

Report of the Strategic Director of Regeneration & Culture to the meeting of the Area Planning Panel (SHIPLEY) to be held on 22 March 2011

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Summary Statement - Part Two

Miscellaneous Items

	<u>No. of Items</u>
Items Considered Not Expedient to Pursue (page 36)	(3)
Requests for Enforcement/Prosecution Action (page 38)	(4)
Decisions made by the Secretary of State – Allowed (page 46)	(1)
Decisions made by the Secretary of State – Dismissed (page 46)	(1)

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Portfolio:
Environment and Culture

Improvement Committee Area:
Regeneration and Economy



**ENFORCEMENT ENQUIRIES CLOSED BY
THE PLANNING MANAGER (ENFORCEMENT & TREES)/SENIOR ENFORCEMENT
OFFICER
AS NOT EXPEDIENT TO PURSUE**

Date: 22 March 2011
Item Number: 4
Ward: BINGLEY RURAL
Complaint Ref No: 10/00653/ENFUNA
Recommendation: THAT THE REPORT BE NOTED

Description:

Roof extension has not been constructed in accordance with the approved plans

Address:

10 Grange Park Drive Cottingley Bingley West Yorkshire BD16 1NJ

Reason:

The breach of planning control is not expedient to pursue as it is likely that planning permission would be granted for the extension as built.

Date Enforcement File Closed: 7 February 2011

Item Number: 5
Ward: BAILDON
Complaint Ref No: 10/00751/ENFUNA
Recommendation: THAT THE REPORT BE NOTED

Description:

Raised terrace

Address:

49 Strathallan Drive Baildon West Yorkshire BD17 6QH

Reason:

It is not expected for enforcement action to be taken to secure the removal of the raised terrace as it is not considered to be detrimental to visual or residential amenity. Furthermore, it is clear that it has been in situ for some time and may have been there for more than 4 years thus being exempt from enforcement action. Should an application be submitted to retain the raised terrace Officers are likely to support it.

Date Enforcement File Closed: 25 January 2011

Item Number: 6
Ward: BINGLEY
Complaint Ref No: 10/00527/TPOCN
Recommendation: THAT THE REPORT BE NOTED

Description:
Unauthorised pruning of a protected tree

Address:
Lady Lodge Lady Lane Park School The Green Bingley West Yorkshire BD16 4AP

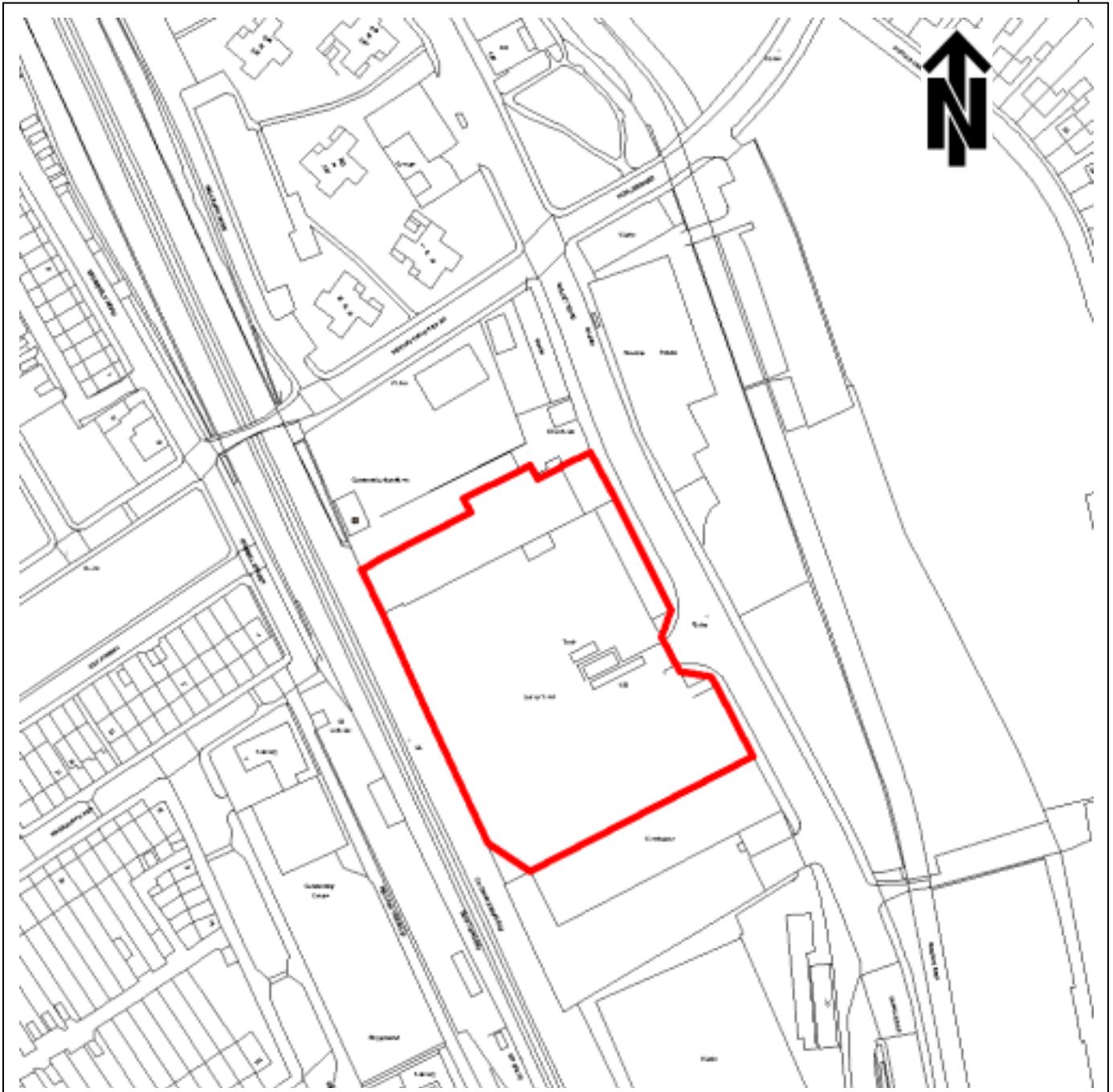
Reason:
The case is immune from enforcement action as 6 months had lapsed from the time the works were completed and the time that the Council was informed of the unauthorised works.

Date Enforcement File Closed: 20 January 2011

Area Planning Panel (Shipley)

11/00032/ENFCON

Ss March 2011



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ITEM NO. : 7

LOCATION:

**Associated Waste Management
Canal Road
Bradford**

22 March 2011

Item Number: 7
Ward: WINDHILL AND WROSE
Recommendation:
THAT THE REPORT BE NOTED

Enforcement Reference:
11/00032/ENFCON

Site Location:
Associated Waste Management, Canal Road, Bradford

Alleged Breach of Planning Control:

Operations taking place in the open yard contrary to condition 14 of 09/00676/FUL. Various waste handling operations taking place in the open yard outside of the approved hours are considered to impact on the amenity of local residents.

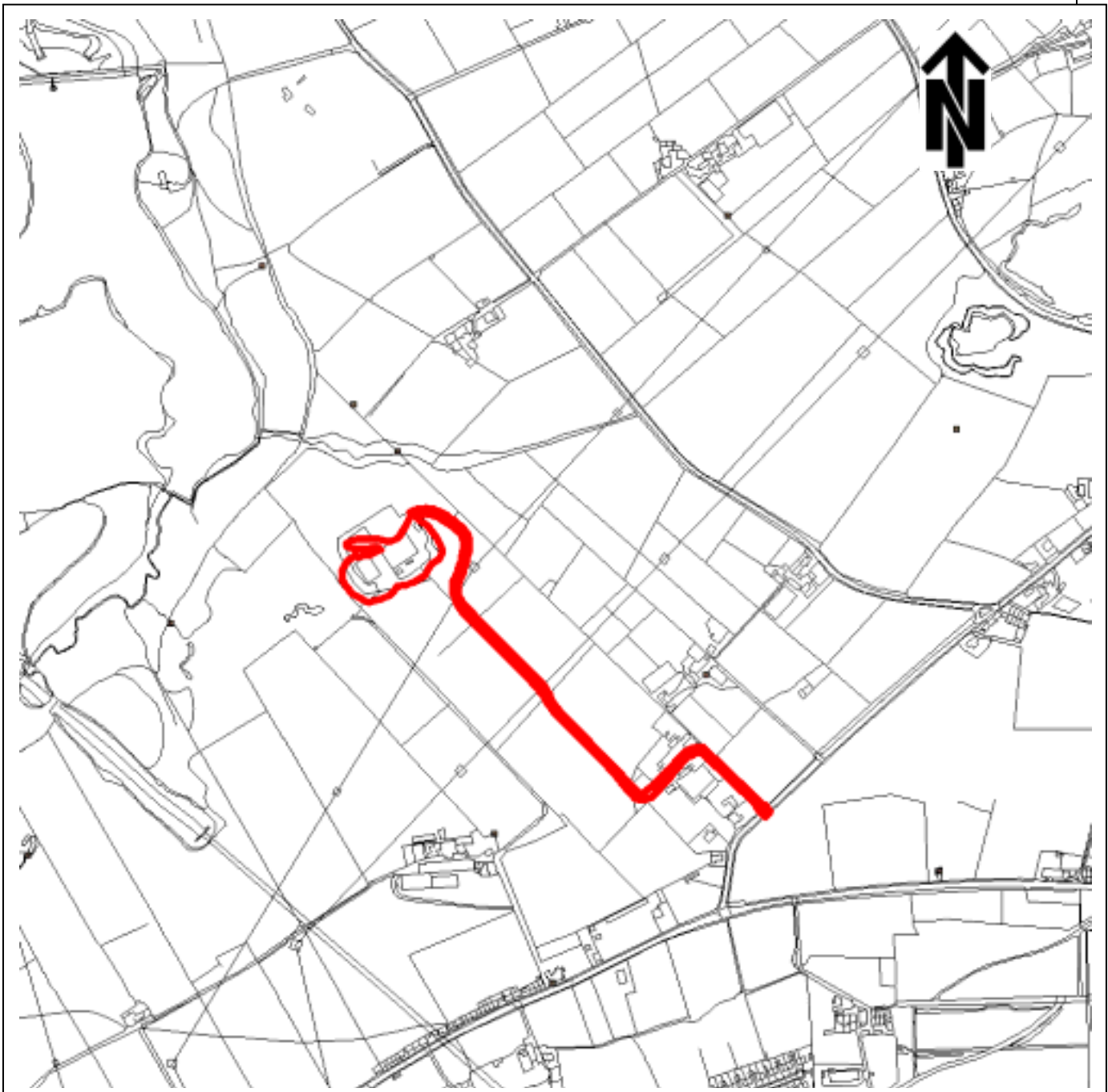
Circumstances:

A Breach of Condition Notice has been authorised on 14 February 2011 in relation to condition 14 of permission 09/00676/FUL.

Area Planning Panel (Shipley)

10/01188/ENFCON

22 March 2011



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ITEM NO. : 8

LOCATION:

**Erlings Works
Jerusalem Farm
Half Acre Road
Denholme**

22 March 2011

Item Number: 8
Ward: BINGLEY RURAL
Recommendation:
THAT THE REPORT BE NOTED

Enforcement Reference:
10/01188/ENFCON

Site Location:
Erlings Works, Jerusalem Farm, Half Acre Road, Denholme

Alleged Breach of Planning Control:

Out of hours HGV movements. The out of hours HGV movements have adverse impact on the amenity of local residents.

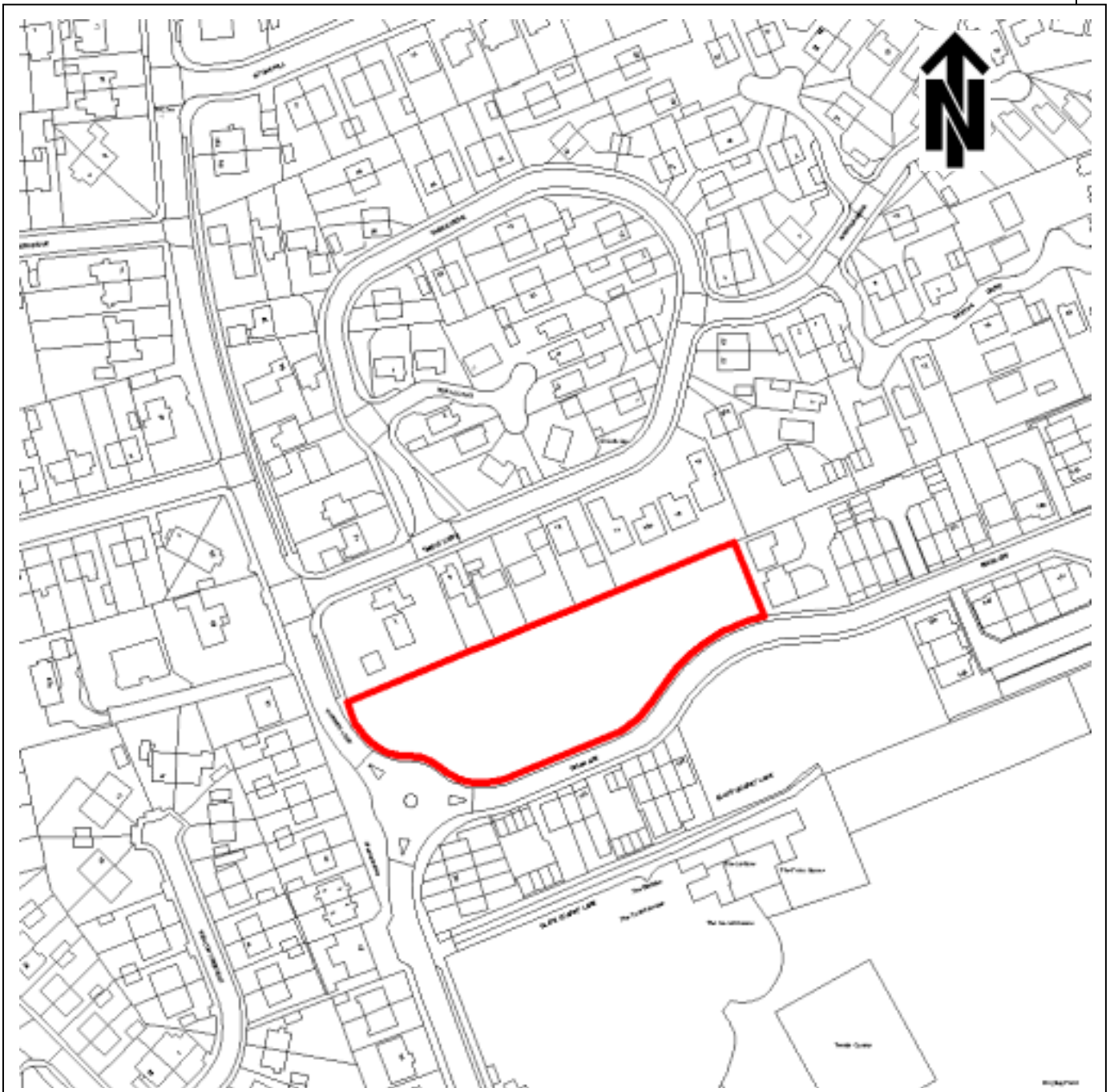
Circumstances:

A Breach of Condition Notice has been authorised on 28 January 2011 in relation to Condition 8 of the permission granted on appeal ref: PP/W4705/A/07/2042004 Out of Hours HGV movements to and from rendering plant.

Area Planning Panel (Shipley)

10/01430/ENFUNA

22 March 2011



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ITEM NO. : 9

LOCATION:

**Land South West 188 - 190
Swan Avenue
Bingley**

22 March 2011

Item Number: 9
Ward: BINGLEY
Recommendation:
THAT THE REPORT BE NOTED

Enforcement Reference:
10/01430/ENFUNA

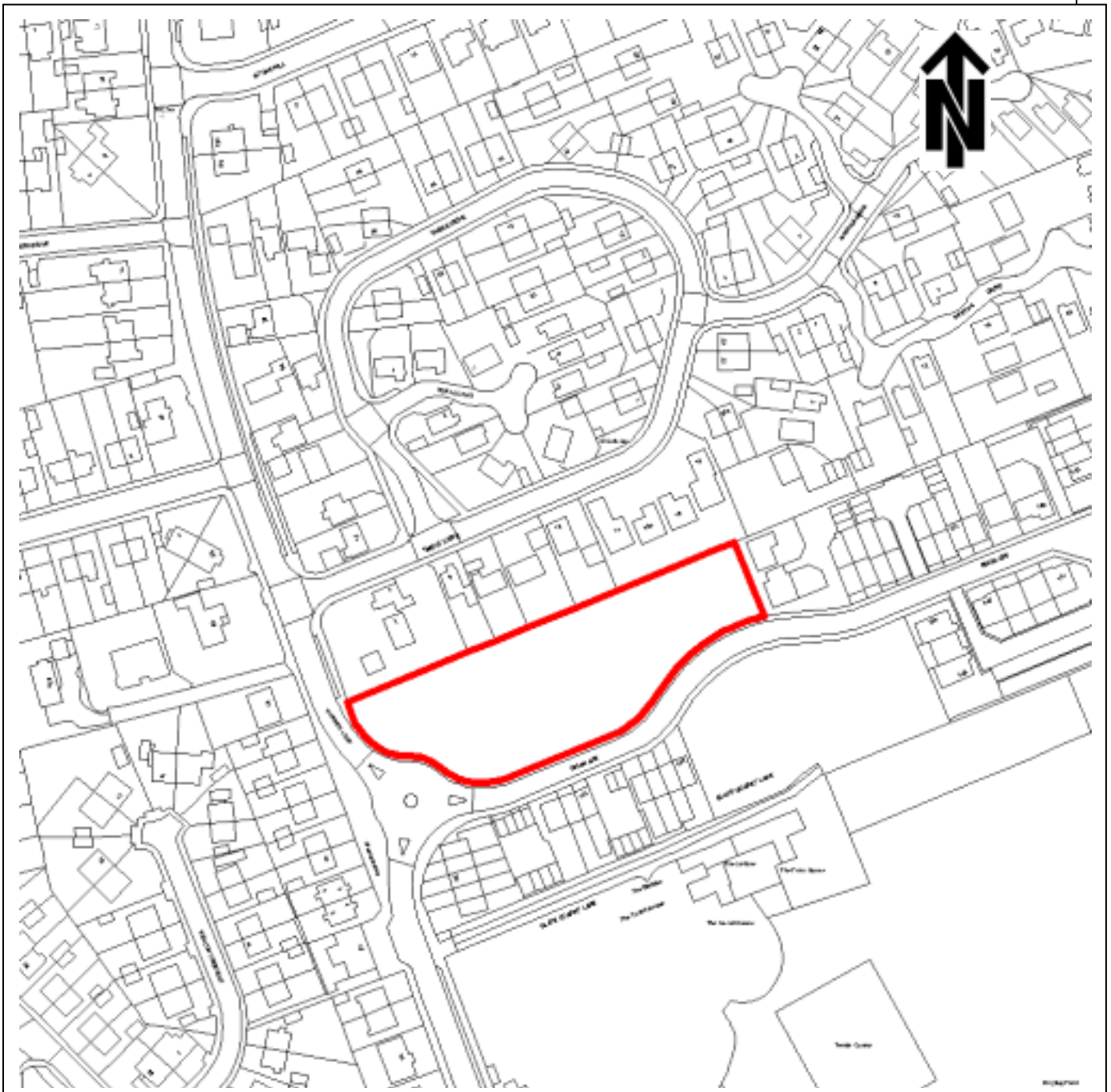
Site Location:
Land South West of 188-190 Swan Avenue, Bingley, West Yorkshire

Description:
Enforcement Action to remove the 5 unauthorised lighting columns was authorised on 23 February 2011. It is considered that the lighting columns are intrusive and have a detrimental impact on residential amenity due to their height and poor design. The lighting columns installed are excessive and cause light pollution having a detrimental impact on residents of Timble Drive which share a boundary with the site.

Area Planning Panel (Shipley)

10/01431/ENFAPP

22 March 2011



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ITEM NO. : 10	LOCATION: Land South West 188 - 190 Swan Avenue Bingley
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22 March 2011

Item Number: 10
Ward: BINGLEY
Recommendation:
THAT THE REPORT BE NOTED

Enforcement Reference:
10/01431/ENFAPP

Site Location:
Land South West of 188-190 Swan Avenue, Bingley, West Yorkshire

Description:
Development not in accordance with approved plans.

A Breach of Condition Notice was authorised on 23 February 2011. The landscape strip on the boundary of the land with Nos 6-16 Timble Drive has been reduced and does not accord with the approved plan. This has resulted in the car parking spaces being closer to the boundary and at a higher level, thus having a detrimental impact on the amenity of the occupants of the adjacent properties due to the increase in overlooking.

DECISIONS MADE BY THE SECRETARY OF STATE

Appeal Allowed

<u>ITEM No.</u>	<u>WARD</u>	<u>LOCATION</u>
11	Bingley Rural (ward 03)	12 Station Road Denholme West Yorkshire BD13 4DE Retrospective application for car port and gates to existing car standing to rear of dwelling - Case No: 10/04039/HOU Appeal Ref: 10/00231/APPHOU

Appeal Dismissed

<u>ITEM No.</u>	<u>WARD</u>	<u>LOCATION</u>
12	Bingley (ward 02)	Rear Of Bailmoor Farm Low Springs Potter Brow Road Baildon West Yorkshire BD17 6BG Installation of 15m mast wind turbine - Case No: 10/02191/FUL Appeal Ref: 10/00170/APPFUL

Appeals Upheld

There are no Appeal Upheld Decisions to report this month

Appeals Withdrawn

There are no Appeal Withdrawn Decisions to report this month