

## **APPEAL DECISIONS, CURRENT PLANNING APPEALS AND ENFORCEMENTS**

### **Report of the Deputy Chief Executive**

#### **1. MATTER FOR CONSIDERATION**

- 1.1 This report summarises recent appeal decisions, lists current planning appeals and dates for local inquiries and informal hearings, progress upon authorised enforcement action set out by area committee.

#### **2. INFORMATION**

- 2.1 The appeal decisions, details of current appeals and current enforcement action for each committee area are appended.

#### **3. RECOMMENDATION**

- 3.1 That the report be noted.

#### **BACKGROUND PAPERS**

There are no background papers.

Anyone with enquiries relating to planning appeals should telephone the named officer relating to the relevant appeal

Anyone with enquiries relating to enforcement activity should contact Dave Westhead on 0161 474 3520

# AGENDA ITEM

## **CENTRAL AREA COMMITTEE**

### **PLANNING APPEALS**

Appeal date	30 November 2020
Appeal Procedure	Written Representations
Location	Land to the rear of 178-184 Lowndes Lane, Offerton
Proposal	Appeal against a refusal of permission to remove condition 17 of decision notice DC073258 requiring a scheme for the provision and maintenance of formal recreation and childrens play space and facilities and a time table of its implementation.
Case Officer	Daniel Hewitt
Appeal Decision	Pending

### **ENFORCEMENT APPEALS**

None Current

## ENFORCEMENT NOTICES

<b>Action</b>	Enforcement Notice Served
<b>Location</b>	287 Wellington Road South, Heaviley
<b>Description</b>	Untidy Land
<b>Case Officer</b>	Dave Westhead
<b>Notice Served Date</b>	19 <sup>th</sup> December 2016
<b>Compliance Date</b>	Further action pending.  The owners of the land are subject to a freezing order on their accounts under the provisions of the Proceeds of Crime Act. At this time the Crown Prosecutor will not allow any funds to be released to carry out works to building. They therefore have a defence to any prosecution in that the actions of a 3 <sup>rd</sup> party are preventing compliance. Council is investigating options to deal with the condition of the building.
<b>Action</b>	Enforcement Notice Served
<b>Location</b>	Mac Court, St. Thomas Place, Stockport
<b>Description</b>	Enforcement notice to build gable wall in compliance with approved plans
<b>Case Officer</b>	Dave Westhead
<b>Notice Served Date</b>	2/5/17
<b>Compliance Date</b>	Notice not complied with and after considering all options Council has prosecuted for a failure to comply with notice. First court date 21/5/19. Not guilty plea entered adjourned to 11/2/2020 for trial. New date following defence request for adjournment. Awaiting court date following covid restrictions on trials. Trial date now set for 20 October 2020.

The owners of the flats in Mac Court have now via their own management company purchased the freehold of the land from the developer, the land was transferred for free to allow for them to use money that would have been used for purchase to comply with notice. Owners are in active discussions with Council to fully comply.

The prosecution was against the former owner and was done as part of requiring compliance with the enforcement notice. As he now no longer has involvement and does not own the land, following discussions with the Councils Legal Services the prosecution has been formally discontinued. A trial would have been expensive to the Council and whilst we could technically still prosecute the previous owner, he is not now in a position to comply.

<b>Action</b>	Enforcement Notice Served
<b>Location</b>	36 The Crescent, Davenport
<b>Description</b>	Without the benefit of planning permission, the installation of gates and posts (over 1 metre in height) adjacent to a highway and within the Egerton Road / Frewland Avenue Conservation Area
<b>Case Officer</b>	Amanda Hopkins
<b>Notice Served Date</b>	13/08/19 effective from 13/10/19
<b>Compliance Date</b>	Appealed. Appeal dismissed, compliance by 2 April 2021.

**Action** Enforcement Notice Served  
**Location** Go Outdoors 207 Stockport Road, Cheadle Heath  
**Description** Without the benefit of planning control, the installation of silver anti-vandal spin guards to an existing 2 metre high black paladin fence.  
**Case Officer** Debbie Whitney  
**Notice Served Date** 18 August 2020  
**Compliance Date** 18 January 2021

**Action** Enforcement Notice Served  
**Location** 300A Brinnington Road, Brinnington  
**Description** Without the benefit of planning permission, the insertion of a clear glaze window at the rear elevation of the property  
**Case Officer** Debbie Whitney  
**Notice Served Date** 24 August 2020  
**Compliance Date** 21 November 2021  
Enforcement Notice complied with.

<b>Action</b>	S215 Enforcement Notice Served
<b>Location</b>	15 Willdor Grove, Edgeley
<b>Description</b>	Land detrimental to the amenity of the area.
<b>Case Officer</b>	Amanda Hopkins
<b>Notice Served Date</b>	4 September 2020
<b>Compliance Date</b>	2 February 2021