

APPENDIX 1: Status Report On Cases Where Formal Enforcement Action Has Been Taken - as at 30th June 2015

| Site Address | Ward | Breach | Type of Notice | Current Status |
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| Tollgate Farm, Linley Lane, Alsager | ALSAGER | Unauthorised change of use from agriculture to deposition of waste | Temporary Stop Notice (TSN) and Enforcement Notice | Temporary Stop Notice (TSN) issued to prevent further tipping. TSN not Complied with. Enforcement Notice served. No appeal lodged. Enforcement Notice not complied with. Successful prosecution for failure to comply with TSN 15/12/14. Prosecution for non compliance with Enforcement Notice pending. |
| Bar 48, 48 Crewe Road, Alsager | ALSAGER | Change of use from A1 retail to A4 drinking establishment. | Enforcement Notice | NEW: Enforcement Notice issued 08/01/15. Compliance due 10 th March 2015. Gathering evidence to ascertain whether notice complied with. Owner currently claims to be using it as a restaurant. Licence review prompted by Police. Licence revoked therefore can no longer trade as a licensed premises. Site visit required to check full compliance with Enforcement Notice. |
| 3 Bladon Crescent, Alsager | ALSAGER | Erection of Swimming Pool Enclosure | Enforcement Notice | NEW: Enforcement Notice issued 11/2/15. Compliance due 16 th March 2017. Notice already complied with. Swimming pool and enclosure removed from the Land. CASE CLOSED |
| Land at Swanscoe Lane, Higher Hurdsfield, Macclesfield | BOLLINGTON | Unauthorised erection of two buildings and an area of hardstanding | Enforcement Notice | Enforcement Notice issued. Appeal lodged. Appeal dismissed. Owner refused permission to lodge appeal in High Court. Costs awarded in favour of Council. Two buildings removed and therefore Enforcement Notice substantially complied with, but seeking clarification from legal regarding expediency of pursuing reinstatement of land |
| Land at Swanscoe Lane, Higher Hurdsfield, Macclesfield | BOLLINGTON | Unauthorised erection of two timber buildings | Enforcement Notice | Enforcement Notice issued – different building to those covered by previous Enforcement Notice. Appeal dismissed. Compliance due February 2015. Notice substantially complied with as both buildings removed. Seeking clarification from legal regarding status of works carried out to reinstate the land |
| Land West of Moss End Farm, Moss Lane, Smallwood | BRERETON RURAL | Unauthorised change of use of land for the stationing of a caravan used for residential purposes. | Enforcement Notice | Enforcement Notice issued. Appeal dismissed. Compliance due September 2014. Caravan removed from land. Notice Complied with. CASE CLOSED. |
| The Rumping Donkey, Hassall Green, Sandbach | BRERETON RURAL | Unauthorised works to a listed building | Listed Building Enforcement Notice | Enforcement Notice issued. No appeal. Notice not complied with. Owner pleaded guilty in court on 15 th January 2015 with sentencing suspended for 6 months to allow re-building works to be completed. Court hearing for sentencing on 13 th July 2015. |
| Thimsworra Farm, Dragons Lane, Moston | BRERETON RURAL | Erection of entrance walls and piers contrary to approved landscaping plan | Breach of Condition Notice | Enforcement Notice issued. Compliance due December 2014. Notice not complied with. New site owner has removed the walls, reduced the height of the gate piers and painted the gates green. Walls replaced with post and rail fencing, planting yet to be carried out. |

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| Land at Somerford Park Farm, Holmes Chapel Road, Somerford | BRERETON RURAL | Erection of a building | Enforcement Notice | NEW: Enforcement Notice issued 13/2/15. Appeal lodged 5 th March 2015, but Council withdrew the Notice on 20 th May 2015. CASE CLOSED for purposes of this report |
| Sycamore Cottage, Moss Lane, Ollerton | CHELFORD | Unauthorised stable block | Enforcement Notice | NEW: Notice issued 7/1/15. Appeal Lodged. Awaiting appeal decision |
| Land North of Pedley Lane, Timbersbrook | CONGLETON EAST | Unauthorised change of use from and agricultural use to a recreational and education use. | Enforcement Notice | Enforcement Notice issued and appealed. Appeal dismissed 30 July 2010. Compliance due 30 March 2011. Works in default carried out August 2011 and site cleared of all buildings/shelters/animals. Occupier repopulated the site. High Court action instigated to secure an Injunction. Voluntary undertaking secured which required site clearance. Failed to comply, Committal proceedings instigated in High Court. Further agreement reached which required submission of Certificate of Lawful Use (CLUED). CLUED submitted. Appeal against non-determination of CLUED lodged. Council's statement submitted. Appeal withdrawn November 2014. Conference with Counsel required to establish next course of action. |
| 28 Kendal Court, Congleton | CONGLETON WEST | Untidy Land | S.215 Notice | Untidy Land Notice issued several years ago. Notice not complied with. Owner then prosecuted. Condition of property further deteriorated. Second Untidy Land Notice issued. Notice due to be complied with in October 2014. Notice wasn't complied with. Works in default carried out by Council i.e. garden cleared, replacement windows and doors installed. Council seeking recovery of costs of works from owner. CASE CLOSED |
| The Steamboat, Mountbatton Way, Congleton | CONGLETON WEST | Untidy Land | S.215 Notice | Untidy Land Notice issued. Appeal Hearing 21 st August 2014 in Crewe Magistrates Court. Appellant agreed to slightly amended Notice and to pay the Council's legal costs. Notice complied with. CASE CLOSED |
| 1A Heathfield Avenue, Crewe | CREWE CENTRAL | Untidy Land | S215 Notice | Untidy Land Notice issued requiring land to be cleared of all rubbish by November 2014. Notice complied with. CASE CLOSED |
| Coppenhall House, Groby Road, Crewe | CREWE EAST | Unauthorised extension and alterations to dwelling | Enforcement Notice | Enforcement Notice issued. Appeal dismissed. Notice not complied with. Prosecution proceedings instigated. Owner accepted a Simple Caution. Majority of remedial works carried out but still some which remain outstanding. Owner to be given a final opportunity for full compliance prior to consideration of further legal action. |

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| Rear of 91 Hall O'Shaw Street, Crewe | CREWE EAST | Untidy Land | S215 Notice | Untidy Land Notice issued. Compliance due October 2014. Notice not complied with. Decision required with regards to further action which could take the form of a prosecution or direct action. |
| 24 Gresty Road, Crewe | CREWE SOUTH | Untidy Land | S215 Notice | Untidy Land Notice issued. Compliance due January 2015. Notice not complied with. Case referred to Multi Agency Group for discussion regarding hoarding activity |
| 20 Gresty Road, Crewe | CREWE SOUTH | Untidy Land | S215 Notice | Untidy Land Notice issued. Compliance due January 2015. Notice not complied with. Case referred to Multi Agency Group for discussion regarding hoarding activity |
| 267B Alton Street, Crewe | CREWE WEST | Failure to comply with a condition limiting use of first floor to one flat only | Breach of Condition Enforcement Notice | Enforcement Notice issued. Compliance Due February 2015. Notice complied with CASE CLOSED |
| 4 Model Cottages, Cranage | DANE VALLEY | Unauthorised change of use of residential premises to a mixed residential and commercial use | Enforcement Notice | Enforcement Notice issued. Appeal dismissed. Notice not complied with. Owners and occupier of property prosecuted. Authority given to apply for an injunction. Level of activity reduced CASE CLOSED |
| Land adjacent to Riverswood, Strines Road, Disley | DISLEY | Unauthorised use of land as a Residential Caravan site | Enforcement Notice | NEW: Enforcement Notice issued 11/6/15. Compliance due 13/3/16 |
| Oakton Stud Farm, Thisilldous, Macclesfield Road, North Rod | GAWSWORTH | Unauthorised erection of a dwellinghouse | Enforcement Notice | Enforcement Notice issued. Compliance due 30/12/14. Notice not complied with. Works underway to erect new dwelling granted planning permission in 2011. Planning permission granted in 2015 to retain unauthorised dwelling as an office. Case to remain open to check that residential use of unauthorised dwelling ceases when new dwelling is completed and its use changes to an office. |
| Land west of Bramhall Hill North Rod | GAWSWORTH | Unauthorised Stables | Enforcement Notice | Enforcement Notice issued. Appeal Lodged. Appeal Dismissed. Notice due to be complied with by 20 th September 2015 |
| Haslington Hall, Holmshaw Lane, Haslington, Crewe | HASLINGTON | Unauthorised Modular Building | Enforcement Notice | NEW: Enforcement Notice issued 25/06/15. Due to be complied with by 27 th August 2015 |
| Mere End Cottage, Mereside Road, Mere, Knutsford | HIGH LEGH | Unauthorised erection of dwellinghouse and detached garage | Enforcement Notice | Enforcement Notice served. Appeal lodged. Appeal allowed for garage but dismissed for dwelling. Dwelling remains incomplete and unoccupied. Pursuing compliance with Notice. |

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| Land at Spinks Lane, Pickmere | HIGH LEGH | Unauthorised Change of use of land for agricultural use to the siting of residential and touring caravans etc | Enforcement Notice | Subject of an Enforcement Notice and an appeal, two planning applications and two appeals, two injunctions and one prosecution. Consent Order agreed 21 July 2014. Notice not complied with. Further Court Hearing scheduled for September 2015 |
| Boundary Farm Peacock Lane High Legh | HIGH LEGH | Unauthorised change of use of agricultural land to garden. Erection of building, patio and play equipment | Enforcement Notice | NEW: Enforcement Notice issued 10/3/15. Appeal lodged 16 th April 2015 but withdrawn on 18 th June 2015. Notice due to be complied with by 18 th October 2015 |
| Oakleigh, Childs Lane, Brownlow | ODD RODE | Unauthorised construction of an outbuilding | Enforcement Notice | Enforcement Notice issued. Appeal lodged. Requirements of Notice amended at appeal to require the reduction in height of the building. Bat mitigation measures to be implemented before remedial works can be carried out. Mitigation measures were due to be completed by 9 November 2014 and reduction in height by 9 January 2015. Owner declared bankrupt, property for sale. Evidence of barn owls found in recent survey, further survey required but current owner unable to fund the necessary survey. Ongoing discussions with owner. |
| Land to the Rear of Rose Cottage, Chells Hill, Church Lawton | ODD RODE, BRERETON RURAL | Unauthorised erection of a building | Enforcement Notice | Enforcement Notice issued. Appeal dismissed. Building partially demolished. Planning application submitted for smaller building. (retaining approximately one third of original building). Planning application refused. Appeal lodged against refusal of planning application. Planning appeal allowed subject to a condition that building must be demolished within 6 months if specific events do not occur before specified dates. Case remaining open to ensure condition is complied with or building demolished. Site visit required. |
| Elm Beds Caravan Park, Poynton | POYNTON EAST AND POTT SHRIGLEY | Unauthorised residential caravan | Enforcement Notice | Enforcement Notice issued. Appeal Lodged. Appeal Dismissed. Resolution from SPB in October 2012 to apply to Court for Injunction. Following legal advice, the injunction is not being pursued at the present time. Case remains open. |
| Four Oaks, The Coppice, Poynton | POYNTON EAST AND POTT SHRIGLEY | Unauthorised fence | Enforcement Notice | Enforcement Notice issued. Appeal Lodged. Appeal dismissed. Notice due to be complied with by 5/2/15. Enforcement Notice complied with. CASE CLOSED |
| Land adjacent to 5 Rushmere Close, Adlington | POYNTON WEST AND ADLINGTON | Unauthorised change of use of land to garden | Enforcement Notice | NEW: Enforcement Notice issued 18/2/15. Appeal lodged. Awaiting appeal decision. |

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| PSS Nurseries, 9 Lees Lane, Newton, MSA | PRESTBURY | Unauthorised erection of timber building, glasshouse and conservatory | Enforcement Notice | Enforcement Notice issued. Appeal Lodged. Appeal Dismissed. Notice partially complied with. Planning permission granted on alternative site and so business relocated and site closed. Glass house and timber building removed. PP to retain conservatory as part of an application for PP for MCU of office and café back to a dwelling has been submitted and awaiting determination. |
| PSS Nurseries, 9 Lees Lane, Newton, MSA | PRESTBURY | Unauthorised use for storage and sale of non horticultural items. Formation of hardstanding and erection of walls | Enforcement Notice | Enforcement Notice issued. Appeal Lodged. Appeal Dismissed. Notice substantially complied with. Planning permission granted on alternative site and so business relocated and site closed. Hardstanding and walls removed. Site in process of being cleared of all items (including non horticultural items). Final site visit required to take a view as to whether items to be required by Notice have been removed. |
| Budley Barn Mill Lane Prestbury | PRESTBURY | Unauthorised use of Land | Enforcement Notice | Enforcement Notice issued. Appeal lodged. Appeal was due to be heard at a Public Inquiry in May 2015. Appeal withdrawn. Enforcement Notice complied with. CASE CLOSED |
| Asana Collar House Drive Prestbury | PRESTBURY | Unauthorised fencing around pitch and floodlights | Enforcement Notice | NEW: Enforcement Notice issued 1/4/15. Appeal lodged. Appeal decision awaited |
| Mottram Wood Farm Smithy Lane Mottram St Andrew | PRESTBURY | Unauthorised Dwelling | Enforcement Notice | NEW: Enforcement Notice issued 10/06/15. Notice due to be complied with by 10/5/18 (special circumstances for lengthy compliance date) |
| Oakotis Heath Road, Sandbach | SANDBACH HEATH & EAST | Unauthorised stationing of caravans and unauthorised creation of hard standing. | Enforcement Notice | Enforcement Notices issued. Notices not complied with. Owner prosecuted and fined. Site no longer appears to be occupied but hard standing remains. Case being reviewed. |
| 24 Colley Lane, Sandbach | SANDBACH HEATH AND EAST | Change of use of land from residential to builders yard and associated storage. | Enforcement Notice | NEW: Enforcement Notice issued 10/12/14. Compliance due 8 th April 2015. Notice complied with. CASE CLOSED |

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| 30 Lime Close, Sandbach | SANDBACH TOWN | Unauthorised erection of a front dormer window | Enforcement Notice | Enforcement Notice issued. Appeal dismissed. Notice not complied with. Owners had children with special needs and so legal action held in abeyance. Property has been repossessed. Prospective owners being advised of requirement to remove front dormers. Notice not complied with as of 12 March 2015. Contact to be made with new owners. |
| Styal Moss Nursery, Moss Lane, Styal | WILMSLOW LACEY GREEN | Unauthorised use of land for airport parking | Enforcement Notice | Enforcement Notice issued. Appeal lodged. Appeal dismissed. Appellant successfully challenged appeal decision in High Court. New Appeal held. Appeal outcome allowed 200 cars to be parked anywhere on the site. New planning application submitted to redevelop the site and allocate a specific area to airport parking (which the Council believes will accommodate far more than 200 cars). Application refused. Appeal lodged. Appeal dismissed. Appeal Decision quashed in High Court and appeal remitted back to SoS. Site being monitored for compliance with Notice i.e. no more than 200 cars |
| Lode Hill, Altrincham Road, Styal, Wilmslow | WILMSLOW LACEY GREEN | Unauthorised use of land for commercial parking (airport parking) | Enforcement Notice | Enforcement Notice issued. Appeal lodged. Appeal part allowed and part dismissed (use allowed to continue, but hardstanding to be removed). Planning Inspectorate made typing error in their formal Decision Letter which cannot be corrected and may result in the Council being able to pursue the removal of the hard standing. Legal advice being sought. |
| Land North of Moss Lane, Styal | WILMSLOW LACEY GREEN | Unauthorised airport parking | Enforcement Notice | Enforcement Notice issued. Appeal Lodged. Appeal dismissed. Notice upheld. Compliance due May 2015. Notice complied with. CASE CLOSED |
| Haycroft Farm, Peckforton Hall Lane, Spurstow | WRENBURY | Unauthorised operational development and engineering works | Enforcement Notice | Enforcement Notice issued. Appeal dismissed. Notice substantially complied with, but awaiting painting of roof. Awaiting full compliance. |
| Wrenbury Industrial Estate, Wrenbury, Nantwich | WRENBURY | Unauthorised change of use | Enforcement Notice | Enforcement Notice issued. Appeal lodged. Public Inquiry held on 16 th 17 th , 18th December 2014 and 26 th February. Appeal allowed. Enforcement Notice quashed. CASE CLOSED for purposes of this report. |

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| Six Acres, Wirswall Road, Wirswall | WRENBURY | Material change of use from agriculture to a mixed use of agriculture and the parking of non-incidental vehicles, equipment, materials, children's play equipment and domestic chattels. | Enforcement Notice | Enforcement Notice issued. Compliance due 8 th December 2014. No Compliance. Outcome of appeal against related Notice below awaited before deciding on next course of action |
| Six Acres, Wirswall Road, Wirswall | WRENBURY | Construction of a building and creation of a hard standing | Enforcement Notice | Enforcement Notice issued. Appeal lodged. Appeal decision awaited. |
| Land at Chorlton Lane, Crewe | WYBUNBURY | Change of use of land from agriculture to a use for the storage and distribution of timber, including the siting of ancillary portacabins, trailers, waste containers, vehicles and a caravan used for residential purposes. | Enforcement Notice | NEW: Enforcement Notice issued 10/12/14. Compliance due 8 th March 2015. Partial compliance only achieved. Prosecution proceedings requested. |