
REPORT TO:	Development Control Committee	AGENDA ITEM: 6
DATE OF MEETING:	22 March 2005	CATEGORY: DELEGATED
REPORT FROM:	Deputy Chief Executive	OPEN
MEMBERS' CONTACT POINT:	R. M. Shirley	DOC:
SUBJECT:	The unauthorised use for the siting of residential gypsy caravans, temporary structures and chattels and the parking of towing and other vehicles of Land to the North Side of Uttoxeter Road, Hilton.	REF: RMSE2004/340
WARD(S) AFFECTED:	Hilton	TERMS OF REFERENCE:

1.0 Recommendations

- 1.1 That the development Control Committee authorises the issue of an Enforcement Notice under Section 172 of the Town & Country Planning Act 1990 to require the cessation of use of the land for the purposes of siting residential gypsy caravans, temporary structures and chattels and the parking of towing and other vehicles, the removal of hard standings and the restoration of the land to agricultural use.

2.0 Detail

- 2.1 At its meeting on 8th February 2005 the Development Control Committee authorised refusal of Planning Application 9/2004/1472/U which was submitted to regularise the unauthorised use of an land to the north of Uttoxeter Road, Hilton for the siting of residential gypsy caravans.
- 2.2 The decision notice was issued on 8th March 2005.
- 2.3 A site inspection carried out on the 10th March 2005 revealed that the caravans were still present on the land.
- 2.4 A plan of the site which is approximately 2180 square metres in area is attached at Annexe 'A'.

3.0 Financial Implications

- 3.1 Should the Committee be minded to authorise enforcement proceedings, the Council may be subject to certain costs.

4.0 Community Implications

- 4.1 Not applicable.

5.0 Conclusions

- 5.1 The site remains in unauthorised residential occupation, notwithstanding the issue of a refusal notice, and in the light of this there is a clear and continuing breach of planning control.
- 5.2 It is open to the Development Control Committee to authorise the issue of an Enforcement Notice to secure the cessation of the use together with the removal of the caravans, associated vehicles and other items and require the appropriate restoration of the land.
- 5.3 A three month compliance period is viewed as appropriate in the circumstances affecting the occupiers of the land.

6.0 Background Papers

- 6.1 Enforcement File E/2003/340 and planning application file 9/2004/1472/U