

Enforcement and Prosecution Quarterly Report – 6 January 2011

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	N/A	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>Meeting held with Taylor Wimpey – some progress now being made</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>Verbal update to be given</p>

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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ENF 14/07 Delegated	Corner Farm Oakley Road Horton-cum-Studley	Use of land as builders yard, lighting columns, building as a builders office and store	Enforcement Notice served 28.06.07	09.02.08 & 09.06.08		Dismissed 05.08.08	05.08.09 and 05.03.10	Offices still occupied, Fennels to re-locate within the site, letter expected. New breaches. Further investigations required
ENF 9/08 10.04.08	Plot 2 adj. to Oxford Canal, Appletree Lane, Cropredy	Mixed use of land – part agricultural land, part storage and domestic paraphernalia						Owner has been willing to tidy site and restore all land back to agriculture. Legal have written to the owners to request the removal of remaining offending items. Owner claims offending items should be in plot 1 and will be amending the plot plan appropriately. No longer expedient to take action This item will not appear next time
ENF 14/08 10.04.08	Plot 7 adj to Oxford Canal, Appletree Lane Cropredy	Garden use associated with the mooring of a narrow boat on adj canal						Site reviewed by Officers. Evidence reveals use and development have intensified within the last ten years. Legal have invited a retrospective planning application before enforcement action is pursued. Legal unable to trace the owner. No longer expedient to take action This item will not appear next time

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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PROS 15/08 10.04.08	Wabag Aynho Road Adderbury	Failure to comply with S 106 relating to remedial works On public open space			02/02002/F			Owner of the open space to be pursued for compliance with S 106
ENF LB 18/08 26.06.08	Greystones Middle Street Islip	Removal of stonessfield 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
ENF 19/08 Delegated	22 Milton Street Banbury	Dormer window	Enforcement Notice served 10.09.08	05.05.09	Revised application 08/01600/F refused 22.08.08. 09/00764/F refused 10.08.09	Appeal Dismissed Appeal dismissed 21.12.09	11.11.09	Successful prosecution in the Magistrates court 2 July 2010. Fined £200.00 and ordered to pay the Council's costs of £1950.00 Dormer has been removed Further planning application being considered 10/01702/F
08/00604/ BCON	Lince Lane Copse	Breach of conditions 02/02064/F						Letter sent to the occupiers requesting a timetable for compliance with conditions regarding footpath and car park-

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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09/00286/ ECOU	OS Parcel 8000 adjacent to the street from Wigginton to Hook Norton Wigginton	Change of use from agriculture to B1 light industrial use			08/00365/F			Following meeting with officers planning application and clue applications to be submitted. Other unauthorised buildings are being removed.- Planning application to be submitted during Dec 2010
09/00288/ EBCON	Building and land south of Manor Farm and west of Priory Cottage adjoining Mollington Road Claydon	The building is not being used for agricultural purposes in breach of condition 4 of 05/01829/F			05/01829/F 10/01095/Clue			Site visit carried out, It appears that a residential use is taking place. Clue application approved. This item will not appear next time
09/00572 EUNDEV	Land at Patrick Haugh/Harris Road, Upper Arccott	containers	04/02/2010	18/06/2010	Appeal received 15.03.10		18.02.11	Notice varied and upheld on appeal 18.11.10

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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	Plots 1 – 16 Land NE of Fenny Compton Road Claydon	Change of use of agricultural land to amenity land						
09/00710/ PCN 10/00008/ ECOUC	OS parcel 3349 & 4668, NW of A361 Williamscot	Breaches of planning control – change of use to residential	8.12.09 Notice served 2.02.10	16.09.10				Ongoing investigations
10/	286-304 Broughton Road (Claypits Close) Banbury	Breach of S106 LAP	Injunction to be served		05/00173/OUT			26.08.10 Letter received from Linden Homes giving undertaking to CDC regarding the provision of LAP Agreed a landscaping scheme that will be installed by 15.02.2011 weather permitting
10/00208/ ECOUC	Grange Farm Chesterton	Change of use of land to provide a site for a mobile home	Notice served 13.12.2010	21 April 2011				
10/00209/ ELISTED	Heyford House 13 Church Lane Lower Heyford	Works to the roof of the building			08/02013/F 08/02015/LB 09/00693/F 09/00694/LB 10/00156/LB			Revised planning application approved. This will not appear next time

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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10/00218/ ELISTED	Sundial Cottage Shutford	UPVC windows						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. Planning application to be submitted once details of timber windows and cross section drawings have been agreed with officers
10/00263/ ECOU	Heathfield Nursing Home Heathfield	Travellers camp			10/01590/CLUE			Clue application submitted
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 submitted
10/00265/ ELISTED	8 Horse Fair Banbury	Removal of cill and erection of decking						Instructions to legal 28 July 2010 Requisitions served Invalid application submitted Enforcement notice to be served
10/00266/ PROS	20 Horse Fair Banbury	Unauthorised signs			10/01378/LB 10/01377/ADV			Instructions to legal 2 August 2010 Valid application to be submitted by 13 September or court action will proceed. Applications submitted and approved. This item will not appear next time

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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10/00268/ ELISTED	Neithrop House Warwick Road Banbury	Satellite dishes						Instructions to legal 2 August 2010 Requisitions served Satellite dish relocated to approved position This item will not appear next time
10/00309/ ECOU	Land north of Tythe Farm Shutford Road North Newington	Unauthorised storage of items on land			10/01375/F			Instructions to legal 6 September 2010 Application refused Draft enforcement notice being prepared
10/00329/ EBCON	Villiers Park House School Lane Middleton Stoney	Breach of condition no. 9 of 08/00816/F Reconstructed stone wall to be demolished and rebuilt in natural stone			06/01979/F 08/00816/F 10/01576/F			Instructions sent to legal 20/09/2010 Application submitted
10/00336/ EUNDEV	Unit 2 Wedgwood Road Bicester	2m galvanised metal security fence			10/01513/F			Instructions to legal 23/09/2010 Application submitted

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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10/00409/ ECOU	Rear of Cross Gates Merton Road Ambrosden	Change of use of land from agricultural to domestic			10/00626/OUT			Instructions to legal 25/11/2010 Requisitions for information sent 30.11.2010
10/00414/ EUNDEV	2 Begbroke Crescent Begbroke	Outbuilding and operation of Minicab Business						Instructions to legal 2/12/2010
10/00417/ ELISTED	20 Newton Purcell Buckingham	Two storey rear extension and detached garage						Instructions to legal 8/12/2010

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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Heyford Park Appeals					Main Appeal - 08/00716/OUT for new settlement of 1075 dwellings, together with assoc works and facilities including employment uses, community uses, school playing fields and other physical and social infrastructure. Related CA consent appeals.			Planning Inquiry took place between 30 September and 24 October. 2008. Inspector to prepare report for the Secretary of State regarding the main appeal and related conservation area consent appeals. Inspector's report completed and is with the Secretary of State. Planning permission granted 11 January 2010 A decision now needs to be made on the process to determine the outstanding enforcement appeals at Heyford Park.
ENF 2/07 Delegated	Building 3209	Commercial storage in breach of 05/01969/F	Notice served 23.01.07	6.03.07		Appeal dismissed 1.11.07	01.11.08	Full compliance expected by mid January 2009 after which time a criminal investigation will be undertaken. Partially complied

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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ENF 32/07 Delegated	Southern Bomb Stores	Storage of fireworks	Notice served 14.12.07	25.01.09		Appeal received		
ENF 36/07 Delegated	Buildings 88 and 381	Continued use as storage and assembly of environmental control equip	Notice served 22.01.08	4.03.09		Appeal received		
ENF 37/07 Delegated	Building 442	Continued use as a training facility	Notice served 6.02.08	14.03.09		Appeal received		
ENF 7/08 Delegated	Building 41	Change of use to temporary residential class C3 accommodation	Notice served 16.05.08	20.06.09		Appeal received		
ENF 16/08 Delegated	Building 293	Change of Use to light industry (screen printers)	Notice served 22.07.08	29.08.09		Appeal received		
ENF 21/08 17.07.08	Land and buildings	Change of Use of land and buildings by Paragon in breach of 07/01260/F	Notice served 3.09.08	6.10.09		Appeal received		

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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ENF 22/08 17.07.08	Buildings	Change of use of buildings by Paragon in breach of 07/01259/F	Notice served 3.09.08	6.10.09		Appeal received		
ENF 23/08 17.07.08	6 lamp posts	Use by Paragon in breach of 07/01262/F	Notice served 10.09.08	11.10.09		Appeal received		
ENF 24/08 17.07.08	2 lamp posts	Use by Paragon in breach of 07/01264/F	Notice served 9.09.08	10.10.09		Appeal received		
ENF 25/08 17.07.08	Building 2002	Change of use in breach of 07/01268/F	Notice served 2.09.08	3.10.09		Appeal received		
ENF 27/08 17.07.08	Trench and concrete	Change of use in breach of 07/01266/F	Notice served 2.09.08	3.10.09		Appeal received		
ENF 28/08 17.07.08	3 Hardened aircraft shelters	Change of use in breach of 07/01267/F	Notice served 2.09.08	3.10.09		Appeal received		
ENF 29/08 17.07.08	Liquid petroleum gas tanks and air intake duct	Use by Paragon in breach of 07/01263/F	Notice served 8.12.08	19.01.10		Appeal received		

Enforcement and Prosecution Quarterly Report – 6 January 2011

APPENDIX 1

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ENF 30/08 Delegated	Building 103	Use of building by Kingsground narrow boats	Notice served 14.11.08	22.12.09		Appeal received		
ENF 32/08 Delegated	Building 3053	Change of use to B8 storage by NOC	9.10.08	14.11.09		Appeal received		