

Planning Enforcements and Legal update

Location	Details of enforcement	Latest update	Case Officer
Buttercup Fields 12/00092/WKS	Unauthorised structures following planning refusal 11/00447/FUL	<p>Update 03.06.2014 “Today a valid planning application has been submitted regarding Buttercup Fields under reference, 14/01263/APN. This is to use the unauthorised buildings on site for the established Alpaca farming there. This planning application will be before Sparsholt Parish Council in a few weeks”.</p> <p>Update 04.09.2014: No consultation documents received by SPC. Land likely to be sold and problem resolved.</p> <p>Update 16.10.2014: “With regards to Butterfield Fields, as you know, Paul had been chasing the submission of another retrospective planning application for the buildings. However, there have been problems with their agent, Mel Colson, who had submitted the wrong type of application. Unfortunately, Mel passed away suddenly a few weeks ago. They have therefore taken on a new agent – Dominic Plumpton of Giles Wheeler-Bennett. This should result in the right application being submitted in the next few weeks.</p> <p>It should be noted that the only reason for refusal of the last application was that there was no agricultural justification or operational need for the buildings. However, now that there is Alpaca breeding business operating from the land, it would seem that there is a good chance that the owner can now make a reasonable case that the buildings are needed to support the agricultural activities on the land. This is why Paul has been very sympathetic in allowing the owner time to submit the requisite application. Visual impact, wider amenity impact or traffic generation was not stated in the reason for refusal of the last application.</p> <p>However, having recently reviewed the file following Paul’s departure I have noticed that it is very close to the buildings having been in situ for 4 years. Therefore, to avoid immunity being gained under the ‘4 year rule’ I am having to draft an urgent Enforcement Notice for issuing ASAP. It is likely that we will allow a period of a few months before the notice takes effect in order to allow time for them to re-submit the application, which, if approved, would result in the notice falling away”.</p>	