

**CIRCULATED
BEFORE THE
MEETING**



**REPORT of
DIRECTOR OF STRATEGY, PERFORMANCE AND GOVERNANCE**

to
**SOUTH EASTERN AREA PLANNING COMMITTEE
25 May 2023**

MEMBERS' UPDATE

AGENDA ITEM NO. 5

Application Number	23/00076/FUL
Location	Land North West of Riversleigh, Nipsells Chase, Mayland
Proposal	Change of use from agricultural building to 2 bedroom bungalow (C3 Use) and alterations to fenestration
Applicant	Mr & Mrs Kenny Paton
Agent	None
Target Decision Date	13.04.2023
Case Officer	Devan Hearnah
Parish	MAYLAND
Reason for Referral to the Committee / Council	Member of the Council

The Council has received correspondence from the Applicant requesting that this item (23/00076/FUL) is deferred until the next Committee meeting to be held on the 28th June 2023. The reason for the request is that the Council have commenced enforcement action against the development as the Council believe that the building was constructed as a dwellinghouse and therefore, there has been a breach of planning control. In accordance with best practice the Council has been working with the Applicant in order to try and reach a resolution prior to issuing an Enforcement Notice. The Applicant is currently considering their options, whether to continue with the application as is and an Enforcement Notice to be served, or to withdraw the application and regularise the breach through other avenues, i.e. applying for full planning permission for an apple store and altering the building so that it is an apple store. Without this request Officers would be proceeding with the Enforcement Notice. Therefore, it is for the Members of the Committee to determine whether or not the application is deferred to the later meeting.