

Report of the Strategic Director of Place to the meeting of the Area Planning Panel (BRADFORD) to be held on 27 March 2024

J

Summary Statement - Part Two

Miscellaneous Items

	No. of Items
Requests for Enforcement/Prosecution Action	(19)
Decisions made by the Secretary of State - Dismissed	(6)

Richard Hollinson Assistant Director (Planning, Transportation and Highways)

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Portfolio:

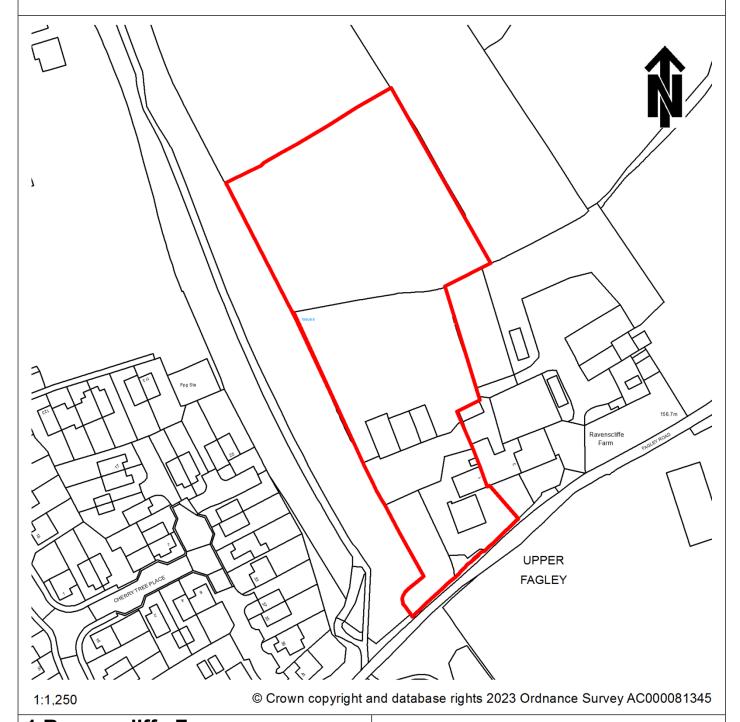
Regeneration, Planning & Transport

Overview & Scrutiny Committee Area:

Regeneration and Environment

20/01278/ENFLBC





1 Ravenscliffe Farm Fagley Road Bradford

BD2 3QN

Item Number: A

Ward: ECCLESHILL

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

20/01278/ENFLBC

Site Location:

1 Ravenscliffe Farm, Fagley Road, Bradford, BD2 3QN

Breach of Planning Control:

Unauthorised single storey structures.

Circumstances:

In September 2020 the Council received an enquiry regarding development works on the land.

An inspection showed that two single storey structures had been erected on the land, for which the Council had no record of planning permission having been granted.

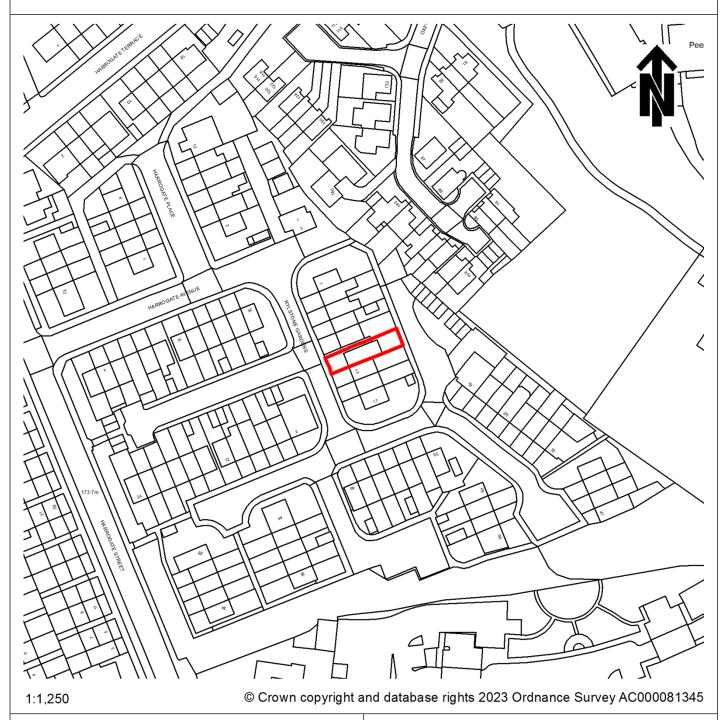
Retrospective planning application reference 22/01261/FUL for the structures was refused by the Council in June 2022 and an appeal against the decision was dismissed by The Planning Inspectorate in March 2023.

The landowner has been requested to rectify the breach of planning control, however no action has been taken.

On 22 January 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice. It is considered expedient to instigate Enforcement (Legal) Action as the two unauthorised single storey structures are detrimental to visual amenity by virtue of their design and appearance, forming incongruous features on the land and detracting from the appearance of the adjacent listed buildings, contrary to Policies DS1, DS3 and EN3 of the Council's adopted Core Strategy Development Plan Document and the principles of the National Planning Policy Framework.

22/00082/ENFUNA





11 Rylstone Gardens Bradford BD3 0LJ

Item Number: B

Ward: BOLTON AND UNDERCLIFFE

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

22/00082/ENFUNA

Site Location:

11 Rylstone Gardens, Bradford, BD3 0LJ

Breach of Planning Control:

Unauthorised rear dormer window.

Circumstances:

An inspection of the property in January 2022 showed that a rear dormer window had been constructed, for which the Council had no record of planning permission having been granted.

The owner of the property has been requested to take appropriate action to rectify the breach of planning control, however no action has been taken.

On 7 February 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice. It is considered expedient to instigate Enforcement (Legal) Action as the unauthorised rear dormer window is detrimental to visual amenity by virtue of its design and appearance, forming an incongruous feature on the building and in the street scene, contrary to Policies DS1 and DS3 of the Council's adopted Core Strategy Development Plan Document, the Council's adopted Householder Supplementary Planning Document and the principles of the National Planning Policy Framework.

22/00073/ENFUNA





14 High Park Drive Bradford BD9 6HS

Item Number: C

Ward: HEATON

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

22/00073/ENFUNA

Site Location:

14 High Park Drive, Bradford, BD9 6HS

Breach of Planning Control:

Without planning permission, the erection of a double gate, gate post and fence panel.

Circumstances:

The Local Planning Authority has received an enquiry regarding the above development.

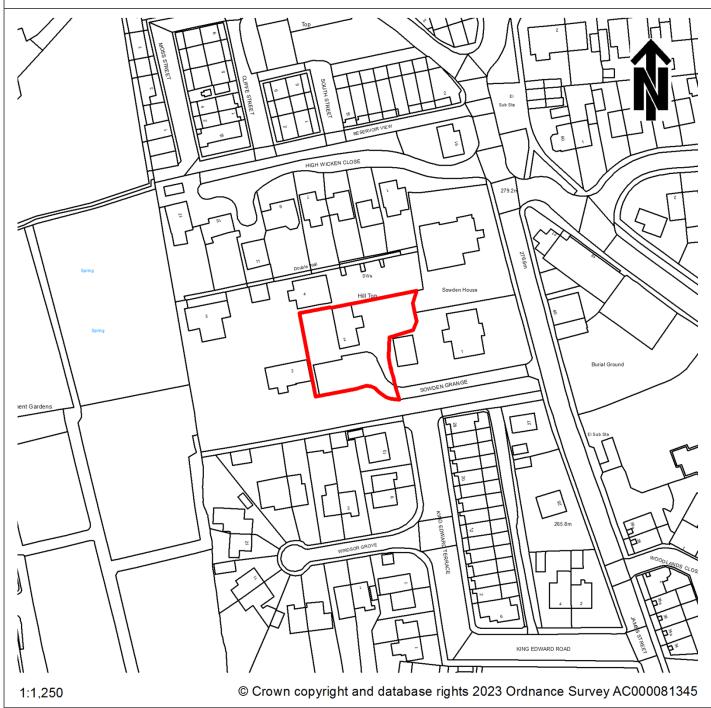
On 1 September 2023, planning permission was granted for a gate and fence at the property. The planning permission granted show the gate set back from the highway and the first three fence panels reduced to one metre in height. A site visit revealed that works carried on site do not accord to the planning permission and therefore unauthorised.

The matter continues to remain unresolved, it is considered expedient to issue an Enforcement Notice because the gate and fence restrict the visibility of drivers from vehicles emerging from 12 High Park Drive to the detriment of the safety of other road users and pedestrians.

On 30 January 2024, the Planning Manager (Enforcement and Trees) authorised enforcement action requiring the owner of the property to remove the double gate, the gate post and remove part of the fencing, all arising materials from the land or, reduce the height of the double gate, the gate post and fence between point A to point B to a height not exceeding 1 metre in height from ground level and remove all arising materials from the land or, alter the gate and fence in order that it accords with planning permission reference 23/02441/HOU, dated 1 September 2023, and all its terms and conditions.

23/00449/ENFAPP





2 Sowden Grange

Thornton Bradford BD13 3TH

Item Number: D

Ward: THORNTON AND ALLERTON

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

23/00449/ENFAPP

Site Location:

2 Sowden Grange, Thornton, Bradford, BD13 3TH

Breach of Planning Control:

Unauthorised three-storey building.

Circumstances:

Between July 2023 and October 2023, the Council received enquiries regarding a building being constructed at the property.

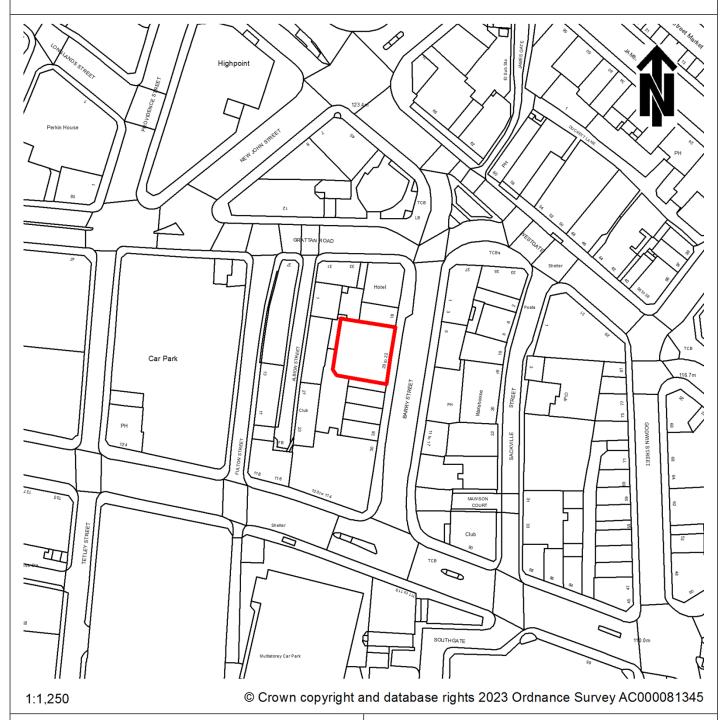
An inspection showed that a three-storey building had been erected within the curtilage of the property, for which the Council had no record of planning permission having been granted.

Retrospective planning application reference 23/04610/HOU for the three-storey building was refused by the Council on 1 February 2024.

On 12 February 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice. It is considered expedient to instigate Enforcement (Legal) Action as the unauthorised three-storey building is detrimental to visual and residential amenity by virtue of its position, size and design and forms an incongruous feature on the land, contrary to policies DS1, DS3 and DS5 of the Core Strategy Development Plan Document, the Council's adopted Householder Supplementary Planning Document and the principles of the National Planning Policy Framework.

23/00025/ENFUNA





22 Barry Street Bradford BD1 2AW

Item Number: E Ward: CITY

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

23/00025/ENFUNA

Site Location:

22 Barry Street, Bradford, BD1 2AW

Breach of Planning Control:

Unauthorised externally mounted roller shutters.

Circumstances:

In January 2023 the Council received an enquiry regarding alterations to the shop property, which stands within the City Centre Conservation Area.

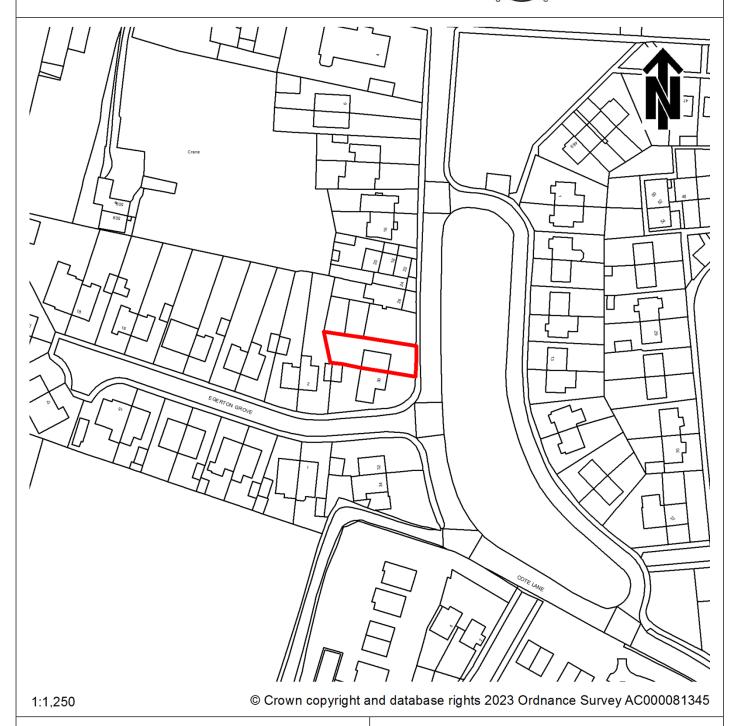
An inspection showed that three externally mounted roller shutters had been installed to the front elevation of the property, for which the Council had no record of planning permission having been granted.

The owner/occupier of the property has been requested to take action to rectify the breach of planning control, however no action has been taken.

On 17 January 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice. It is considered expedient to instigate Enforcement (Legal) Action as the three unauthorised externally mounted roller shutters and guide rails are detrimental to visual amenity by virtue of their design and appearance, forming incongruous features on the building and within the City Centre Conservation area, contrary to Policies DS1, DS3 and EN3 of the Council's adopted Core Strategy Development Plan Document, the Council's adopted Shopfront Design Guide, the Council's adopted A Shopkeepers Guide to Securing Their Premises Supplementary Planning Document and the principles of the National Planning Policy Framework.

22/00289/ENFCOU





28 Cote Lane Bradford BD15 8LA

Item Number: F

Ward: THORNTON AND ALLERTON

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

22/00289/ENFCOU

Site Location:

28 Cote Lane, Bradford, BD15 8LA

Breach of Planning Control:

Unauthorised mixed use for residential purposes and for storage of motor vehicles.

Circumstances:

Following complaints received in this office, a site visit confirmed that the above residential property is being used for the storage of motor vehicles. There has been no positive response to challenge letters sent to the owners/occupiers of the property.

The unauthorised motor vehicle storage use is increasing and the activity associated with such use results in a detrimental impact on the residential amenity of the neighbouring properties and highway safety, contrary to policies SC9, DS1, DS4, DS5 EN8 and TR2 of the Core Strategy Development Plan Document.

On the 20 February 2024 Planning Manager (Enforcement and Trees) authorised enforcement action requiring a cessation in the unauthorised use.

20/01611/ENFUNA





3 Carmona Gardens Shipley BD18 2AF

Item Number: G

Ward: HEATON

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

20/01611/ENFUNA

Site Location:

3 Carmona Gardens, Shipley, BD18 2AF

Breach of Planning Control:

Unauthorised alterations to garage structure.

Circumstances:

In August 2020 the Council received an enquiry regarding alterations to a garage structure at the property.

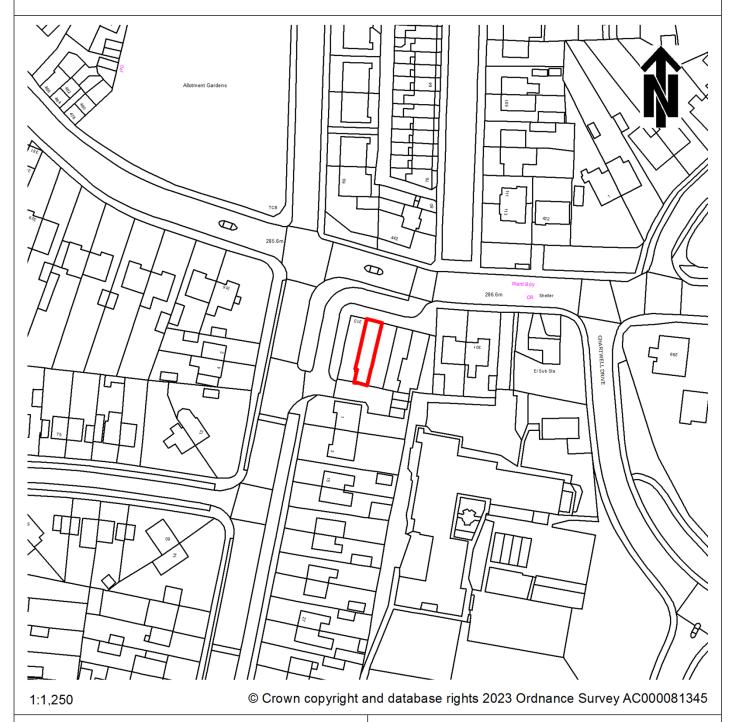
An inspection showed that alterations had been made to the design and height of a garage structure in the rear garden area of the property, for which the Council had no record of planning permission having been granted.

The owner of the property has been requested to rectify the breach of planning control, however no action has been taken.

On 27 February 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice. It is considered expedient to instigate Enforcement (Legal) Action as the unauthorised alterations to the garage structure are detrimental to visual amenity by virtue of the design and appearance of the resulting structure, which forms an incongruous feature on the land and within the street scene, contrary to Policies DS1 and DS3 of the Council's adopted Core Strategy Development Plan Document and the principles of the National Planning Policy Framework.

21/01123/ENFUNA





311 Beacon Road Bradford BD6 3DQ

Item Number: H

Ward: QUEENSBURY

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

21/01123/ENFUNA

Site Location:

311 Beacon Road, Bradford, BD6 3DQ

Breach of Planning Control:

Without planning permission, the installation of an extractor flue on the rear elevation of the building.

Circumstances:

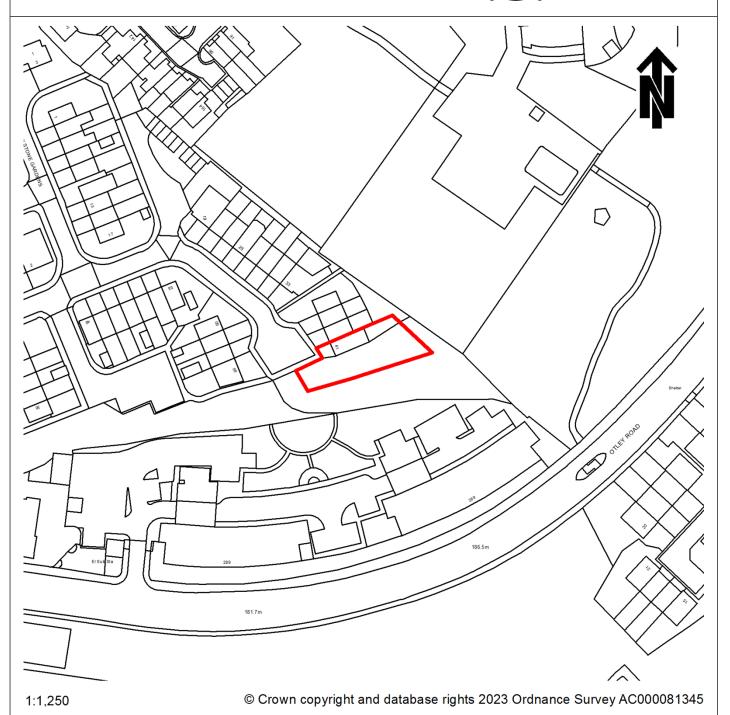
Following an enquiry received in this office in December 2021, a site visit revealed the above breach of planning control. Despite a request from the Local Planning Authority and the submission of a retrospective planning application the matter remains unresolved.

It is considered expedient to issue an Enforcement Notice because the extractor flue due to its size, position and untreated metal finish dominates the rear elevation of the building to the detriment of the local environment. Additionally, the extraction flue is located within close proximity of habitable room windows and it does not discharge at a height sufficient to disperse odours adequately. Consequently, the flue has an adverse impact upon the amenity of residential occupiers by reason of noise and odour nuisance.

The Planning Manager (Enforcement and Trees) authorised enforcement action on the 23 January 2024 requiring the removal of the extractor flue and all means of fixing from the rear of the building and remove all resulting materials from the land.

20/01208/ENFUNA





41 Rylstone Gardens Bradford BD3 0LJ

Item Number: I

Ward: BOLTON AND UNDERCLIFFE

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

20/01208/ENFUNA

Site Location:

41 Rylstone Gardens, Bradford, BD3 0LJ

Breach of Planning Control:

Unauthorised rear dormer window.

Circumstances:

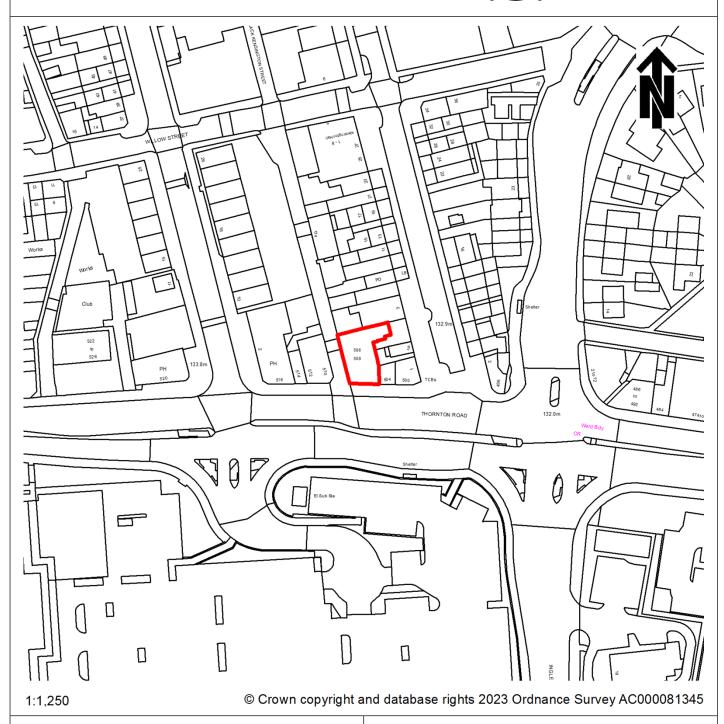
An inspection of the property in January 2022 showed that a rear dormer window had been constructed, for which the Council had no record of planning permission having been granted.

The owner of the property has been requested to take appropriate action to rectify the breach of planning control, however no action has been taken.

On 7 February 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice. It is considered expedient to instigate Enforcement (Legal) Action as the unauthorised rear dormer window is detrimental to visual amenity by virtue of its design and appearance and forms an incongruous feature on the building, contrary to Policies DS1 and DS3 of the Council's adopted Core Strategy Development Plan Document, the Council's adopted Householder Supplementary Planning Document and the principles of the National Planning Policy Framework.

19/00548/ENFUNA





508 Thornton Road Bradford BD8 9NA

Item Number:

Ward: TOLLER

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

19/00548/ENFUNA

Site Location:

508 Thornton Road, Bradford, BD8 9NA

Breach of Planning Control:

Unauthorised externally mounted roller shutters.

Circumstances:

In February 2020 planning permission reference 19/05046/FUL was granted by the Council to convert the former public house building into retail use.

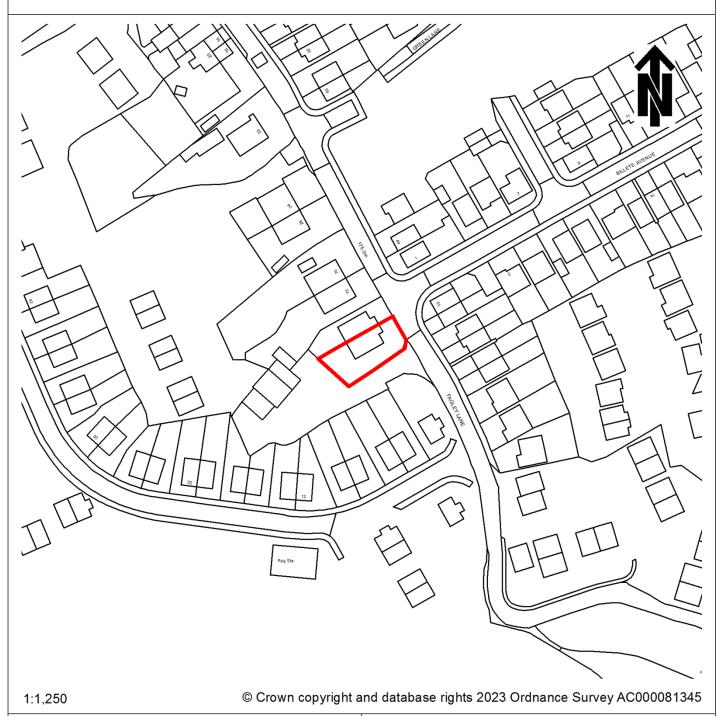
An inspection showed that two externally mounted roller shutters had been installed to the front elevation of the building, for which the Council had no record of planning permission having been granted.

The owner of the property has been requested to rectify the breach of planning control, however no action has been taken.

On 3 January 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice. It is considered expedient to instigate Enforcement (Legal) Action as the two unauthorised externally mounted roller shutters, shutter boxes and guide rails are detrimental to visual amenity by virtue of their design and appearance, forming incongruous features on the building and in the street scene, contrary to Policies DS1 and DS3 of the Council's adopted Core Strategy Development Plan Document, the Council's adopted Shopfront Design Guide, the Council's adopted A Shopkeepers Guide to Securing Their Premises Supplementary Planning Document and the principles of the National Planning Policy Framework.

21/00697/ENFCON





72B Fagley Lane Bradford BD2 3NS

Item Number: K

Ward: ECCLESHILL

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

21/00697/ENFCON

Site Location:

72B Fagley Lane, Bradford, BD2 3NS

Breach of Planning Control:

Breach of condition 4 of planning permission reference 17/06432/FUL.

Circumstances:

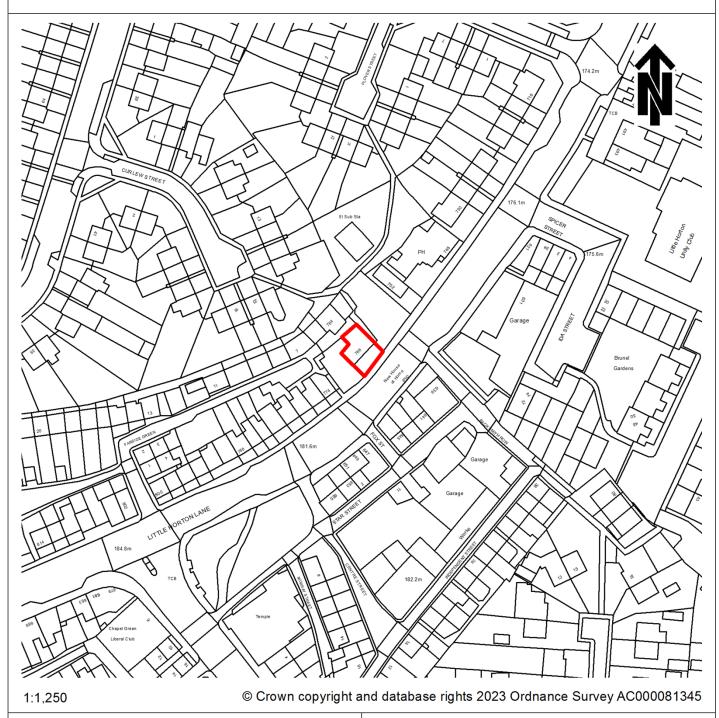
Planning permission reference 17/06432/FUL for the construction of a pair of semi-detached houses on land at 72 Fagley Lane was granted by the Council in March 2018.

In the interests of highway safety, condition 4 of the planning permission requires a section of the existing boundary wall to be reduced in height for visibility purposes. The condition has not been complied with and the property owner has not rectified the breach of planning control as requested.

On 23 January 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice (Breach of Condition). It is considered expedient to instigate Enforcement (Legal) Action in the interests of highway safety and to accord with Policy TR2 of the Council's adopted Core Strategy Development Plan Document.

22/00337/ENFCOU





766 Little Horton Lane Bradford BD5 9BL

Item Number: L

Ward: LITTLE HORTON

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

22/00337/ENFCOU

Site Location:

766 Little Horton Lane, Bradford, BD5 9BL

Breach of Planning Control:

Without planning permission, the construction of a canopy and supporting structures.

Circumstances:

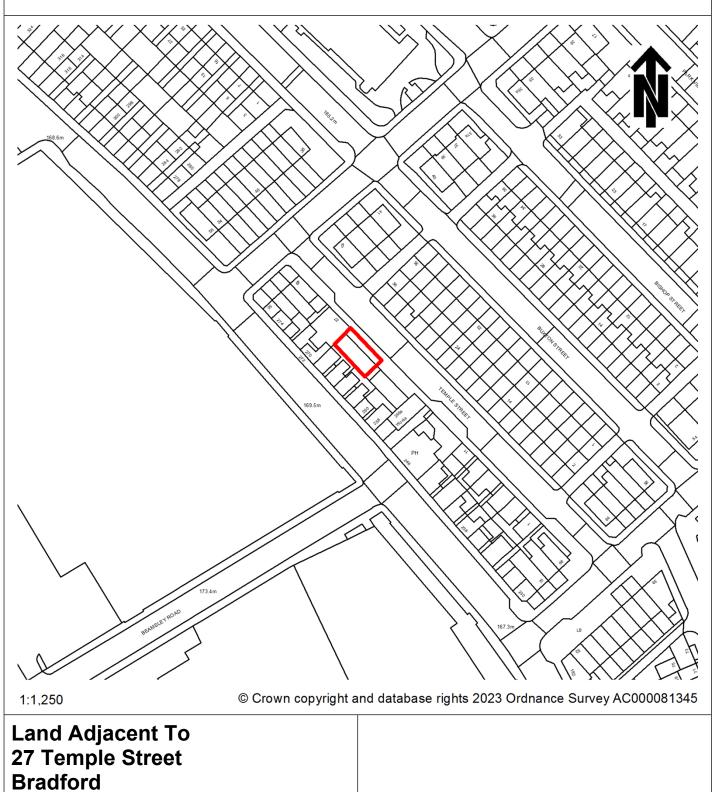
Following a complaint an inspection revealed the above breach of planning control. Despite requests from the Local Planning Authority, the unauthorised works remain in situ.

The canopy and supporting structures form an incongruous feature which is of significant detriment to visual amenity and street scene due to its prominent siting, height and poor design on the front elevation of the property.

The Planning Manager (Enforcement and Trees) authorised enforcement action on the 22 January 2024 requiring the owner to dismantle the canopy and all supporting structures and remove all resulting materials from the land.

23/00238/ENFUNA





Item Number: M

Ward: MANNINGHAM

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

23/00238/ENFUNA

Site Location:

Land Adjacent To 27 Temple Street, Bradford

Breach of Planning Control:

Unauthorised storage container.

Circumstances:

In May 2023 the Council received an enquiry regarding the siting of a container on the land.

An inspection showed that a metal storage container had been sited on the land, for which the Council had no record of planning permission having been granted.

The landowner has been requested to rectify the breach of planning control, however no action has been taken.

On 12 February 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice. It is considered expedient to instigate Enforcement (Legal) Action as the unauthorised metal storage container is detrimental to visual amenity by virtue of its position, design and appearance, forming an incongruous feature on the land and within the North Park Road Conservation Area, contrary to Policies DS1, DS3, EN3 and SC9 of the Council's adopted Core Strategy Development Plan Document and the principles of the National Planning Policy Framework.

City of 22/00896/ENFUNA © Crown copyright and database rights 2023 Ordnance Survey AC000081345 1:1,250

Land At Cliffe Lane Thornton Bradford

Item Number: N

Ward: THORNTON AND ALLERTON

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

22/00896/ENFUNA

Site Location:

Land At Grid Ref 410319 433346 Cliffe Lane, Thornton, Bradford

Breach of Planning Control:

The installation of timber stables and connected engineering operations consisting of a level platform (hardstanding).

Circumstances:

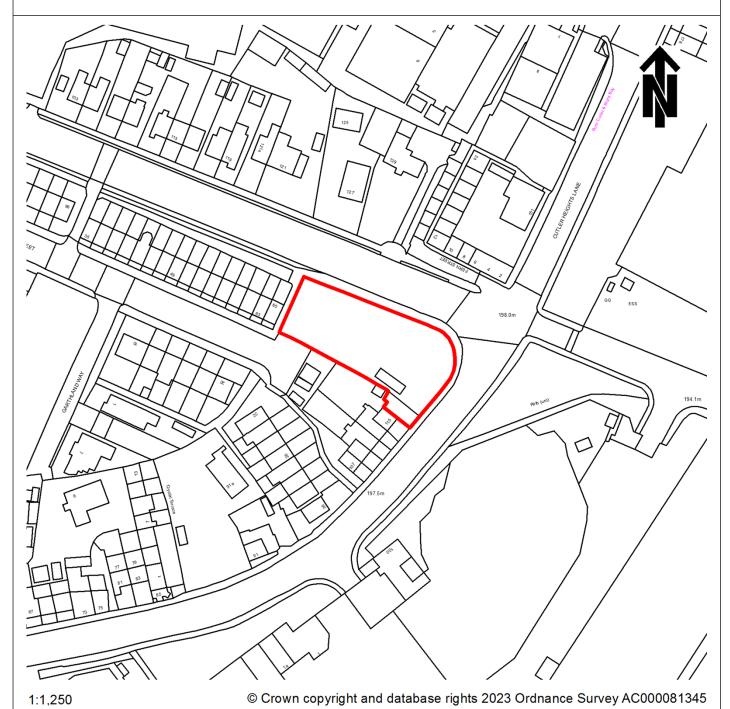
Following complaints received in this office, a site visit carried out in April 2022 revealed that the above unauthorised works had been carried out on land within the green belt area.

The owner of the premises has not responded to the challenge letters sent by the Council and the unauthorised development remains as described.

The Planning Manager (Enforcement and Trees) authorised enforcement action on 3 January 2024 as the development is contrary to Policy EN4, DS1, DS2 and NPPF Section 13 (Protecting Green Belt Land).

19/01031/ENFUNA





Land North Of 115 Cutler Heights Lane Junction Fenby Avenue Bradford

Item Number: O

Ward: BOWLING AND BARKEREND

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

19/01031/ENFUNA

Site Location:

Land North Of 115 Cutler Heights Lane Junction Fenby Avenue, Bradford

Breach of Planning Control:

Unauthorised use of land for the storage, sale and supply of motor vehicles.

Circumstances:

The subject land is situated on busy road junction it was cleared of all vegetation and fenced off as a storage area. The unauthorised storage use was challenged by the Council which resulted in the submission of a retrospective planning application, subsequently refused by the Council. The use has intensified over time and now includes all the uses described above resulting in highways safety concerns. It is considered that the use is contrary to policies SC9, EN8, DS1, DS4, DS5 and TR2 of the Council's Core Strategy Development Plan Document and Section 9, paragraphs 114,115 and 116 of the National Planning Policy Framework.

The Planning Manager (Enforcement and Trees) authorised enforcement action on 23 January 2024, requiring the cessation of the unauthorised use.

City of 22/00037/ENFAPP

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Land North Of Cliffe Lane Thornton Bradford

1:1,250

Item Number: P

Ward: THORNTON AND ALLERTON

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

22/00037/ENFAPP

Site Location:

Land North Of Cliffe Lane, Thornton, Bradford

Breach of Planning Control:

Unauthorised engineering operations forming two horse menages and connected area of hardstanding and access track on land within the green belt.

Circumstances:

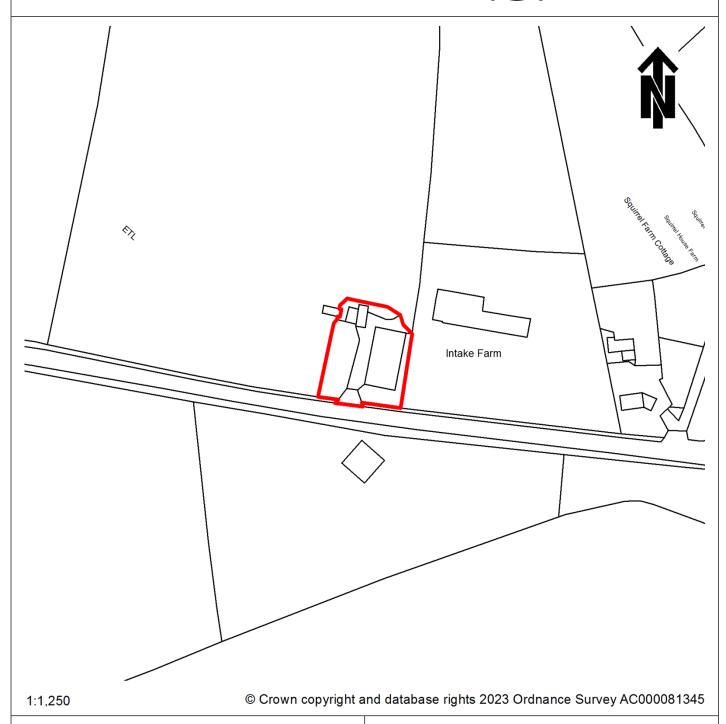
Following a complaint received in this office a site visit carried out in April 2022. revealed that the above unauthorised engineering operation had been carried out.

The owner of the premises has not responded to the challenge letters sent by the Council and the land still remains as described.

On 3 January 2024 the Planning Manager (Enforcement and Trees) authorised the issue of an Enforcement Notice as the development is contrary to policies EN4, DS1, DS2 and NPPF Section 13 (Protecting Green Belt Land).

21/00796/ENFUNA





Land West Of Intake Farm Cragg Lane Thornton Bradford

Item Number: Q

Ward: THORNTON AND ALLERTON

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

21/00796/ENFUNA

Site Location:

Land West Of Intake Farm, Cragg Lane, Thornton, Bradford

Breach of Planning Control:

Without planning permission the construction of a building on a land.

Circumstances:

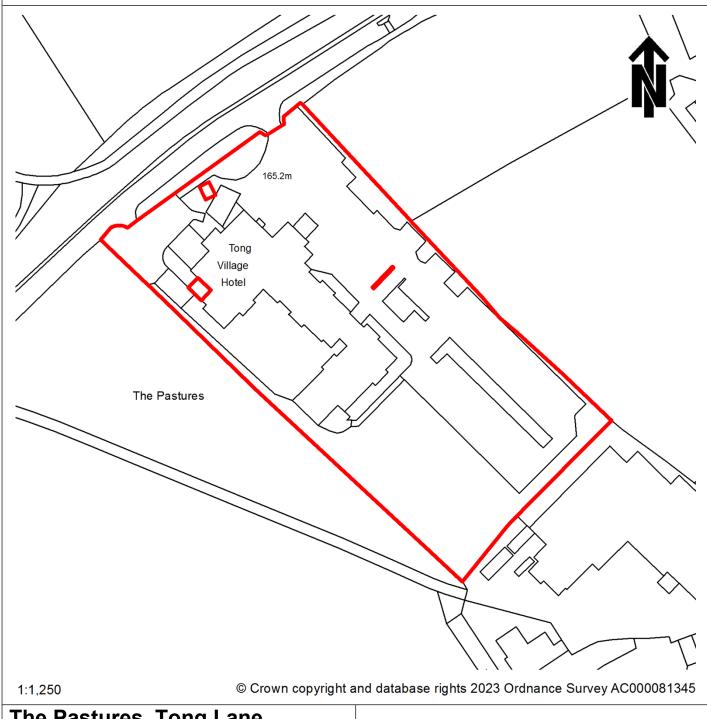
The Local Planning Authority has received enquiries regarding the above development. Despite requests, owners/occupiers of the property have taken no action to rectify the breach of planning control and the matter remains unresolved.

It is considered expedient to issue an Enforcement Notice as the building is harmful to the openness of the green belt.

The Planning Manager (Enforcement and Trees) authorised enforcement action on 19 June 2023 requiring the owners of the land to demolish the building and remove all resulting materials from the land, break up and remove the concrete base and footings and restore the land to its former condition by applying 600mm of clean topsoil and seeding with perennial ryegrass.

21/00730/ENFUNA





The Pastures Tong Lane Tong

Bradford BD4 0RP

Item Number: R

Ward: TONG

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

21/00730/ENFUNA

Site Location:

The Pastures, Tong Lane, Tong, Bradford, BD4 0RP

Breach of Planning Control:

Without planning permission, the construction of a marquee structure.

Circumstances:

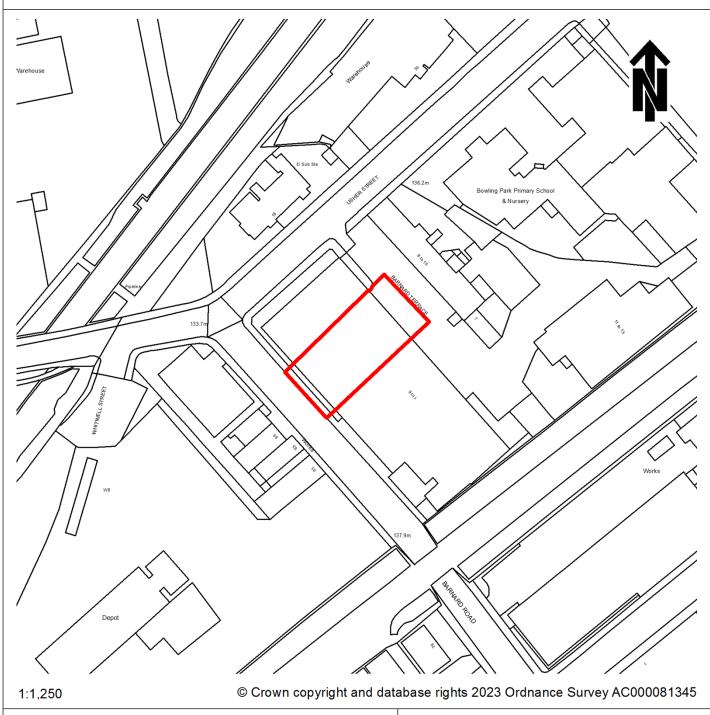
Following a complaint received a site inspection revealed the above breach of planning control.

Despite requests from the Local Planning Authority, the unauthorised works remain in situ. The unauthorised marquee structure is inappropriate operational development in the green belt and is detrimental to visual amenity by virtue of its appearance, size, intrusiveness and use of materials.

The Planning Manager (Enforcement and Trees) authorised enforcement action on the 31 January 2024, requiring the owner to demolish and remove the unauthorised marquee, removing all resulting materials from the land.

22/00593/ENFUNA





Unit 2 Usher Street Business Park Usher Street Bradford BD4 7DS

Item Number: S

Ward: BOWLING AND BARKEREND

Recommendation:

THAT THE REPORT BE NOTED

Enforcement Reference:

22/00593/ENFUNA

Site Location:

Unit 2, Usher Street Business Park, Usher Street, Bradford, BD4 7DS

Breach of Planning Control:

Unauthorised door opening and roller shutter.

Circumstances:

In November 2022 planning application reference 22/03904/FUL for the formation of a new door opening at the property was refused by the Council. No appeal was made or further application submitted.

Following enquiries received in 2023, a site inspection carried out revealed that a new door opening with roller shutter had been formed in the south-west facing elevation of the property, for which no planning permission having been granted.

The owner of the property has been requested to rectify the breach of planning control, however no action has been taken.

On 16 January 2024 the Planning Manager (Enforcement & Trees) authorised the issue of an Enforcement Notice. It is considered expedient to instigate Enforcement (Legal) Action as the unauthorised door opening in the south-west facing elevation of building is detrimental to highway safety due to increased vehicle movements and increased activity on the adjacent public footway and road. The roller shutter door is detrimental to visual amenity by virtue of its design and appearance, forming an incongruous feature on the building and in the street scene.

DECISIONS MADE BY THE SECRETARY OF STATE

Appeals Allowed

There are no Appeal Allowed Decisions to report this month

Appeal Dismissed

ITEM No.	WARD	LOCATION
T	Manningham (ward 19)	14 Woodview Terrace North Avenue Bradford BD8 7AH
		Appeal against Enforcement Notice - Case No: 21/00060/ENFUNA
		Appeal Ref: 23/00016/APPENF
U	Tong (ward 25)	38 Shetcliffe Lane Bradford BD4 9RH
		Demolition of detached garage and construction of one detached dwelling with off street parking - Case No: 23/01669/FUL
		Appeal Ref: 23/00082/APPFL2
V Thornton And Allerton (ward 23)	4, 6, 8 John Street Thornton Bradford BD13 3JS	
		Replace the fenced yard areas at the rear of 4, 6 and 8 John Street with rear porch / utility room extensions (retrospective) - Case No: 23/01928/HOU
		Appeal Ref: 23/00057/APPFL2
W	Clayton And Fairweather	43 Beaconsfield Road Bradford BD14 6LQ
Green (ward 08)	Raise in roof height, dormers to front, side and rear, side extension, rear extension roof alterations and alterations to dwelling - Case No: 23/01981/HOU	
		Appeal Ref: 23/00072/APPHOU
X Great Horton (ward 11)	563 Great Horton Road Bradford BD7 4EF	
	(ward 11)	Appeal against Enforcement Notice - Case No: 20/01222/ENFUNA
		Appeal Ref: 23/00034/APPENF

ITEM No.	WARD	LOCATION
Υ	City (ward 07)	Former 138 To 140 Thornton Road Bradford BD1 2DX
		Site redevelopment to include the siting of a container to form a cafe (Use Class E), construction of covered decking area, car parking, installation of LED screen, new boundary treatments and ancillary structures - Case No: 23/00030/FUL
		Appeal Ref: 23/00077/APPFL2

Appeals Upheld

There are no Appeal Upheld Decisions to report this month

Appeals Upheld (Enforcements Only)

There are no Appeal Upheld Decisions to report this month

Appeals Withdrawn

There are no Appeal Withdrawn Decisions to report this month

Appeal Allowed in Part/Part Dismissed

There are no Appeals Allowed in Part/Part Dismissed to report this month

Notice Upheld

There are no Notice Upheld to report this month

Notice Varied and Upheld

There are no Notice Varied and Upheld to report this month