

Enforcement and Prosecution Quarterly Report – 8 November 2012

APPENDIX 1

Reference & Resolution Date	Site	Unauthorised Development	Enforcement Action	Compliance Date	Related Planning Apps & Appeals	Enforcement Appeal Status	Revised Compliance	Commentary
<p>PROS 27/03 4.09.03</p> <p>PROS 13/06 15.06.06</p>	Hanwell Fields Banbury	Breach of Sec 106 agreement relating to LAPS & LEAPS and laying out of informal open space	Court order 04.09.08	Various dates in 2009	95/01117/OUT	N/A	N/A	<p>CDC actively pursuing the transfer of the remaining sports pitches and parks</p> <p>Legal department have sent a letter to Taylor Wimpey</p> <p>Sports pitches have been transferred. All other matters expected to be resolved by Feb 2012</p> <p>All other transfers expected to take place imminently.</p> <p>Lease completed, verbal update to be given at cttee</p>
<p>ENF 2/06 16.02.06</p> <p>09/00686/ PCN</p>	Bodicote Post Office 43-45 Molyneux Drive Bodicote	<p>Non-compliance with approved plans 04/01317/F</p> <p>Works not completed by 1 November 2009</p>	<p>Enforcement Notice served 24.01.07</p> <p>29.11.09</p>	07.09.07	09/00315/F			<p>15.05.09 undertaking made to the court by Mr & Mrs Ayres who also agreed to pay £250.00 towards the Council's costs Works proceeding but unlikely to be completed by the compliance date.</p> <p>PCN served - extension given until 4.01.10 to respond –</p> <p>Application submitted 10/00267/F and approved subject to condition to comply by the end of August 2010.</p> <p>Some remedial works undertaken</p> <p>Legal advice to be sought on how to proceed to resolve this matter</p> <p>Confidential report presented to the Planning Committee 5 January 2012</p> <p>Recently chased up with agent</p>

Enforcement and Prosecution Quarterly Report – 8 November 2012

APPENDIX 1

Reference & Resolution Date	Site	Unauthorised Development	Enforcement Action	Compliance Date	Related Planning Apps & Appeals	Enforcement Appeal Status	Revised Compliance	Commentary
ENF LB 18/08 26.06.08	Greystones Middle Street Islip	Removal of stonesfield slates and insertion of velux window in north elevation	Listed building Enforcement Notice served 03.11.08	15.09.09	04/00035/F 04/00036/LB	Appeal dismissed 7.08.09	7 August 2012	Hearing 16.06.09. Wording of the notice varied, compliance period extended, appeals dismissed 7 August 2009 Monitoring site for compliance Letter sent to owners to remind them of the need to comply by 7 August 2012. Site visit to be carried out prior to committee. Verbal update to be given
08/00604/ BCON	Lince Lane Copse	Breach of conditions 02/02064/F			12/00098/DISC			Letter sent to the occupiers requesting a timetable for compliance with conditions regarding footpath and car park- Planning application for discharge of condition 27 pending consideration
11/00093/ 94/95/96/97/ 98/99/100/ 101/ ECOUC	Plots 1, 2, 12, 13,15 and 16 Land NE of Fenny Compton Road Claydon	Change of use of agricultural land to amenity land	22/02/2011	28/06/2011		Appeals received 28/03/2011		Hearing 6 and 7 September 2011 Plot Nos. 1,2,12,13,16 – requirements of notice varied on appeal, compliance period extended to 6 months – 28.03.2012 Verbal update to be given to committee Plot No. 15 – appeal dismissed compliance required by 28.12.11 Part compliance achieved on Plot 15 Plot 16 has not complied, prosecution action to be considered

Enforcement and Prosecution Quarterly Report – 8 November 2012

APPENDIX 1

Reference & Resolution Date	Site	Unauthorised Development	Enforcement Action	Compliance Date	Related Planning Apps & Appeals	Enforcement Appeal Status	Revised Compliance	Commentary
10/00218/ ELISTED	Sundial Cottage Shutford	UPVC windows			11/00175/LB			Instructions to legal Requisitions served. Owner has applied to English Heritage to have the property de-listed. If that is unsuccessful agent has stated that windows will be removed. English Heritage has rejected the de-listing. Application approved 28/03/11 with conditions regarding the timetable for the works to be completed by Phase 1 by 31 October 2011 Phase 2 by 30 April 2012 Phase 3 by 31 July 2012 Complied with Phase 1 and 2 Part compliance achieved, compliance period extended
10/00264/ ELISTED	11 Daisy Hill Duns Tew	Conservatory			10/01424/LB 10/01454/F			Instructions to legal 29 July 2010 Meeting held on site Applications refused 29.12.10. Appeals in progress. ASV 26.07.2011 Appeal dismissed 2/09/2011 Letter to be sent to applicant requesting removal. If not removed, instructions to be sent to legal Compliance achieved. This item will not appear next time
11/000**/ ECO	Land at Patrick Haugh/Harris Road, Upper Arcott	Container						Contacted agent and requested voluntary removal. If not removed further notice to be served Container removed, Site visit to be carried out to confirm compliance.

Enforcement and Prosecution Quarterly Report – 8 November 2012

APPENDIX 1

Reference & Resolution Date	Site	Unauthorised Development	Enforcement Action	Compliance Date	Related Planning Apps & Appeals	Enforcement Appeal Status	Revised Compliance	Commentary
11/00138/ EUNDEV	13 Green Road Kidlington	Change of use of garage to a separate dwelling	15/07/2011	16/11/2011			26 April 2012	Appeal received 15/08/2011 Appeal withdrawn 26/10/2011 Compliance period extended to 6 months- ie by 26 April 2012 Officers denied access to property Formal action to be taken Complied with. This item will not appear next time
11/00144/ EUNDEV 12/00098/ Pros	72 Daimler Avenue Banbury	3 ornamental walls to front of property	24/06/2011	27/10/2011	10/01720/F planning appeal dismissed 13/04/2011		6/03/2012	Enforcement appeal dismissed 6/12/2011. Council's costs awarded against the appellant. Council's costs paid by appellant Not complied with the enforcement notice. Instructions to be sent to legal Court case 20 July 2012 Enforcement notice complied with as of 13 September 2012. This item will not appear next time
11/00155/ ELISTD (1) and (2)	A.K.A. 54-56 Parsons Street Banbury	Timber enclosure and decking Awning and flood lights	29/07/2011	01/12/2011	11/00169/F 11/00170/LB refused 21.04.11 12/01268/F 12/01269/LB			Planning and Listed Building appeals dismissed 18 June 2012. Letter before action to be sent Planning applications for alternative scheme received and pending consideration
11/00164/ ECOU	Unit 3A, Bessemer Close, Bicester	Change of use from B8 to B2	22/08/2011	21/10/2011	11/00995/F refused 12/08/2011		20/02/2012	Appeal Dismissed 23 Jan 2012 Current occupier expected to vacate by the end of July Compliance achieved This item will not appear next time

Enforcement and Prosecution Quarterly Report – 8 November 2012

APPENDIX 1

Reference & Resolution Date	Site	Unauthorised Development	Enforcement Action	Compliance Date	Related Planning Apps & Appeals	Enforcement Appeal Status	Revised Compliance	Commentary
11/00197/ EUNDEV	30 Fenway Steeple Aston	Raised platform Children's playhouse in rear garden	16/01/2012	26/03/2012	11/01477/F refused 23/11/2011			Site visit to check for compliance Verbal update to be given
12/00004/ EUNDEV	42 The Paddocks Yarnton	Erection of Timber fence and gates	02/02/2012	02/05/2012	11/01272/F			Planning appeal dismissed 23/03/2012 Site visit to check for compliance – verbal update to be given
12/00013/ EUNDEV	Field Farm Bainton Crossroads Stoke Lyne	Change of use of the land to a mixed use for agriculture and residential	17/02/2012		11/01682/F			Appeal hearing held 26 June 2012-08-06 Notice quashed on appeal, planning permission granted. This item will not appear next time
12/00020/ ECOUI	Bishops Blaise Burdrop	Change of use of the land from a public house to residential dwelling house	12/03/2012	12/09/2012			4 April 2013	Appeal dismissed 4 Oct 2012

Enforcement and Prosecution Quarterly Report – 8 November 2012

APPENDIX 1

Reference & Resolution Date	Site	Unauthorised Development	Enforcement Action	Compliance Date	Related Planning Apps & Appeals	Enforcement Appeal Status	Revised Compliance	Commentary
12/00040/ EBCON	Corner Meadow Farnborough Road Mollington	Breach of Condition 9 of 09/00622/F Site access has not been laid out in accordance with the site layout plan	21/03/2012	21/06/2012				Further application submitted Site visit to be carried out 25/10/12
12/00041/ EBCON	Corner Meadow Farnborough Road Mollington	Breach of Condition 8 of 11/00293/F Submit details of the area of play to the LPA	21/03/2012	17/04/2012				Further application submitted Site visit to be carried out 25/10/12
12/00042/ ECOU	Corner Meadow Farnborough Road Mollington	Change of use from agriculture to use for siting of residential mobile home , residential caravans, shipping container and the laying of a hardstanding	21/03/2012	21/06/2012				Part compliance already achieved Further application submitted Site visit to be carried out 25/10/12

Enforcement and Prosecution Quarterly Report – 8 November 2012

APPENDIX 1

Reference & Resolution Date	Site	Unauthorised Development	Enforcement Action	Compliance Date	Related Planning Apps & Appeals	Enforcement Appeal Status	Revised Compliance	Commentary
12/00050/ EUNDEV	Bishops Blaise Burdrop	Change of Use to use of the land for the storage of a shipping container	02/04/2012	30/05/2012			30 October 2012	Appeal received 2 May 2012 Written reps appeal Appeal dismissed 2 October 2012 Site visit to be carried out prior to committee
12/00062/ ECOU	Arncott Racetrack Upper Arncott	Intensification of use as a motorcross racing/ practising use	07/03/2012	02/05/2012	11/01403/ CLUE refused 12/10/2011		04/08/2012	CLUE appeal in progress, conjoined with AVDC CLUE appeal. Public Inquiry arranged for 25 July 2012 Appeal lodged against the enforcement notice 04/04/2012 to be linked to CLUE appeals Appeal dismissed and enforcement notice upheld with corrections. Clue appeals withdrawn at the inquiry CDC to write to owners to remind them of the need to submit a management plan by the end of December 2012
12/00063/ EBCON	Corner Meadow Farnborough Road Mollington	Breach of condition 5(iv) of 09/00622/F- Approved landscaping works to be completed by the end of the planting season	21/03/2012	20/11/2012				Compliance date extended

Enforcement and Prosecution Quarterly Report – 8 November 2012

APPENDIX 1

Reference & Resolution Date	Site	Unauthorised Development	Enforcement Action	Compliance Date	Related Planning Apps & Appeals	Enforcement Appeal Status	Revised Compliance	Commentary
12/00113/ EBCON	Jacks Field Launton	Breach of conditions 3 and 4 of 10/00021/F			10/00021/F			Instructions to legal 23 April 2012 Further instructions sent 20 June 2012 Notice to be served
12/00163/ EUNDEV	Land south of Family Farm Oxford Road Weston on the Green	Breach of Conditions						Instructions to legal 26 June 2012
12/00190/ ELISTED	Gate Lodge The Coach House Mill Street Kidlington	Removal of internal walls and removal of central lower part of roof truss	20/08/2012	26/04/2013	06/00675/LB	Appeal Lodged		Appeal lodged 27/09/2012
12/00237/ EBCON	Car Wash 18-18a Southam Road Banbury	Breach of conditions			11/01256/F			Instructions to legal 21/08/12 No further action required. This item will not appear next time
12/00238/ EUNDEV	The Old Courthouse 42 Crown Road Kidlington	Porches on the front of units 3 and 5 not in accordance with approved plans	5/10/2012	11/01/2013	08/01039/F			