

**EXETER CITY COUNCIL**

**PLANNING COMMITTEE  
24 JUNE 2013**

**ENFORCEMENT PROGRESS REPORT**

**1.0 PURPOSE OF REPORT**

1.1 To update Members on enforcement matters.

**2.0 CASES OPENED AND CLOSED BETWEEN 25 FEBRUARY 2013 AND 28 MAY 2013.**

Cases opened: 19

Cases closed: 10

Outstanding number of cases: 86

**3.0 NOTICES ISSUED**

3.1 None.

**4.0 NOTICES COMPLIED WITH**

4.1 None.

**5.0 CURRENT APPEALS**

5.1 ENF/12/4 – 4 Dart Walk, Exeter – Enforcement Notice issued on 11 February 2013 against the removal of two “up and over” garage doors on the western elevation of the double garage and their replacement with French windows. The Notice took effect on 21 March 2013 and gave a period of three months for compliance.

5.2 An Enforcement Notice appeal was submitted on 20 March 2013 and is being dealt with by written representations. A date for the Inspector’s site visit is awaited.

**6.0 ENFORCEMENT APPEAL DECISIONS**

6.1 None.

**7.0 OTHER ISSUES**

7.1 ENF/11/87 – Former Showman Public House, 54 Cowick Street, Exeter - A number of complaints have been received by the Local Planning Authority over the last eighteen months regarding refurbishment works taking place at the premises and detrimental effect of the graffiti upon the character and appearance of the grade II listed building and the surrounding Conservation Area.

7.2 The Council entered into discussions with the new leaseholder of the premises in October last year with a view to formalising the proposed new use of the building and improving the external appearance. Works commenced in February 2013 to remove the graffiti on the exterior of the

premises and was completed in April 2013. It is anticipated that the premises will open as a restaurant and takeaway in the near future; a planning application for the takeaway use has been submitted to the Council.



7.3 ENF/11/58 – 19 New North Road, Exeter – The trial of the two defendants responsible for the removal of two copper beech trees located within the St David's Conservation Area commenced on 18 March 2013 at the Exeter Crown Court. The trial was expected to last for two days.

7.4 The Judge raised concerns that the two defendants had not provided any expert evidence in support of their case. Further, the Judge did not consider that sufficient time had been allocated to the trial, as matters may be more complex as the defendants do not have legal representation.

7.5 The Judge adjourned the trial in order that the defendants may have the opportunity to obtain expert evidence in support of their case. The trial will now commence on 25 November 2013 and is expected to last for five days.

## 8.0 RECOMMENDATION

8.1 That this report be noted.

**RICHARD SHORT**  
**ASSISTANT DIRECTOR CITY DEVELOPMENT**

Local Government (Access to Information) 1985 (as amended).  
Background papers used in compiling the report: none.