

ENFORCEMENT REPORT UPDATE

Enforcement Notices in Progress

<u>Land/Property</u>	<u>Unauthorised development</u>	<u>Authorisation</u>	<u>When EN issued</u>	<u>Requirements of Notice</u>	<u>When EN takes effect</u>	<u>Last date for compliance</u>	<u>Appealed</u>	<u>Appeal decision</u>	<u>Comments</u>
32 Friar Gate	Stop use as a car park.	20/07/2006 (Committee)	15/12/2006	To cease use as car park.	15/01/2007	15/01/2009			Notice Served.
Land at Southerly, South Drive	Unauthorised development - garage	25/10/2005	01/03/2006	<i>Either</i> - Demolish the garage <i>Or</i> - Completely remove from the property the stone balustrade from around the garage roof <i>AND</i> install the style of garage doors shown on plans submitted as part of planning application, DER/505/869.	01/04/2006	04/03/2007	Yes	04/09/06: Split Decision	04/09/06: Enforcement Notice requirements upheld in respect of the removal of the stone balustrade but deleted the requirement to install the garage doors shown in DER/505/869. Inspector also increased the period of compliance from 2 months to six months. New compliance date is 4 March 2007. Site inspected 11.4.07 Balustrade removed two piers remaining substantially complied with enforcement to ensure full compliance.

<u>Enforcement Notices in Progress (cont/)</u>									
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1102-1104 London Road, Alvaston	Breach of condition DER/1102/1773 – Non completion of approved works	04/02/2004	20/02/2004	To complete development in accordance with the permission, DER/1102-1773.	23/02/2004	23/07/2004			14/02/07: Application for committal of Owner lodged at Derby County Court. Property Inspected by Senior Planner on 8.3.07 work almost complete and continuing very close to completion. Legal informed and have informed the courts that they no longer wish to apply for committal proceedings. Enforcement to check that all the remaining work is complied with. Only very minor works left which are being carried out.

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53 Hall Street, Alvaston	Untidy rear garden	18/10/2006	01/11/2006	1. Clear and remove from the Property all building material, tools, plant and equipment, rubble and rubbish. 2. Cut down and reduce any overgrown vegetation and weeds and remove the resulting cuttings from the property. 3. Ensure that once above works are completed, the Property is left in a tidy condition.	01/12/2006	01/01/2007			02/02/07: Proceedings issued against Owner. First hearing listed at Derby Magistrates for 5 April 2007. Owner did not appear at court and did not enter a plea by post. He was found guilty in his absence fined £ 250.00 and ordered to pay Councils prosecution costs of £ 330.00 and still not tidied The council will prosecute the owner again if work not carried out and the apply for an injunction.
14 Sadler Gate, City Centre (MacQueens)	Installation of unauthorised roller shutters within Conservation Area	16/11/2006	19/12/2006	Detach and remove the shutters from the premises together with all materials involved in their fixing.	19/01/2007	19/03/2007			Notice Served. 11.4.07 Site inspected roller shutter and its housing removed Notice Complied with.

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19 Elvaston Lane, Alvaston	Unauthorised use of front driveway for the sale and maintenance of motor vehicles.	01/12/2006	31/01/2007	To cease using the Property for the sale or maintenance of vehicles or for any commercial or business purpose other than such which may be incidental to the use of the property as a residential dwelling house	01/03/2007	01/04/2007			Notice Served. Site visits appear to show notice complied with however enforcement section is still monitoring to ensure no reoccurrence.
5 Becher Street, Normanton	Erection of unauthorised rear extension	25/01/2007 (Committee)		To completely remove the unauthorised rear extension					09/02/07: S.330 Notice requesting further information served on Owners. Enforcement Notice served on 22 March 2007 Compliance date 22 October 2007
169 Derby Road Chellaston Chestnut view residential home	Unauthorised windows and vent in side elevation		22 3. 2007	To remove windows and vent in their entirety and brick up the openings	22. 4. 2007	22.6.2007			

Enforcement Notices Completed

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15 Cotswold Close	Unauthorised development	26/08/04 (Committee)	07/01/2005	Remove the dormer extension in its entirety and make good the roof of the bungalow so it accords with the plans and drawings approved by the approved permission	01/06/05 (Inspector's Decision)	01/08/2005			Works completed in accordance with permission.