

Enforcement and Prosecution Quarterly Report – 7 August 2014

APPENDIX 1

Reference & Resolution Date	Site	Unauthorised Development	Enforcement Action	Compliance Date	Related Planning Apps & Appeals	Enforcement Appeal Status	Revised Compliance	Commentary
ENF 2/06 16.02.06 09/00686/ PCN	Bodicote Post Office 43-45 Molyneux Drive Bodicote	Non-compliance with approved plans 04/01317/F Works not completed by 1 November 2009	Enforcement Notice served 24.01.07 29.11.09	07.09.07	09/00315/F			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. PCN served - extension given until 4.01.10 to respond – Application submitted 10/00267/F and approved subject to condition to comply by the end of August 2010. Some remedial works undertaken Legal advice to be sought on how to proceed to resolve this matter Confidential report presented to the Planning Committee 5 January 2012 Meeting Held with Bodicote Parish Council Discussion held with BUILD! Owner indicates intention to complete works Works Complete This matter will not appear next time

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08/00604/ BCON	Lince Lane Copse Bletchingdon	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 Application is to be refused and referred back to enforcement for action. Enf Officers still investigating site and will be writing to the Marina to request compliance with the condition
10/00008/ ECOU	OS parcel 3349, north east of Highlands adj Cropredy Lane Williamscot	Unauthorised change of use of the stables to residential use	02/02/2010	16/09/2010				Not enough evidence to prove a residential use of the site taking place. Further site visit has been arranged
13/00023/ EUNDEV	Highway west of Norris Road and Patrick Haugh Road Upper Arncoth	Unauthorised change of use of the land to use for the storage of a shipping container	19/06/2013	22/10/2013				New Notice served on MOD as the container is on their land. Compliance by 22.10.13 Container still on site. Officers continuing to negotiate the way forward with MOD

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12/00020/ ECOU	Bishops Blaize PH Burdrop	Change of use of the land from a public house to residential dwelling house	12/03/2012	12/09/2012	12/00678/F		4 April 2013	<p>Enforcement appeal dismissed 4 Oct 2012 Planning appeal lodged 9 Jan 2013 against the refusal of 12/00678/F for change of use from PH to C3 residential Hearing scheduled for Wednesday 22 May 2013. Appeal dismissed. CLUE for change of use from A4 to A1 refused 12 July 2013 Planning Appeal dismissed 13.08.2013. Site visit 28.08.13 – not complied with Enf notice Instruction with legal to consider options. Have progressed with prosecution.</p> <p>Summons have been served and first hearing scheduled for 28th January at Banbury Magistrates Court</p> <p>Trial date set for 28 July – 1 August 2014 at Oxford Magistrates Court</p> <p>Verbal update to committee</p>

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13/00259/ ECOU	Bishops Blaize PH Burdrop	Mobile home in car park	20/09/2013			Appeal dismissed	20 May 2014	Appeal site visit 4 Feb 2014 Appeal dismissed 20 Feb 2014 Mobile home removed Compliance achieved This matter will not appear next time
13/00383/ EUNDEV	Bishops Blaize PH, Burdrop	Unauthorised Cabin	22/01/2014			Appeal in progress		Notice served 24/01/2014
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				Part compliance achieved with Both sites now

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13/00081/ ECOU	Corner Meadow Mollington	Unauthorised change of use			12/01368/F Appeal allowed 14/00398/F			New application 14/00398/F submitted for change of use of land to residential, new access and turning area Application has been approved
13/00082/ EUNDEV	Corner Meadow Mollington	Reconstituted stone walls erected which exceed 1 metre in height in parts	27/06/2013	4/10/2013		Appeal dismissed 30/12/13	24/02/2014	Appeal dismissed 30 Dec 2013 Non-compliance with enforcement notice. Discussions taking place with the owner
12/00113/ EBCON	Jacks Field Launton	Breach of conditions 3 and 4 of 10/00021/F	03/05/2013	14/09/2013	10/00021/F 13/01834/F	Appeal dismissed 24/06/2014	24/09/2014	New application submitted and being processed. Enforcement notice upheld at appeal. Letter has been sent to agent
12/00163/ EUNDEV	Land south of Family Farm Oxford Road Weston on the Green	Breach of Conditions	07/12/2012	27/12/2012				No appeal lodged, notice has taken effect. Site visit to be undertaken to check compliance before committee. A file for prosecution has been prepared Date for first hearing in the Magistrates court set for 9 September 2014

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13/00011/ EMAIN	Land south of Family Farm Oxford Road Weston on the Green	Untidy site	25/02/2013	02/07/2013				No appeal lodged, notice has taken effect Site visit to be undertaken to check compliance before committee. A file for prosecution is being prepared Date for first hearing in the Magistrates court set for 9 September 2014
13/00133/ ECOUC	Park Farm Cottage St Giles Close Wendlebury	Air conditioning business	07/08/2013	10/12/2013		Appeal dismissed	5 May 2014	No replies received to PCN, enforcement notice to be served. Instructions to legal 30 April 2013 Notice served, appeal lodged 5/9/2013 Appeal dismissed 5 Feb 2014 Site visit to check for compliance
12/00352/ EBCON	Land adj to Caulcott Farms Duns Tew Road Hempton	Breach of condition 5 of 10/01879/F						Instructions to legal 10 Dec 2012 Requisitions served Agent is speaking to ASB team to work out solution for voluntary compliance

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12/00347/ EUNDEV	OS parcel 3873 NE of Hillside House Great Bourton to Cropredy (part 2 Bolton)	Various breaches of planning control	22/02/2013	29/09/2013		Appeal dismissed		Notice upheld with changes. Compliance period expires 9/4/14 Partial compliance, being pursued by officers Further compliance achieved. Still a few ornamental trees in place
12/00306/ EPLAN	13 Farmfield Road Banbury	Not being built in accordance with approved plans	14/05/2013	25/01/2014	11/00982/F	Appeal lapsed 25 July 2013		Notice reserved 16 May 2013. planning application also submitted to regularise breach Deemed application fees not paid. Appeal Lapsed. Notice came back into effect 25 July 2013. Revised planning permission granted, needs to be commenced by 31.09.13 Officer to visit site to check for compliance Compliance period extended to 30 April 2014 Complied with This will not appear next time
13/00080/ EMAIN	OS parcel 6267& 6359, Sainthill Copse, Northampton Road Weston on the Green	Untidy site affecting the amenity of the area	24/05/2013	31/07/2014				Site changed ownership Feb/March 2014. New owner has been given until the end of July 2014 to comply SV to be carried out at the beginning of August to check for compliance

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13/00138/ EPLAN	Fringford	2 no. dwellings at former Rosemary not built in accordance with 11/01160/F	16/07/2013	19/02/2014	11/01160/F	Appeal lodged 29.07.2013		<p>Notice served</p> <p>Hearing on 30th January 2014 Notice quashed 5 March 2014 Counsel's opinion being sought on how to proceed</p> <p>Report to go to 4 September 2014 committee</p>
13/00160/ EMAIN	23 Nuffield Drive Banbury	Unauthorised storage of scrap vehicles and parts, scrap metal, metal garage doors and domestic paraphernalia Affecting the amenity of the land	29/08/2013	15/11/2013				<p>Section 215 Notice served on the scrap stored to the side of the property and an enforcement notice to be served on the unauthorised garage.</p> <p>No appeal lodged - Compliance date 15/11/2013</p> <p>Officers deciding whether to pursue through to Court action.</p> <p>Site visit to be carried out prior to taking prosecution action</p> <p>Verbal update to committee</p> <p>Prosecution commenced, file to be prepared</p>
13/00218/ EUNDEV	Land south west of Diamond Farm, Islip Road, Bletchingdon	Unauthorised storage of materials, lorry backs and containers						<p>Instructions to legal 25 July 2013</p> <p>Site visit carried out 18/09/13.</p> <p>Monitoring for voluntary compliance.</p> <p>Site visit April 2014. Planning application to be submitted for the agricultural building- Officer's chasing application</p>

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13/00319/ ESIGNS	Mehfil Bicester	2 fascia signs			13/1533/ADV 13/01875/LB Appeals part allowed/part dismissed 24 June 2014			Instructions to legal 07/10/2013. Applications refused Seeking voluntary compliance
13/00352/ EUNDEV	Timber House Blackthorn Road Launton	Shipping containers and portacabin						Instructions to legal 14/11/2013 Meeting to be organised with deceased owners grandson and wife who are managing the estate before serving notice. Probate complete CLUE application to be submitted
13/00377/ EUNDEV	35 Sycamore Road Launton	Gas Tanks	03/02/2014	10/07/2014	13/01442/F	Planning Appeal dismissed		Instructions to legal 28/11/13 Planning appeal dismissed Enforcement Notice served Compliance achieved This item will not appear next time
13/00387/ ECOU	19 Broad Close Kidlington	Separate unit of accommo – dation			12/00282/ CLUP & 13/01412/F applications refused Planning appeal in progress			Instructions to legal 28/02/2014 Notice to be served Awaiting appeal decision

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13/00392/ ESIGNS	White Hart Sheep St Bicester	2 banner signs & illuminated projecting sign	03/07/2014	4/11/2014	14/00233/LB Planning application refused 2/04/2014			Notice issued 3/07/2014
14/00025/ ECOU	34 Jerome Way Shipton on Cherwell	Use of the land as 2 separate dwellings	17/06/2014	24/01/2015				Notice served
14/00040/ PROS	Mehfil Bicester	Unauthorised signs						Instructions to legal 07/02/2014 Planning and Advert appeals in progress 2 nd prosecution for this breach of control if voluntary compliance is not achieved
14/00057/ EBCON	26 Marlborough Road Banbury	Dormer window in breach of condition 2 of 11/01723/F	02/05/2014	05/12/2014	11/01723/F			Notice served
14/00094/ PCN	Narrow Boat Peace Cropredy Marina	Change of use of part of the land to permanent residential mooring						PCN Notice served 4 April 2014 Second PCN to be served
14/00005/ EUNDEV	16 Stoutfield Close Yarnton	Gates erected in breach of Cond 1 of 96/00323/OUT	25/04/14	28/08/14				Complied with This item will not appear next time

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14/00126/ EUNDEV	14 Stoutsfield Close Yarnton	Fencing erected in breach of Cond 1 of 97/00030/REM	25/04/14	28/08/14				Notice withdrawn by CDC 10/06/14 This item will not appear next time
14/00124/ EINJ	Yew Tree Farm Launton	Breach of S106						S106 sums may have been paid, to check with legal/finance
14/00125/ EBCON	Yew Tree Farm Launton	Failure to comply with planning conditions						Investigations continuing
14/00123/ EUNDEV	Oxybox 9 Oxford Road Kidlington	Wooden structure						Instructions to legal
14/00136/ ECOUC	Firs Garage Hook Norton	Mobile Home, fencing and decking						Instructions to legal 9 May 2014 CLUE application submitted, awaiting outcome of that decision

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14/00135/ ECOU	27 Park Road Banbury	Change of use to 4 self-contained flats						Instructions to legal 14 May 2014
14/00170/ EUNDEV	16 Stoutsfield Close Yarnton	Fence erected on the land between the front garden of 14 Stoutsfield Close and the driveway of 16 Stoutsfield Close in breach of condition 1 97/00030/REM	10/06/14	10/10/14	97/00030/ REM			Notice served Complied with 10 July 2014 This item will not appear next time
14/00194/ EUNDEV	Brookside Pt of A34 by Weston on the Green, Weston on the Green Bicester	Sub-division of property to incorporate 2 bed dwelling and 6 self-contained bedsits						Instructions with legal