

DERBYSHIRE COUNTY COUNCIL
REGULATORY – PLANNING COMMITTEE

6 August 2018

Report of the Strategic Director – Economy, Transport and Environment

3 Item for the Committee’s Information

CURRENT ENFORCEMENT ACTION

Site	Breach	Action Taken	Comment
BM Tech, Foston. 9.1564.4	Non-compliance with conditions 2 and 3 of planning permission CW9/1110/115.	Condition 2 - Breach of Condition Notice issued 8 March 2012 requiring the cessation of importation and deposit of waste outside the building. Condition 3 - Breach of Condition Notice issued 8 March 2012 requiring the cessation of use of processing plant outside the building.	Awaiting submission of application for planning permission.
Rainbow Waste, Swadlincote.	Storage of waste outside the building.	Breach of Condition Notice served on 17 November 2012 for cessation of storage and removal of external waste and concrete “A” frames by 17 December 2012.	Submission for proposed related development received, for which further documentation requested
Lindrick, Mansfield Road, Corbriggs (formerly MXG)	Unauthorised storage and processing of inert waste.	Enforcement Notice issued 27 June 2013, requiring removal of all waste material before 1 August 2014. A Notice of Relaxation of Enforcement Notice was issued on 23 March 2015. This extended the period of compliance for the processing and removal of waste to 31 January 2016, and the seeding of the exposed perimeter banks to 31 July 2016.	Site currently inactive. Request for extension of time for compliance with the notice under consideration.

		<p>Planning Contravention Notice issued 1 November 2016 (response received).</p> <p>Breach of Condition Notice (Mud on Road) issued 19 December 2016.</p> <p>Notice of Relaxation of Enforcement Notice issued on 10 July 2017 extended the period of compliance to 31 December 2017.</p>	
Stancliffe Quarry 3.696R	<p>Condition 43 relating to stability of land adjacent to quarry face. Non-compliance relating to requirement to provide appropriate remediation scheme.</p> <p>February 2017 Breach involving the removal of stone via unauthorised access, creation of access track and damage to trees covered by Tree Preservation Order.</p>	<p>Breach of Condition Notice served October 2013 requiring submission of a relevant scheme by end of January 2014 (extended date).</p> <p>Temporary Stop Notice issued 17 February 2017.</p> <p>Interim Injunction Order granted 31 March 2017.</p>	Site inactive, monitoring as required.
Poorlots Quarry, Tansley	Unauthorised importation of waste soils.	<p>Temporary Stop Notice issued 14 September 2016.</p> <p>Enforcement Notice issued 12 October 2016 to require remediation work.</p> <p>Notice of Relaxation issued 21 August 2017 extending compliance date to 30 September 2017.</p>	In absence of seeding remediation, new vegetation has grown on the site surface. The site now benefits from a planning permission issued by North East Derbyshire District Council for a Caravan site. This permission provides for landscaping of the site which would include some of the areas within the enforcement notice.

Mike Ashworth
Strategic Director – Economy, Transport and Environment