with conditions. Conditions being monitored
15	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, compliance period extended		Part complied	1 cabin removed, 2nd cabin moved but remains on site. Assess for further action
16	MB/ENC/07/0085-	Woodview Nurseries, Shefford Rd, Meppershall	Mobile home & conservatory	21-Jan-08	19-Feb-08	19-Aug-08	Appeal dismissed, Notice upheld	3-May-10	Not complied. Court Hearing March 2011 - prosecuted	Check compliance May 2011
17	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	Offender did not attend Court Hearing. Discussions with Legal for further action

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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				planning application CB/10/02946 to retain 2 buildings. Await decision, no decision yet
19	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 up to Oct 2011
20	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.
21	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
22	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.
23	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	Update to be sent to Legal April 2011 to commence prosecution.
24	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. No decision yet
25	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, compliance extended to 9/1/09. Not complied	Further evidence sent to Legal April 2011 to commence prosecution. 1st Court Hearing June 2011
26	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	Further evidence sent to Legal April 2011 to commence prosecution. 1st Court Hearing June 2011

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27	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	Evidence with Legal for prosecution
28	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.	Court Hearing adjourned to April 2011
29	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. Part complied	Use ceased, check buildings removed and land re-instated
30	CB/ENC/10/0644	Land adjoining Woodside Farm and Wild Fowl Park, Mancroft Road, Aley Green, Luton. LU1 4DG	Enforcement Notice - change of use of land from residential garden to use as a car park for non-residential purposes.	18-Jan-11	15-Feb-11	22/02/11 and 22/03/11			Not complied	Further action to be taken for non compliance
31	CB/ENC/10/0126	Land adjoining Woodside Farm and Wild Fowl Park, Mancroft Road, Aley Green, Luton. LU1 4DG	Unauthorised advertisements							Evidence to be prepared for Legal 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	06/67	Former Fullers Earth Quarry, Clophill	Enforcement Notice - Failure to provide various parts of the approved restoration scheme(itemised a - l)) (including unimpeded use of part of land as public amenity by the public) and complete within the prescribed timeframe	2-Feb-11	17-Mar-11	Depends on requirement of each item Varies 3 - 8 months	YES Public Inquiry			The new Enforcement Notice was supported by detailed plan of lake as built and comprehensive Annex setting out the nature and scale of the required works. The appeal is on the grounds(a) (b)(c)(f) and (g) The date of the inquiry is not yet known. It is anticipated to last 3 days
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 Repts Procedure	23-Nov-09	Appeal dismissed Sept 2009 and enforcement notice upheld. Compliance period 2 months	Alternative approved open mesh type fence erected down the majority of the boundary. 70m of the timber fence remains. Provision of the approved woodland area at the end of the site is under investigation.
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 erection of fencing between the two uses is required to comply with condition no.2 of the appeal decision letter. The operator has submitted details to comply with other aspects of the appeal decision letter and negotiations are continuing to ensure full compliance.