

- (2) That the Head of Legal Services be authorised to issue a Stop Notice under Section 183 of the Town and Country Planning Act 1990 (as amended), to require:
 - (i) The cessation of the processing and chipping of waste wood.
- (3) In the event of non-compliance with either the Enforcement Notice or the Stop Notice, authorisation is also sought to take such legal proceedings as may be required.

Reason for Recommendation

- (1) It appears to the Council that the above breach of planning control constituting a waste wood processing operation has occurred within the last 10 years.
- (2) The waste management facility, being the waste wood processing operation, fails to protect the amenity of nearby residents, it has not been demonstrated that it can operate without resulting in an unacceptable impact on people and residential amenity and it does not safeguard existing residential amenity. Therefore, the wood processing operation fails to comply with the identified requirements of Policies SP8 - Sustainable Waste Management, MD2 – Design of New Development, MD7 – Environmental Protection and MD20 - Assessment of Waste Management Proposals, as well as the guidance contained within TAN 21 – Waste and paragraph 5.12.1 of Planning Policy Wales Edition 11.
- (3) It is considered that the decision complies with the Council's well-being objectives and the sustainable development principle in accordance with the requirements of the Well Being of Future Generations (Wales) Act 2015.

Background Papers

Enforcement File Ref: ENF/2021/0042/CLL

Contact Officer - Mr. M. Bayona-Martinez, Tel: 01446 706142

Officers Consulted:

All relevant Chief Officers have been consulted on the contents of this report.

MARCUS GOLDSWORTHY
HEAD OF REGENERATION AND PLANNING