

DR/16/20**Report to:** DEVELOPMENT & REGULATION (24 April 2020)**INFORMATION ITEM** – Enforcement of Planning Control update**Report author:** Chief Planning Officer (County Planning and Major Development)**Enquiries to:** Suzanne Armstrong – Tel: 03330 136 823The full application can be viewed at: <http://planning.essex.gov.uk/>**1. PURPOSE OF THE ITEM**

To update members of enforcement matters for the period 01 January to 31 March 2020 (Quarterly Period 4).

2. DISCUSSION**A. Outstanding Cases**

As at 31 March 2020 there are 25 outstanding cases. Appendix 1 shows the details of sites (8) where, after investigation, a breach of planning control is considered to have occurred.

B. Closed Cases

13 cases were resolved during the period 01 January to 31 March 2020.

LOCAL MEMBER NOTIFICATION

Countywide

Enforcement Committee Report

<u>Location</u>	Nature of problem	Remarks
Basildon		
Summerhill Farm, Pipps Hill Road North, Crays Hill, Billericay CM11 2UJ	Waste activities	A material change of use of the land to land used for the Importation depositing and burning of mixed waste. Multi agency visits (ECC and EA). A PCN has been served on the landowners for further information as to the activities on the land. A timescale has been agreed for the removal of all waste. Further visits to be carried out.
Summerhill Fisheries Maggits Lake Pipps Hill Road North, Crays Hill, Billericay	Waste activities	A material change of use of the land to land used for the importation and deposition of waste, mainly soils, rubble and other similar waste materials. A PCN has been served on the landowners to provide further information as to the activities on the land. Ongoing multi agency investigation ECC and the EA.
Chelmsford		
Land at Hollow Lane, Hollow Lane, Broomfield, Chelmsford, Essex, CM1 7HG	Waste activities	The unauthorised importation, deposition and spreading of waste, mainly soils and builders waste. A TSN was served on the 4th November 2019 to prevent any further importation or spreading of the waste. An Enforcement Notice was served on the 14th January 2020 for the removal of all waste material, full compliance with the notice served is due by the 11th September 2020.
Land at Meadow Lane Runwell SS11 (Various plots G T)	Waste activities	Multi Agency investigations ECC, EA and CCC. Importation and deposition of mixed waste on various plots of land.
Colchester		
Colchester Skip Hire, Green Acres, Old Packards Lane, Wormingford, Colchester, CO6 3AH	Early morning monitoring	Application ESS/15/19/COL as approved permits a specific number of vehicles to exit the site from 6:00am. These vehicle movements are controlled by planning conditions. During a visit in December 2019 it was noted that CSH were exceeding the limitations of this condition. On the 27th January 2020 ECC did serve a Breach of Condition Notice (BCN) on CSH in respect of the vehicle movements prior to

		<p>7:30am. The period for compliance with this notice is 30 days beginning with the day on which the notice is served on the company. In notifying the company of the breach of condition application ESS/04/20/COL was submitted to the Waste Planning Authority to vary the condition relating to the vehicle movements. This application was refused on the 12th March 2020. Further visits are to be carried out to ensure the company are complying with the BCN served.</p>
Rochford		
3 Murrels Lane (Off Church Road) Hockley	Importation of waste	<p>The unauthorised importation, deposition and spreading of waste, mainly mixed soils and builders waste, raising the levels of the Land. An Enforcement Notice was served on the 23rd October 2019 and took effect on the 5th December 2019. Full compliance with the EN served is required by the 5th July 2020.</p>
Uttlesford		
New Farm, Elsenham Road, Stansted, CM24 8SS	Importation of waste	<p>Importation, depositing, storing and spreading of waste materials on the land. On the 5th October 2015 an enforcement notice was served. The landowner and tenant appealed the enforcement notice. The Planning Inspectorate issued their decision in relation to the appeal on the 1st July 2016. The appeal against the enforcement notice was allowed on ground (g) such that 12 months has been given for the removal of the waste and restore the land, which commences from the 1st July 2016. The removal was required by the 1st July 2017. A site visit confirmed that the enforcement notice has not been complied with and a hearing was listed at the Magistrates Court for the 29th March 2018 to prosecute the landowner for non-compliance with the enforcement notice. Information came to light from the defendants solicitor (landowner) that indicates further enquiries need to be undertaken. This case remains with Essex Legal Services.</p>

<p>Land at Armigers Farm, thaxted, Great Dunmow Essex CM6 2NN</p>	<p>Working outside of CLUED</p>	<p>Waste soil stored outside the permitted area. Some material had been processed ready to be removed. In accordance with ECC and the EA's joint working protocol the EA have agreed a suitable timescale in order for the waste to be removed and the land remediated. A timeframe of 6 months was agreed by the EA as a realistic amount of time to remove the waste soil, taking into consideration the winter weather. The deadline for the waste to be removed and land remediated is the 14th May 2020.</p>
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