Nottinghamshire County Council

Environment and Sustainability Committee

Thursday, 12 December 2013 at 10:30

County Hall, **County Hall, West Bridgford, Nottingham NG2 7QP**

AGENDA

1	minutes 14 November 13	5 - 8
2	Apologies for Absence	
3	Declarations of Interests by Members and Officers:- (see note below) (a) Disclosable Pecuniary Interests (b) Private Interests (pecuniary and non-pecuniary)	
4	Gedling Local Planning Document Issues and Options Consultation Oct 13	9 - 22
5	Nottingham City Local Plan Preferred Option Consultation 2013	23 - 34
6	Strategic Planning Observation	35 - 42
7	Supporting Local Communities Fund	43 - 48
8	Waste Management Quarter 1 Performance 2013 14	49 - 54
9	Meeting with Nick Boles MP Parliamentary Under-Secretary for the Dept of Communities and L Govt (Pla	55 - 58
10	Work Programme	59 - 62

NOTES:-

(1) Councillors are advised to contact their Research Officer for details of any Group Meetings which are planned for this meeting.

(2) Members of the public wishing to inspect "Background Papers" referred to in the reports on the agenda or Schedule 12A of the Local Government Act should contact:-

Customer Services Centre 0300 500 80 80

(3) Persons making a declaration of interest should have regard to the Code of Conduct and the Council's Procedure Rules. Those declaring must indicate the nature of their interest and the reasons for the declaration.

Members or Officers requiring clarification on whether to make a declaration of interest are invited to contact Ruth Rimmington (Tel. 0115 9773825) or a colleague in Democratic Services prior to the meeting.

(4) Members are reminded that Committee and Sub-Committee papers, with the exception of those which contain Exempt or Confidential Information, may be recycled.

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Nottinghamshire County Council

minutes

Meeting	ENVIRONMENT AND SUSTAINABILITY COMMITTEE
Date	Thursday 14 November 2013 (commencing at 10.30am)

Membership
Persons absent are marked with an 'A'

COUNCILLORS

Jim Creamer (Chairman)
John Wilkinson (Vice-Chairman)

Richard Butler
Steve Calvert
Stan Heptinstall MBE
Colleen Harwood
Roger Jackson
Bruce Laughton
Pamela Skelding

Ex-officio (non-voting)
A Alan Rhodes

OFFICERS IN ATTENDANCE

Lisa Bell	Team Manager	–	Planning Policy
Sally Gill	Group Manager	–	Planning
Jas Hundal	Service Director	–	Transport, Property and Environment
Ruth Rimmington	Democratic Services Officer		

MINUTES OF THE LAST MEETING

The minutes of the meeting held on 10 October 2013, having been circulated to all Members, were taken as read and were confirmed and signed by the Chairman.

APOLOGIES FOR ABSENCE

There were no apologies for absence.

Temporary Membership Change

The following change of membership was reported to the meeting:-

- Councillor Colleen Harwood replaced Councillor Parry Tsimbiridis (for this meeting only).

DECLARATIONS OF INTEREST

None.

STRATEGIC PLANNING OBSERVATIONS

a) Erection of three Wind turbines at Headstand Bank Cottam

Lisa Bell Team Manager Planning Policy introduced the report. As part of the discussions the Committee raised a query as to whether the provision of an increased number of smaller wind turbines could generate a similar amount of energy as the proposed larger wind turbines. Concerns were expressed with regard to the impact of these on the local communities due to their significant heights. Queries were also raised as to the level of community buy-in.

Following discussion an amendment to the motion was moved by Councillor Stan Heptinstall and seconded by Councillor Jim Creamer:-

The motion should be changed to read as follows:-

1) That Bassetlaw District Council be advised that the development is supported in principle as it is recognised that significant weight is given to renewable energy at a National and strategic planning level.

2) The County Council raises significant objections in relation to the implications for heritage assets and considers there to be insufficient information relating to the impacts of the proposal on the historic environment and landscape and visual impact.

The amendment was put to the vote and was carried.

RESOLVED 2013/058

1) That Bassetlaw District Council be advised that the development is supported in principle as it is recognised that significant weight is given to renewable energy at a national and strategic planning level.

2) The County Council raises significant objections in relation to the implications for heritage assets and considers there to be insufficient information relating to the impacts of the proposal on the historic environment and landscape and visual impact.

b) Single Wind Turbine at Mill Farm Cottage Weston Newark

This item was withdrawn since Newark and Sherwood District Council had withdrawn the application.

c) Single Wind turbine at Whatton Stud Manor Farm Whatton

Lisa Bell Team Manager Planning Policy introduced the report. Following discussion an amendment to the motion was moved by Councillor Stan Heptinstall and seconded by Councillor Jim Creamer:-

The motion should be changed to read as follows:-

1) That Rushcliffe Borough Council be advised that the development is supported in principle as it is recognised that significant weight is given to renewable energy at a national and strategic planning level

(2) The County Council considers there to be insufficient information relating to the impacts of the proposal on landscape and visual impact and does not support this element of the proposal.

The amendment was put to the vote and was carried.

RESOLVED 2013/59

1) That Rushcliffe Borough Council be advised that the development is supported in principle as it is recognised that significant weight is given to renewable energy at a national and strategic planning level.

2) The County Council considers there to be insufficient information relating to the impacts of the proposal on landscape and visual impact and does not support this element of the proposal.

d) Installation of a Solar Farm at Lodge Farm Orston

RESOLVED 2013/60

1) That Rushcliffe Borough Council be advised that the development is supported in principle as it is recognised that significant weight is given to renewable energy at a National and strategic planning level.

2) That the application is deferred to allow the applicant to address the issues raised relating to Highways, landscape and Visual Impact and Ecology as set out in the report.

e) Summary of Strategic Planning Observations

Sally Gill, Group Manager, Planning introduced the report.

RESOLVED 2013/61

That the report be noted.

ASHFIELD DISTRICT COUNCIL LOCAL PLAN PUBLICATION DOCUMENT 2013 - CONSULTATION

Lisa Bell Team Manager Planning Policy introduced the report.

RESOLVED 2013/62

That the Committee ratify the officer response set out in appendix 2 of the report which was sent to Ashfield District Council on 30 September 2013.

STRATEGIC PLANNING RESPONSE TO THE PARTIAL REVIEW OF NORTHAMPTONSHIRE MINERALS AND WASTE LOCAL PLAN

RESOLVED 2013/63

That the Committee ratify the comments in the report that had been sent to Northamptonshire County Council on 31 October 2013.

WASTE CORE STRATEGY EXAMINATION – RECEIPT OF INSPECTOR'S REPORT AND ADOPTION

RESOLVED 2013/64

1) That the progress on the Waste Core Strategy be noted.

2) That the Committee approve the re-naming of the Waste Core Strategy to the Nottinghamshire and Nottingham Replacement Waste Local Plan Part 1: Waste Core Strategy.

PROTOCOL FOR PLANNING APPLICATIONS TO BE TAKEN BY THE ENVIRONMENT AND SUSTAINABILITY COMMITTEE

RESOLVED 2013/65

That the Committee approve the agreed protocol for dealing with the strategic planning comments on planning applications and other strategic matters with effect from 1 December 2013 as set out at Appendix A to the report.

WORK PROGRAMME

In response to some member concerns about the cancellation of meetings, the Chair underlined that this was a pilot exercise which aimed to clarify the optimum meeting frequency. The Chair agreed to feedback any concerns raised with him direct as appropriate.

RESOLVED 2013/66

The committee noted the work programme.

CHAIRMAN M_14 November 13

Nottinghamshire County Council

Report to Environment and Sustainability

12th December 2013

Agenda Item:

REPORT OF THE CORPORATE DIRECTOR FOR POLICY, PLANNING AND CORPORATE SERVICES

GEDLING LOCAL PLANNING DOCUMENT ISSUES AND OPTIONS CONSULTATION OCTOBER 2013

Purpose of the Report

1. To seek Committee approval for a formal response to be sent to Gedling Borough Council (GBC) in response to the request for comments on the Gedling Local Planning Document Issues and Options consultation (2013).

Information and Advice

2. Nottinghamshire County Council (NCC) has been asked for strategic planning observations on the Gedling Local Planning Document Issues and Options (2013) and this report compiles responses from Departments involved in providing comments and observations on such matters. On the basis of Committee's decision, comments will be sent to Gedling Borough Council. The consultation period runs from the 21st October 2013 until the 16th December 2013.

Background Information

3. The Gedling Local Planning Document Issues and Options must be prepared within the framework set by both national planning policy (set out in the 2012 National Planning Policy Framework) and the Aligned Core Strategy. It will provide more detailed policies and deal with those issues not considered to be 'strategic'. In line with the Aligned Core Strategy, the Local Planning Document will cover the period up to 2028. This Issues and Options document is the first stage in preparing the Local Planning Document. It asks a series of questions regarding key issues that will help narrow down the alternative options and define the content of the final document.

4. The Local Planning Document will be accompanied by a 'Policy Map'. This map will show the allocated or protected sites referred to within the document and the areas within which certain policies will apply. This 'Issues and Options' stage is structured around a series of topics. For each topic, a number of issues have been identified. The Local Planning Document sets out a number of possible options for responding to each issue and asks a series of questions in order to tease out the views of the community, business and other organisations on which

they think would be the best approach. Once the consultation period has ended, the comments received will be looked at alongside the technical evidence and further discussions will take place in order to arrive at a final set of policies and proposals. These will then be formally published and made available for further public consultation before being submitted to the Secretary of State for examination.

Key Issues for Nottinghamshire

5. Nottinghamshire County Council has a significant interest in the production of a Local Plan for the Gedling Borough Area. The County is a strategic planning authority and in terms of service provision and the interests of its residents, community groups and businesses, as well as the concerns of the environment and heritage assets within the county it is important that up-to-date, relevant and robust plans are out in place to ensure, and assist the County Council, in meeting its service requirements and helping to make Nottinghamshire a prosperous place.

Highways

6. The County Council has no strategic highways comments to make as the document drills down to the local site level and does not address strategic sites or transport policies which are already covered in the Core Strategy document and which have been considered in detail at the recent Greater Nottingham Aligned Core Strategy Examination in Public.

7. Detailed Highway comments are set out in Appendix 1.

Landscape and Visual Impact

8. The County Council generally support the principle of the Gedling Local Plan Issues and Options consultation, however a number of detailed concerns are set out in Appendix 2 which the County Council would wish to see addressed in the final adopted version of the Gedling Local Plan.

Ecology

9. The County Council generally support the principle of the Gedling Local Plan Issues and Options consultation. However a number of detailed concerns are set out in Appendix 3 which the County Council would wish to see addressed in the final adopted version of the Gedling Local Plan.

Developer Contributions

10. The Gedling Issues and Options set out in Dev 1a – Developer Contributions their approach to Developer Contributions, asking which types of infrastructure are the most important and how much priority should be given to each of these types of infrastructure.

11. Gedling Borough Council are currently consulting on their CIL Draft Charging Schedule (ending on Monday 16th December 2013), the schedule which sets out where CIL will be levied and how much will be charged. It builds on previous consultation work that was undertaken on the Preliminary Draft Charging Schedule in September 2012. The Draft Charging Schedule also includes the Regulation 123 list which currently includes the proposed Gedling Access Road and the provision for a new secondary school at Top Wighay Farm. The Borough Council are intending to submit their charging schedule to the Secretary of State for independent examination in Spring 2014 with adoption expected towards the end of 2014.

12. The County Council would seek to ensure that all impacts on its services and infrastructure from future development in the plan area is met either through CIL or planning obligations. The County Council welcomes involvement in the development of the CIL, in particular with the drawing up of the CIL Regulation 123 list insofar as it relates to County Council services and infrastructure.

Property Interests

13. The County Council's property team will be submitting a separate response to the consultation based solely on its land ownership interests at Top Wighay Farm, Rolleston Drive, Calverton and Lambley Lane.

Minerals

14. The National Planning Policy Framework (NPPF) requires local plans to include policies on minerals safeguarding and consultation areas. Appendix 4 shows the mineral safeguarding and consultation areas within Nottinghamshire, as set out in the County Council's Minerals Local Plan Preferred Approach document (2013).

15. The County Council does not wish to raise any significant concerns at the Issues and Options Stage. A reference to the County Council's safeguarding and consultation areas should be included in the document to ensure consistency with the NPPF and the Nottinghamshire Minerals Local Plan.

Waste

16. Nottinghamshire County Council, in its role as the statutory Waste Planning Authority for Nottinghamshire, has recently prepared a new joint Waste Core Strategy with Nottingham City Council. This was adopted on the 10th December 2013 and sets out the strategic approach towards the provision of essential future waste management infrastructure such as recycling plants, energy from waste plants and landfill. This will form part of the Development Plan for all parts of Nottinghamshire and Nottingham alongside existing or emerging District Borough Local Plans and any neighbourhood plans which are prepared.

17. The Waste Core Strategy identifies broad locations where future development is likely to be acceptable but does not allocate any specific sites as this will be carried out in separate supporting policies that will be subject to further consultation and public examination. In broad terms facilities for the sorting,

processing and treatment of waste are supported in, or close to, the main urban areas of Nottingham, Mansfield/Ashfield, Newark, Worksop and Retford. Within these broad locations development will be focused on existing or proposed employment sites and other derelict or previously developed land in order to minimise environmental impacts. Limited provision is also made for small–scale recycling or recovery facilities in other rural locations where these can meet a specific local need, especially where this would allow for the re-use of existing farm or forestry buildings.

18. The Waste Core Strategy approach reflects both the need to meet future European and national waste recycling and recovery targets, to manage waste close to source, and the anticipated requirement for additional waste management facilities to support planned housing and economic growth.

19. Delivery of the Waste Core Strategy will depend upon the availability of a suitable range of employment land able to accommodate a mix of essential waste management infrastructure such as recycling, waste transfer and energy recovery. National policy within the National Planning Policy Framework recognises waste management as an employment use and adequate provision is therefore needed for waste related development within local employment policies. Whilst this would not necessarily require separate provision, local planning authorities will need to be mindful of this when assessing the amount and type of employment land to be provided in their area and also when considering releasing established employment/industrial land for other uses.

20. The County Council intends to continue to work closely with each of the local district/borough councils in Nottinghamshire to identify appropriate locations for future waste management facilities and would welcome the opportunity to discuss the suitability of existing or proposed employment sites within the Gedling Local Planning Document for appropriate waste uses.

21. The Council would also highlight national waste planning policy in PPS10: Planning for Sustainable Waste Management, and the draft Updated National Waste Planning Policy issued for consultation in June 2013, which stresses the importance of an integrated approach towards waste management planning from all local planning authorities, not just waste planning authorities. In particular, paragraph 35 of PPS10 stresses the importance of good design in the layout of new development to ensure that there is sufficient provision for waste management. This could include the provision of supporting waste infrastructure and integrating opportunities for heat and/or power from energy from waste developments with other local development where viable.

Overall Conclusions

22. The County Council has no strategic highways comments to make as the document drills down to the local site level and does not address strategic sites or transport policies, but some issues are raised with regards to Highways. (Appendix 1).

23. The County Council generally support the principle of the Issues and Options document, from both a landscape and ecology perspective, however, raise a number of issues that should be addressed, as set out in Appendix 2 and 3.

24. The County Council would seek to ensure that all the impact on its services and infrastructure from future development in the plan area is met either through CIL or planning obligations. The County Council welcomes involvement in the development of CIL, in particular with the drawing up of the CIL Regulation 123 list insofar as it relates to County Council services and infrastructure.

25. The County Council does not wish to raise any significant concerns at this Issues and Options Stage from a Mineral policy perspective.

26. The County Council generally support the principle of the document in terms of Waste Development.

Other Options Considered

27. As the consultation requires representations to be made on the plan the only other option was not to make representations. This was considered and rejected as the education and transport interests of the County Council as service provider could be compromised by the lack of a suitable Local Plan.

Reason for Recommendation

28. Having assessed the Gelding Local Plan Document it is considered that the principle of the document is supported and generally conforms with national planning policy.

Statutory and Policy Implications

29. This report has been compiled after consideration of implications in respect of finance, the public sector equality duty, human resources, crime and disorder, human rights, the safeguarding of children, sustainability and the environment and those using the service and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Financial Implications

30. There are no direct financial implications.

Implications for Sustainability and the Environment

31. The failure to consider the representations of the County Council on strategic planning and transport matters could lead to unsustainable development taking place, possibly without the adequate context of an adopted Local Plan. The education and transport interests of the County Council as service provider could also be compromised by the lack of a suitable Local Plan or Local Development Framework.

RECOMMENDATION

1) That Committee approve the response as set out above which will be sent to Gedling Borough Council.

Jayne Francis-Ward
Corporate Director, Policy, Planning and Corporate Services

For any enquiries about this report please contact: Nina Wilson, Principal Planning Officer, Planning Policy Team, 0115 97 73793

Constitutional Comments (SHB.18.11.13)

32. Committee have power to decide the Recommendation.

Financial Comments (SEM 18/11/13)

33. There are no specific financial implications arising directly from this report.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

Electoral Division(s) and Member(s) Affected

Councillor Pauline Allan and Councillor Michael Payne– Arnold North
Councillor Roy Allan and Councillor Muriel Weisz – Arnold South
Councillor Elliott Boyd – Calverton
Councillor Nicki Brooks and Councillor John Clarke – Carlton East
Councillor Jim Creamer and Councillor Darrell Pulk – Carlton West
Councillor Chris Barnfather – Newstead

Appendix 1 – Detailed Highway Comments

No strategic comments since this document drills down to the local site level and does not address the strategic sites or transport policies which are already covered in the Core Strategy document and have been considered in detail at the recent Examination in Public.

TRAN 1a
As well as making a contribution, the developer should provide appropriate levels of cycle infrastructure to serve the development and to connect the development to the wider cycle network.

TRAN 3a
Can GBC include a definition of “severe” in this policy please..

Context Plan in Appendix A – this should for completeness (and give weight to the SUE sites in Hucknall) include the NET system both operational and those lines under construction.

Appendix 2 – Detailed Landscape and Visual Impact Comments

GEDLING BOROUGH COUNCIL: LOCAL PLANNING DOCUMENT

Local Planning Document Development Sites

Clause URB 2a

Site between Linden Grove and A612; suggest this site is visually important as provides visual link between land to south of Gedling Relief Road and open space to west of Burton Joyce. Keeping this land as open space will give visual separation between the conurbation and Burton Joyce. The other sites mentioned have more visual containment.

Key 2a - Calverton

The development site proposals will fragment the existing open space/agricultural around Calverton. Notwithstanding that the areas omitted fall into protected designations, the functionality and integrity of the land will be compromised over the longer term. This will lead to subsequent degradation and then inclusion in the next round of development sites.

Local Planning Document

Climate Change

Clause CC 1b

Landscape and Visual issues to be included in criteria for assessing renewable and low carbon energy generation. It is recommended that GBC adopt an approach similar to that adopted by Newark and Sherwood, who have commissioned a capacity assessment to allow consideration of cross-cutting and cumulative effects.

Green belt

Clause GB1a and c

Use a criteria based approach for extensions and replacement buildings in the Green Belt, setting out determining factors for each site rather than percentages.

Clause GB1e

Use same approach for residential and non-residential buildings.

Clause GB 2a

Introduce Article 4 direction to include impact on landscape character/visual impact for construction of curtilage buildings.

Clause GB 4a

Set criteria related to size, materials etc.

Clause GB 4c

Adopt a criteria based approach for infilling and partial or total redevelopment, based on determining factors for each site.

Clause GB 4e

Enhancements to the setting of re-used buildings to be informed by landscape policy for immediate area.

Clause GB 5a

Remove permitted development rights for the whole Green Belt.

Design

Clause DES 1a

Take different approaches to design in different parts of the borough eg. using GNLCA policy sheets as guide for development.

Town Centre

Clause TC 7a and 7b

Have specific policies to protect current provision, and seek to promote further investment and diversification.

Green infrastructure (Open Space and Biodiversity)

Clause GI 1a

It is suggested that all open space designated as such on the Local Replacement Plan is listed here, whether listed elsewhere by category or not eg. Local Nature Reserves and Proposed Local Nature Reserves, Ancient Woodlands, Areas and the Calverton Mineral Line (and other potential routes) are added to the list of protected open space. Mature and established boundary hedgerows often contribute to the amenity and integrity of an open space; protection should extend to boundary hedgerows where appropriate if not already protected under legislation.

Clause GI 2b

Criteria to include assessment of proposals to ensure longevity of new tree planting ie. adequate space, appropriate species choice. Also consider that new woodland may not always be the appropriate choice; Sherwood has a unique landscape character (and biodiversity) and in some instances developer contributions could be used to support and promote new heathland and lowland grassland areas. This policy would support any future designation of a Sherwood Regional Park.

Clause GI 2d

Unable to locate Appendix 1

Clause GI 4a

Either continue to safeguard designated 'Mature Landscape Areas', OR , for consistency with the Greater Nottingham Landscape Character (2009), replace MLA designation with the top level of policy within the GNLCA policy zones ie. zones having a policy of *'Conserve', 'Conserve and Reinforce' or 'Conserve and Restore'.* This will protect landscape areas assessed as having a minimum of good condition and at least moderate sensitivity, or high sensitivity and at least good condition. This will ensure consistency with the countywide designation and landscape policy.

Clause GI 4c

Continue to identify and protect the ridgelines.

Transport

Clause TRAN 1a

Continue to require developer contributions and protect identified cycling routes.

Clause TRAN 4a

Also identify future links and work with partners eg. Sustrans, Nottingham County Council to identify strategic programme of sustainable and off-road travel and safeguard the potential of future routes against piecemeal development.

If you require further information please do not hesitate to contact me,

Regards

Amanda Blicq
Principal Landscape Architect

Appendix 3 – Detailed Ecology Comments

Re: Local Planning Document – Issues and Options October 2013

Thank you for consulting the Nature Conservation Unit of the Conservation Team on the above matter. We have the following comments regarding nature conservation issues:

In most cases, I have no opinion on the questions posed in the Issues and Options document. However, the following comments are provided regarding specific matters:

Climate Change CC 1b and CC1c

Should the local plan identify areas suitable for renewable energy generation, then Biodiversity and Geology should be included in a policy as criteria requiring consideration.

Development Sites in the Urban Area Urb2a and Urb 2b

Regarding land off Spring Lane, it is queried how this site can be developed without affecting screening of the proposed country park.

Development Sites at the 'Key Settlements for Growth' Key 1a and Key 1b

Development to the east of Bestwood begins to infringe upon Bestwood Country Park, and it is suggested that development here should be limited or designed with a significant buffer to the country park

Development Sites at the 'Key Settlements for Growth' Key 2a and Key 2b

Development to the north of Calverton would in places be in close proximity to SINC 2/535, for which mitigation against possible indirect impacts would need to be sought, for example through the use of a landscaped buffer zone.

Development Sites at the 'Key Settlements for Growth' Key 3a and Key 3b

Development to the north of Ravenshead would affect an area which appears to comprise of woodland, grassland and scrub and which may have nature conservation value. It is suggested that an ecological assessment of this area is carried out before any decision is made about allocating it for development.

Green Infrastructure (Open Space and Biodiversity) GI 2a

Ancient Woodland is specifically identified using set criteria. Natural England's datasets should be used in this respect – see:
http://www.gis.naturalengland.org.uk/pubs/gis/GIS_register.asp

Veteran trees are also identified using particular criteria, and it will be necessary to ensure that any trees identified as 'veteran' meet these criteria. It is suggested that a

co-ordinated survey of the borough would be required to get an accurate and consistent picture of the location of veteran trees.

Green Infrastructure (Open Space and Biodiversity) GI 2d

I support the first option.

Green Infrastructure (Open Space and Biodiversity) GI 3a

The prospective SPA issue should be addressed in accordance with Natural England's 'risk-based approach'.

Green Infrastructure (Open Space and Biodiversity) GI 3b and GI 3c

I support the first option.

Local Wildlife Sites are essential for protecting the biodiversity of the borough. Paragraph 113 of the NPPF requires LPAs to develop criteria-based policies including in relation to development affecting locally designated sites, so their validity is established at a national level.

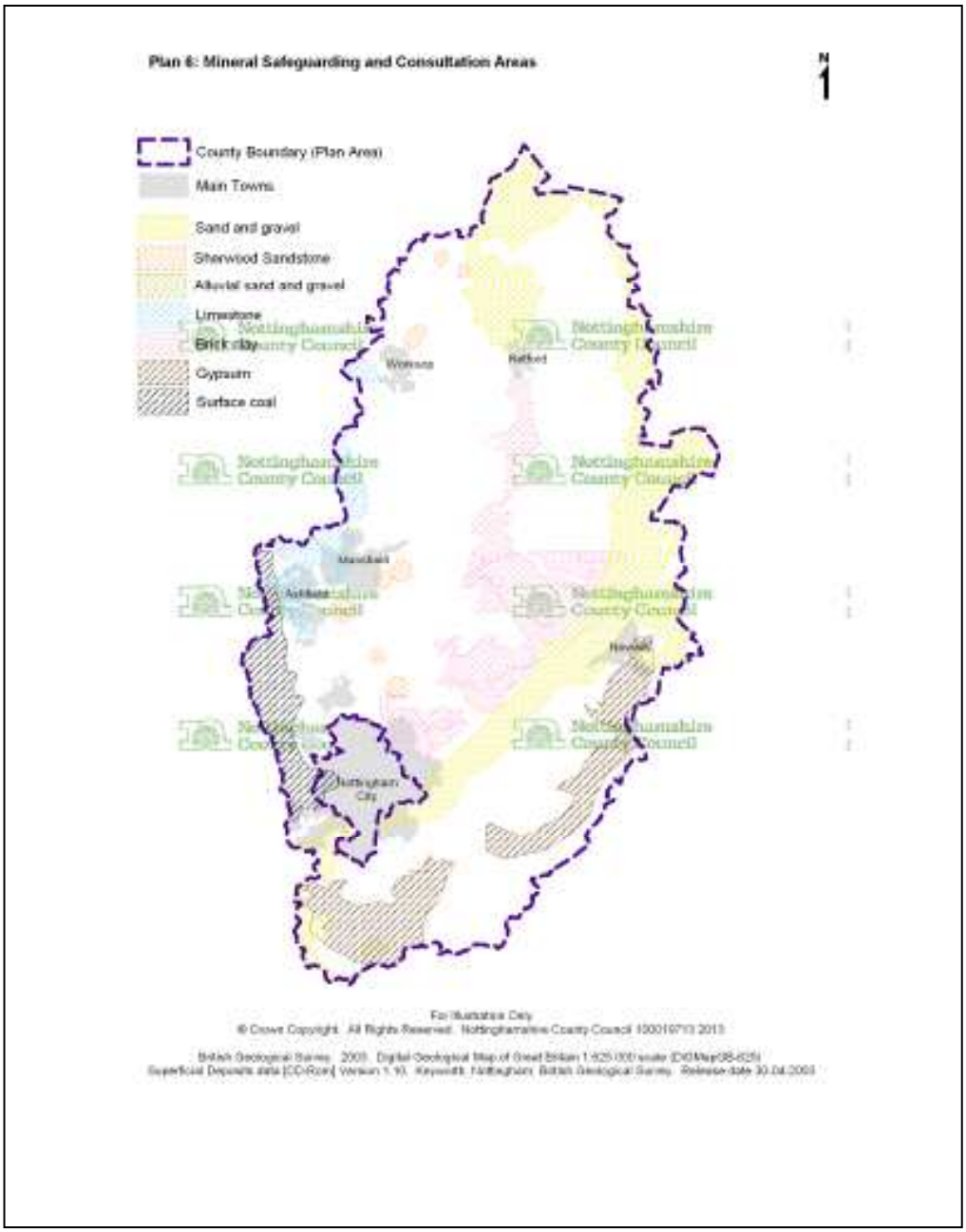
Developer Contributions DEV 1a

I would give a score of 4 or 5 to Green Infrastructure, although noting that the development of GI is more important at some sites than others.

We trust you will find the above comments of use, but if you require any further information, please do not hesitate to contact us.

Nick Crouch
Senior Practioner Nature Conservation

Appendix 4 – Mineral Safeguarded Areas



Nottinghamshire County Council

Report to Environment and Sustainability

12th December 2013

Agenda Item:

REPORT OF THE CORPORATE DIRECTOR FOR POLICY, PLANNING AND CORPORATE SERVICES

NOTTINGHAM CITY LOCAL PLAN PREFERRED OPTION CONSULTATION 2013

Purpose of the Report

1. To inform Committee of the formal response which was agreed by the Chairman and sent to Nottingham City Council on the 2nd December 2013 in response to the request for comments on the Nottingham City Local Plan Preferred Option Consultation document (2013).

Information and Advice

2. Nottinghamshire County Council (NCC) has been asked for strategic planning observations on the Nottingham City Local Plan Preferred Option Consultation document (2013) (LAPP DPD) and this report compiles responses from Departments involved in providing comments and observations on such matters. The consultation period ran from the 7th October until the 2nd December 2013.

Background Information

3. Nottingham City Council is currently producing a new Local Plan. The Land and Planning Policies (LAPP) Development Plan Document (DPD) will form part of the new Local Plan. This document is now at the 'Preferred Option' stage, which is the third stage of informal consultation, following the 'Issues and Options' and the 'Additional Sites' consultations.

4. Within Nottingham City, the Local Plan will comprise two Development Plan Documents:

   - **The Broxtowe Borough, Gedling Borough and Nottingham City Aligned Core Strategies ('the emerging Core Strategy'):** which sets out the overarching strategic planning policy framework. It contains a spatial vision, spatial objectives and core policies for the Greater Nottingham area);

   - **Land and Planning Policies Development Plan Document (LAPP DPD)**: which will set out the site allocations and development management policies, in accordance with the policies and vision of the Core Strategy.

5. Following consultation on the LAPP DPD Issues and Options in September 2011 and the Additional Sites in March 2012, the City Council has developed what is called a 'Preferred

Option'. The Preferred Option Version of the LAPP DPD sets out draft policy wording based on views expressed at the Issues and Options stage and draft site allocations informed by Site Appraisal and Sustainability Appraisal processes. It is intended that the LAPP will have an end date of 31st March 2028. The draft policy wording and site allocations contained within the LAPP DPD carry little weight in the determination of planning applications as the Preferred Options stage is still an informal and relatively early stage in the plan preparation process.

Key Issues for Nottinghamshire

6. Nottinghamshire County Council has a significant interest in the production of a Local Plan for the Nottingham City Area. The County Council is a strategic planning authority in terms of service provision and the interests of its residents, community groups and businesses, as well as the concerns relating to the environment and heritage assets within the county. It is therefore important that up-to-date, relevant and robust plans, within the County are in place to assist the County Council in meeting its service requirements and helping to make Nottinghamshire a prosperous place.

Highways

7. The County Council generally supports the document, however a number of detailed concerns are set out in Appendix 1 which the County would wish to see addressed in the final adopted version of the Nottingham City Local Plan.

Minerals

8. Policy DM53 of the Nottingham Local Plan addresses the issue of Minerals (including hydrocarbons).

9. The County Council wishes to raise significant issues with the minerals section of the LAPP DPD as it fails to cover a number of important areas set out in the National Planning Policy Framework and associated guidance documents as follows:

Adequate provision of minerals

10. The National Planning Policy Framework (NPPF) states that Mineral Planning Authorities should make provision in their plan to supply a steady and adequate supply of aggregate minerals to meet demand from new and existing development over the life of the plan.

11. This should be informed through the production of an annual Local Aggregates Assessment (LAA), either individually or jointly by agreement with other mineral planning authorities.

12. The LAA should be based on a rolling average of 10 years sales data and other relevant local information, and an assessment of all supply options (including secondary and recycled sources)

13. The plan should also set out landbanks of aggregate minerals reserves principally as an indicator of the security of aggregate minerals supply, and to indicate the additional provision that needs to be made for new aggregate extraction and alternative supplies in mineral plans.

14. Further information can be found in the Guidance on the Managed Aggregate Supply System (MASS) published in October 2012

15. It does not appear that the City Council has undertaken or is part of a joint LAA and therefore adequate provision for aggregate minerals has not been considered. Because an LAA has not been done it is unlikely the Council have considered where adequate aggregate mineral would be sourced from to meet future demand either from within the City or from further afield.

Impacts from new minerals development

16. The NPPF states that planning applications for minerals should be assessed so as to ensure that permitted operations do not have unacceptable adverse impacts on the natural and historic environment or human health, including from noise, dust, visual intrusion, traffic, tip- and quarry-slope stability, differential settlement of quarry backfill, mining subsidence, increased flood risk, impacts on the flow and quantity of surface and groundwater and migration of contamination from the site; and take into account the cumulative effects of multiple impacts from individual sites and/or a number of sites in a locality.

17. Some of the above issues are covered in broad policies such as DM46 and DM54 of the LAPD DPD however greater reference should be made to the issues highlighted in the supporting text to ensure that should any proposals come forward they are adequately covered.

Airport safeguarding

18. The NPPF states that local plans should contain policies taking into account aviation safety and bird strike issues when planning for the restoration of sites. There are 3 airfield zones that fall within the city boundary but these have not been shown on the policies map or identified in a policy.

Reclamation of sites

19. The NPPF states that local plans should put in place policies to ensure high quality restoration and aftercare of mineral sites takes place, including for agriculture (safeguarding the long term potential of best and most versatile agricultural land and conserving soil resources), geodiversity, biodiversity, native woodland, the historic environment and recreation. The County Council believes that a specific policy should be included to cover the above issues to ensure that sites are restored to the highest standard and to maximise the environmental and social benefits.

Minerals Safeguarding and consultation areas

20. The NPPF requires local plans to include policies on minerals safeguarding and consultation areas. Minerals safeguarding is included in the minerals section of the LAPP DPP however it doesn't cover all minerals that are present within the city boundary.

21. Based on the British Geological Survey minerals resource map for the Nottingham City area, other minerals, in particular sand and gravel are identified along the River Trent. Sand and

gravel is a valuable mineral of local and national importance and should be safeguarded. The County Council believes that more detailed work should be undertaken to assess the extent of all minerals within the City including Sherwood Sandstone and limestone.

Hydrocarbons

22. In line with the Planning Practice Guidance for onshore oil and gas, Mineral Planning Authorities are required to show Petroleum Exploration Development Licence Areas on their proposals map. There are number of PEDLs that cover the city area but these have not been included.

Coal extraction

23. The NPPF deals with coal extraction differently to other minerals in that it has a presumption against extraction development unless certain criteria can be met. The County Council feels that a specific policy should be included for coal developments.

Waste

24. Alongside its emerging Local Plan documents, Nottingham City Council is also working together with Nottinghamshire County Council to prepare separate planning policies on waste. Work has already been completed on a joint Waste Core Strategy, which was adopted on the 10th December 2013, and the two Councils are now starting work on possible site allocations and development management policies. In broad terms the Waste Core Strategy supports facilities for the sorting, processing and treatment of waste in, or close to, the main urban area of Nottingham in order to support the planned levels of future housing and employment growth.

25. Within this broad area, waste management facilities should be focused on existing or proposed employment sites and other derelict or previously developed land in order to minimise environmental impacts. The continued availability of an appropriate range of employment land within Nottingham will therefore be critical to the delivery of future waste management infrastructure.

26. The LAPP DPD makes provision for between 13 and 33 hectares of additional employment land for industrial and manufacturing use which would potentially be suitable for waste management uses such as recycling, energy recovery, or waste transfer operations. Planning permission has already been granted by Nottingham City Council for an energy park development at the Blenheim Lane site. Policy DM5 of the draft Plan safeguards a further 60 hectares of existing major business parks and industrial estates which again may be suitable for possible waste use although this is not currently clarified within the text.

27. There is also a minimum of 300,000 square metres of floor space which is earmarked for office and/or research and development use. The use restrictions suggested for these sites would preclude any light industrial or similar uses. Whilst this may be appropriate in some cases it is considered that a number of these sites, including those in the regeneration areas, could potentially be suitable for co-locating well- designed recycling or energy recovery facilities that could support the wider development of these areas. National planning policy, set out within PPS10: Planning for Sustainable Waste Management and within the Government's draft Updated National Planning Policy on Waste (June 2013),

emphasises the need for an integrated approach to waste management, including encouraging the use of heat and/or power in existing or planned developments where viable. This would sit well with the City Council's low carbon ambitions as set out with the Nottingham 2020 Sustainable Energy Strategy.

28. It is also noted that a number of existing employment sites will potentially be lost to housing and other uses. This will partly be offset by the level of additional provision and the safeguarding of larger, established areas but this could limit the range and choice of potential waste management locations, particularly for smaller local-scale facilities. In particular, the proposal for housing immediately south of the existing Eastcroft incinerator site could prejudice the future development of this site which is currently allocated within the saved Nottinghamshire and Nottingham Waste Local Plan and identified for a potential materials recycling facility.

29. Overall, the provision of additional employment land and safeguarding of existing areas, as shown in the revised polices map DPD, is welcomed and will help to deliver the spatial strategy set out within the Waste Core Strategy but there is concern that policies for office and/or research and development use may be unduly restrictive in some cases.

Developer Contributions

30. The LAPP DPD contains Policy DM56 'Developer Contributions', which relates to Policy 19 of the emerging Aligned Core Strategy. The policy seeks to obtain developer contributions to make development acceptable in planning terms. In addition Supplementary Planning Guidance (SPD) will be produced by the City Council to ensure full coverage of the scope and operation of the planning obligations.

31. The County Council would seek to ensure that all impacts on its services and infrastructure from future development in adjacent areas is met either through CIL or planning obligations. The County Council would welcome involvement in the development of any CIL(s), in particular with the drawing up of the CIL Regulation 123.

Ecology

32. Given that Nottingham City Council have their own in-house ecological advice, the County Council do not wish to provide any detailed comments, but would offer support for Policy DM51 (Biodiversity), and welcome reference to Biodiversity Offsetting in the Justification text at paragraph 5.19.

Reclamation

33. The LAPP DPD considers reclamation throughout the document and has no specific policy on the issue.

34. It is considered that each identified development parcel of land have a full Phase 1 Desk study assessment, which should follow current practice.

35. Detailed reclamation comments are contained at Appendix 2.

Property Interests

36. Discussions with NCC Property teams identified one site in which the County Council has property interest, this is located in Bulwell and is a former landfill site. It was considered that the NCC LPPDP would not adversely impact upon the future development of this site. As such the County Council do not wish to raise any Property objections to the LAPP DPD.

Overall Conclusions

37. The County Council generally supports the document, in relation to Highway matters, however a number of detailed concerns are set out in Appendix 1 which the County would wish to see addressed in the final adopted version of the Nottingham City Local Plan.

38. The County Council wishes to raise significant issue with the minerals section of the NCC LPPDP as it fails to cover a number of important areas set out in the National Planning Policy Framework and associated guidance documents.

39. Overall the County Council supports the provision of additional employment land and safeguarding of existing areas, as shown in the revised polices map DPD which will help to deliver the spatial strategy set out within the Waste Core Strategy but there is concern that policies for office and/or research and development use may be unduly restrictive in some cases.

40. The County Council would seek to ensure that mitigation for all potential impacts on its services and infrastructure from future development in the area are met either through CIL or planning obligations. The County Council would welcome involvement in the development of any CIL(s), in particular with the drawing up of the CIL Regulation 123 list insofar as it relates to County Council services and infrastructure.

41. The County Council generally supports the approach to ecology as set out in the LPP DPD.

42. In terms of Reclamation, the County Council do not wish to raise any objections, however, have a number of concerns as set out in Appendix 2

43. The County Council do not wish to raise any objections from a Property perspective.

Other Options Considered

44. As the consultation requires representations to be made on the plan the only other option was not to make representations. This was considered and rejected as the education and transport interests of the County Council as service provider could be compromised by the lack of a suitable Local Plan.

Reason for Recommendation

45. Having assessed the LAPP DPD, the principle of the document is supported, however, the County Council raise significant concerns in relation to minerals as it is considered that the LAPP DPD fails to adequately address a number of important mineral issues as set out in the NPPF and associated documents.

Statutory and Policy Implications

46. This report has been compiled after consideration of implications in respect of finance, the public sector equality duty, human resources, crime and disorder, human rights, the safeguarding of children, sustainability and the environment and those using the service and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Financial Implications

47. There are no direct financial implications.

Implications for Sustainability and the Environment

48. The failure to consider the representations of the County Council on strategic planning and transport matters could lead to unsustainable development taking place, possibly without the adequate context of an adopted Local Plan. The education and transport interests of the County Council as service provider could also be compromised by the lack of a suitable Local Plan or Local Development Framework.

RECOMMENDATION

1) That Committee note the officer response approved by the Chairman which was sent to Nottingham City Council on the 2nd December 2013.

Jayne Francis-Ward
Corporate Director, Policy, Planning and Corporate Services

For any enquiries about this report please contact: Nina Wilson, Principal Planning Officer, Planning Policy Team, 0115 97 73793

Constitutional Comments (SHB.18.11.13)

49. Committee have power to decide the Recommendation.

Financial Comments (SEM 18/11/13)

50. There are no specific financial implications arising directly from this report.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

Electoral Division(s) and Member(s) Affected

Councillor Steve Calvert and Councillor Liz Plant - West Bridgford Central and South
Councillor Steve Carr – Beeston North
Councillor Ken Rigby – Kimberley and Trowell
Councillor Alice Grice, Councillor, John Wilkinson and Councillor John Wilmott – Hucknall

Councillor Chris Barnfather – Newstead
Councillor Pauline Allan and Councillor Michael Payne – Arnold North
Councillor Allan Roy and Councillor Muriel Weisz – Arnold South
Councillor Nicki Brooks and Councillor John Clarke – Carlton East

Appendix 1 – Detailed Highways Comments

I would make the following observations on the Nottingham City Land and Planning Policies Development Planning Document preferred approach consultation;

Policy DM46 Parking and Travel Planning;

Item 2 of this policy 2 (Page 94). The last sentence should be modified to read '' or any subsequent **national or** locally derived standards''.

Paragraph 4.116 the word traffic should be replaced with 'transport'.

Paragraph 4.121. Again the last sentence should be modified to read '' or any subsequent **national or** locally derived standards''.

Policy DM47 The Transport Network;

Planning permission would not be granted for developments which would prejudice improvements to the transport network. This policy is roundly supported. The safeguarded schemes are listed in policy DM 47 and are shown on the accompanying Policies Map Revisions Document.

The Map includes safeguarding of the HS2 route but this does not appear in policy DM47 It is suggested that the HS2 should be added to policy DM 47.

The City Council has recently secured funding approval in principle for a cross city bus transit corridor known as 'Southern Growth Corridor'. Clarification is sought as to whether the route of this also needs to be formally safeguarded from otherwise prejudicial development?

Paragraph 4.123 justifies the safeguarding of NET phase two lines towards Beeston and Clifton and these are shown on the Policies Map. What this paragraph does not explain is the safeguarding of further tram extensions? The Policies maps indicate the safeguarding of a number of possible tram extensions across the City principally to the south and east of the City centre. There are no safeguarded routes to the north (Arnold and North East (Mapperley). Can the City Council please advise as to the basis of the safeguarding of the future tram extensions so as to give clarity to the rationale and choice of routes shown on the Policies Map.

Section 7 site allocations (page 121);

General observation. The 'development principles' as tabulated for each of the listed sites ought to contain a statement re the relevant transport and access considerations. At the moment transport is considered to varying degrees of detail on some but not all sites, for many transport does not even get a mention.

Site LA 10 Boots. The 'development principles' should perhaps cross refer to Appendix A of the emerging Core Strategy for this strategic site and make reference to the transport and access

principles for this development contained therein. The necessary development relationship and dependencies with the adjoining Severn Trent land in Broxtowe should be highlighted.

Site LA63 Stanton Tip. This too is a strategic site in the emerging Core Strategy. Appendix A of the Core strategy outlines the transport requirements which should be repeated in the LAPP DPD site development principles. There is currently a mismatch in transport thinking between the two documents.

Appendix 1 Car Parking Standards. I suggest Highways DC consider these.

David Pick
Environment and Resources
0115 977 4273

Appendix 2 – Detailed Reclamation Comments

There is also a general comment relating to the requirement that whichever land parcel is proposed for redevelopment then a full phase one Desk study assessment should be made. The study to follow current best practice will identify potential contaminant sources, migration pathways and receptor groups which are manifest at the site. A conceptual site model should be developed and verified through site investigation with identified environmental and human health risk addressed and a site remediation strategy developed.

This approach should be routine through the EHO, the Environment Agency may also require a similar approach to protect water resources and as such both will contribute to the site planning application.

On a general note the environmental maps could include the areas with landfill sites and groundwater protection zones

Paragraph 3.4 – Reference should be made to CEEQUAL. The Scheme provides a rigorous and comprehensive sustainability rating system for project and contract teams, celebrating the commitment – and demonstration – of the civil engineering industry to achieving high environmental, economic and social performance. CEEQUAL takes a very broad view of 'civil engineering' in covering all infrastructure for modern life as well as landscaping and the public realm (the space between buildings).

Paragraph 5.38 - The proposal for development should be supported by a fully developed conceptual site model which identifies all the pollutant linkages and the remediation and mitigation measures proposed to address the identified risks.

Nottinghamshire County Council

Report to Environment and Sustainability

12th December 2013

Agenda Item:

REPORT OF THE CORPORATE DIRECTOR FOR POLICY, PLANNING AND CORPORATE SERVICES

STRATEGIC PLANNING OBSERVATIONS

Purpose of the Report

1. To provide a summary of the current status of planning consultations received, and being dealt with, by the County Council from Nottinghamshire District and Borough Councils, neighbouring authorities and central government.

Information and Advice

2. Policy, Planning and Corporate Services has received 13 planning consultations during the period 8th October 2013 to the 7th November 2013.

3. Appendix A contains a list of all the planning consultations received during the above period.

Other Options Considered

4. There are no alternative options to consider as the report is for information only.

Reason for Recommendation

5. This report is for information only.

Statutory and Policy Implications

6. This report has been compiled after consideration of implications in respect of finance, the public sector equality duty, human resources, crime and disorder, human rights, the

safeguarding of children, sustainability and the environment and those using the service and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

RECOMMENDATION

1) This report is for information only.

Jayne Francis-Ward
Corporate Director, Planning, Policy and Corporate Services

For any enquiries about this report please contact: Nina Wilson, Principal Planning Officer, Planning Policy Team, 0115 97 73793

Background Papers

Individual Consultations and their responses.

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

Constitutional Comments

7. As this report is for noting only constitutional comments are not required.

Financial Comments

8. There are no direct financial implications arising from the contents of this report.

Electoral Division(s) and Member(s) Affected

All.

Appendix A – Nottinghamshire County Council: Planning Consultations Received – October to November 2013

Date Received	ID	Address	Details	Officer Dealing	Response Type	Reason	Notes
Ashfield District Council							
14.10.13	Ashfield District Council		Selston Neighbourhood Area Plan	NW	O	Does not meet agreed protocol criteria	Letter sent 23 October
15.10.13	Ashfield District Council SCR/2013/0008	Darlison Court, Ogle Street, Hucknall	Request for a Screening Opinion – Demolition of Existing Residential Units and Construction of 28 no. or 38 no. Residential Apartments	EMc	O	Does not meet agreed protocol criteria	Letter sent 21 October
15.10.13	Ashfield District Council V/2013/0522	Balwant Business Park, Coxmoor Road, Sutton-in-Ashfield	Retrospective application for the erection of 50,000 square feet warehouse with floodlighting and associated access formation at Balwant Business Park, Coxmoor Rd	EMc	O	Does not meet agreed protocol criteria (not contrary to Policy)	Letter sent 21 October
16.10.13	Ashfield District Council V/2013/0536	Land at High Hazels Drive, Huthwaite	Outline Application for 23 Residential Units	NW	O	Does not meet agreed protocol criteria (not contrary to Policy)	On-going
21.10.13	Ashfield District Council V/2013/0550	Land to the rear of 249 and 251 Alfreton Road, Sutton in Ashfield	Outline application for demolition of existing property and construction of 102 residential units	KH	O	Does not meet agreed protocol criteria (not contrary to Policy)	Letter sent 31.10.13

Date Received	ID	Address	Details	Officer Dealing	Response Type	Reason	Notes
Gedling Borough Council							
21.10.13	Gedling Borough Council		Consultation on Planning Policy Documents: Local Planning Document Statement of Consultation Community Infrastructure Levy	NW	C	Meets agreed protocol criteria	December E & S Committee
Mansfield District Council							
21.10.13	Mansfield District Council 2013/0488/ST	School Pictures International Limited, 18 Burns Street, Mansfield	Partial demolition of existing buildings, extensions and conversion to form 34 no apartments	EMc	O	Does not meet agreed protocol criteria	Letter sent 21 October
Rushcliffe Borough Council							
21.10.13	Rushcliffe Borough Council 13/01973/REM	Cotgrave Colliery, Stragglethorpe Road, Stragglethorpe	Residential development of 450 dwellings with associated infrastructure, public open space and access (reserved matters associated with outline permission 10/00559/OUT)	NW	O	Does not meet agreed protocol criteria (previously responded at Outline stage)	On-going

Date Received	ID	Address	Details	Officer Dealing	Response Type	Reason	Notes
Nottingham City Council							
07.10.13	Nottingham City Council		Nottingham City's New Local Plan – Preferred Option Consultation (Land and Planning Policies Document)	NW	C	Meets agreed protocol criteria	December E & S Committee
Newark and Sherwood District Council							
14.10.13	Newark & Sherwood District Council	Arkenfield Stables and Stud, Lowdham Road, Gunthorpe	Demolish existing stables, outbuildings, tack store and office and rebuild complete to provide Livery accommodation and Riding School (commercial use) (Resubmission of 13/01091/FUL)	KH	O	Does not meet agreed protocol criteria	On-going
Other Consultations							
25.10.13	South Kesteven District Council S13/2699	Hough Grange Farm, Hough-on-the-hill, Grantham	Five wind turbines each with a maximum height from base to blade tip of 126.5m (and transformer enclosures of necessary).	NW	O	Does not meet agreed protocol criteria – no strategic planning issues	On-going
25.10.13	Central Lincolnshire		Central Lincolnshire Local Plan Submission Core Strategy DPD	NW	O	Does not meet agreed protocol criteria – no strategic planning issues	Letter sent 29th October

Date Received	ID	Address	Details	Officer Dealing	Response Type	Reason	Notes
30.10.13	Doncaster Metropolitan BC		Doncaster Local Development Framework (LDF) Sites and Policies Development Plan Document (DPD)	NW	O	Does not meet agreed protocol criteria – no strategic planning issues	No response required

Response type

C = Committee

O = Officer

Nottinghamshire County Council

Report to Environment and Sustainability Committee

12 December 2013

Agenda Item:

REPORT OF THE SERVICE DIRECTOR, HIGHWAYS

SUPPORTING LOCAL COMMUNITIES FUND

Purpose of the Report

1. The purpose of this report is to seek approval to:-

   - the criteria to be used for the operation of the Supporting Local Communities fund;
   - re-assess current year schemes that cannot be delivered this year alongside existing applications for next year;
   - bring a further report to this Committee in the new year (6th March) recommending the programme for 2014/15.

Information and Advice

2. The County Council's Policy Committee on 16th October 2013, approved the establishment of the Supporting Local Communities Fund of £0.5m per year, for community-based environmental improvement schemes. The County Council has delivered community-based environmental improvements since 2004, albeit with varying formats and priorities. The Supporting Local Communities Fund replaces the Local Improvement Scheme (LIS) which has been in place since 2010.

3. Outline objectives for the Supporting Local Communities Fund were highlighted in the 16th October Policy Committee report and these are listed below:

   - Focus on areas of deprivation
   - Emphasis on matched funding approach
   - Support community cohesion and reduction of crime
   - Support economic viability including job creation / training opportunities
   - Encourage volunteering
   - Community 'ownership'

Criteria

4. Criteria have been developed to reflect the objectives of the Supporting Local Communities Fund and these are included at **Appendix 1**. It is proposed that fund applications will be assessed and scored using these criteria against the objectives detailed above equally. The programme will then be developed based

on the fit with these objectives taking account of the total funds available to the programme and giving priority to schemes providing some match funding so as to maximise the value of the resources available. A £50k ceiling will also be applied to all applications to maximise the number of schemes that can be supported, except in the case of schemes carried forward from the 2013/14 LIS programme.

5. For the 20014/15 bidding round a total of 276 applications have been received. The prioritisation process will be reported back to a future Environment and Sustainability Committee in time for the delivery of the 2014/15 funding allocation.

Current year schemes

6. As has been usual at this time of year, the current 2013/14 LIS programme is under review as it contains an element of financial over-programming. This process is used to ensure delivery of the full programme even when some schemes become delayed or not viable, for example following feedback during consultation. It does mean that some schemes that have not actually started may not be completed this year.

7. Traditionally schemes that are not completed one year become the early starters for the following year to enable a smooth transition from one year's programme to the next. To ensure equality of approach to all applicants, and that the 2014/15 programme is not dominated by carry forward schemes, any schemes that are not able to be delivered this year will be assessed alongside all new applications for funding in 2014/15. Details of any schemes which fall into this category will be included in the report on 6th March 2014 for Environment and Sustainability Committee to determine.

Reason for Recommendation

8. To enable a refocused community scheme in line with the Policy Committee decision of 16th October 2013.

Statutory and Policy Implications

9. This report has been compiled after consideration of implications in respect of crime and disorder, finance, human resources, human rights, the NHS Constitution (Public Health only), the public sector equality duty, safeguarding of children and vulnerable adults, service users, sustainability and the environment and ways of working and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Financial Implications

10. The Supporting Local Communities fund will be set at £0.5m per annum.

Staffing Implications

11. Staff resources needed to deliver the Supporting Local Communities programme will be included within the Highways division and Conservation teams. A staff restructure in these areas is currently underway as part of the budget proposals, and will be reported to the relevant committees.

Equalities Implications

12. Equality impacts of the recommendation have been considered and there are no adverse impacts.

RECOMMENDATION/S

1. That the criteria for the Supporting Local Communities Fund set out at Appendix 1 to the report be approved.

2. That approval be given to re-assess current year schemes that cannot be delivered this year alongside existing applications for next year and update the current year's programme.

3. That a further report be presented to Committee in the new year setting out the 2014/15 funding programme.

Report of the Service Director, Highways – Andrew Warrington

For any enquiries about this report please contact: Gary Wood Tel: 0115 977 4270.

Constitutional Comments (NAB 25/11/13)

Environment and Sustainability Committee has authority to consider and approve the recommendations set out in this report by virtue of its terms of reference.

Financial Comments (TMR 22/11/2013)

The financial implications are set out in the report.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

None

Electoral Division(s) and Member(s) Affected
All

Supporting Local Communities **Appendix 1**

Annual capital programme used to support infrastructure projects with community benefits

Overall Aims

- Focus on areas of deprivation
- Emphasis on matched funding approach
- Support community cohesion and reduction of crime
- Support economic viability including job creation / training opportunities
- Encourage volunteering
- Community 'ownership'

Scoring System

Criteria – scoring system to prioritise bids

1. Funding to be targeted on areas of above deprivation – Score 1 to 5
2. Potential for the scheme to support economic vitality / training – Score 1 to 5
3. Potential for the scheme to create community cohesion or reduce crime Score 1 to 5
4. Level of financial contribution from other partners including applicant Score 1 to 5
5. Other local community benefits not identified above eg promotion of tourism, community participation and volunteering - Score 1 to 5.

Support is possible for other bids outside of the prioritisation process where there are exceptional community related reasons for supporting the bid, these schemes would be brought to E&S Committee for decision.

Monitoring

Schemes will be monitored post implementation – draft table of indicators below

- Number/Value of Schemes
- Number of Community Groups participation – value of project hours
- Local Contracts award – number and value
- Out of Area Contracts awarded – number and value
- Training/Apprenticeship opportunities created
- Source/Value of External Match Funding
- On-going maintenance - assessment of costs taken on by community (public sector saving)

Nottinghamshire County Council

Report to Environment and Sustainability Committee

12 December 2013

Agenda Item:

REPORT OF THE SERVICE DIRECTOR FOR TRANSPORT, PROPERTY AND ENVIRONMENT

WASTE MANAGEMENT - QUARTER 1 PERFORMANCE REPORT 2013/14

Purpose of the Report

1. This report provides information to the Committee on the performance of the Waste Management Group (WMG) in performing its role as statutory Waste Disposal Authority (WDA) for Nottinghamshire.

Information and Advice

2. Waste management is a service area within the County Council which is used by every one of the County's 790,000 residents. The WMG manages around 383,000 tonnes of Local Authority Collected Waste every year, of which around 76,000 tonnes is delivered to the network of 14 Recycling Centres (RC) and 307,000 tonnes is collected from residential properties and businesses by the seven District and Borough Councils in Nottinghamshire in their role as statutory Waste Collection Authorities (WCA).

3. The service has an annual value of circa £32m.

Summary of Performance

4. ***Appendix 1*** shows current levels of performance for the service area.

5. Overall the service is performing acceptably, with recycling and landfill diversion broadly in line with 2012/13 figures, and currently showing as on-target for 2013/14.

Analysis

6. The performance report indicates that the annual target for landfill diversion will be met. Q2 will also show further improvement in performance due to increased availability at the Eastcroft Energy from Waste plant during the main summer shutdown compared to 2012/13. This shutdown occurred after the end of Q1 so is not reflected in these Q1 figures.

7. Recycling and Composting performance at the Recycling Centres in Q1 is averaging around 82%, with overall county wide Recycling and Composting performance broadly in line with 2012/13. It should be noted however that the target for 2012/13 (44%) was not met despite high level performance in Q1 2012/13. The target for 2013/14 is further increased to 45%.

8. The Council maintains exceptionally high levels of customer satisfaction through the RC service (98% very satisfied/satisfied on-site, 93% off site) and has recently implemented a scheme of improved signage and information at the sites.

Other Options Considered

9. None – this is an information report.

Reasons for Recommendations

10. Waste management is a significant area of spend for the Council, and has a major impact on the environmental and economic well being of the County. It is essential therefore that the Environment and Sustainability Committee is fully briefed on issues which impact on the delivery of the service.

Statutory and Policy Implications

11. This report has been compiled after consideration of implications in respect of finance, equal opportunities, human resources, crime and disorder, human rights, the safeguarding of children, sustainability and the environment and those using the service and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Financial Implications

12. The monitoring of service performance will ensure that the circa £30m spent on waste management in Nottinghamshire every year will be used efficiently and effectively.

Implications for Service Users

13. The continued investment in waste management will ensure that quality standards are maintained and appropriate services provided to meet local needs.

Recommendation

14. That Committee note the contents of the report.

Mick Allen
Group Manager, Waste and Energy Management

For any enquiries about this report please contact:
Mick Allen, Group Manager, Waste and Energy Management

Constitutional Comments

15. This report is for noting only.

Financial Comments

16. There are no direct financial implications contained in the report.

Background Papers

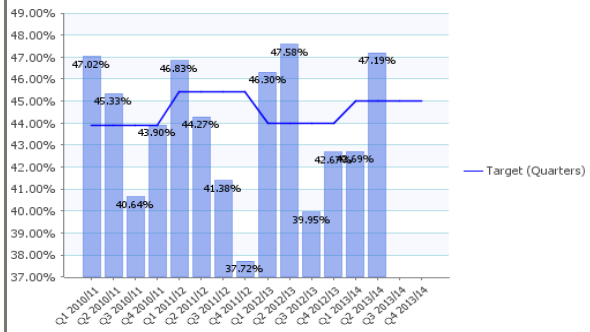
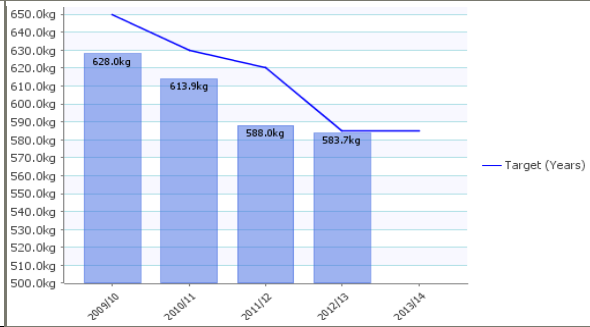
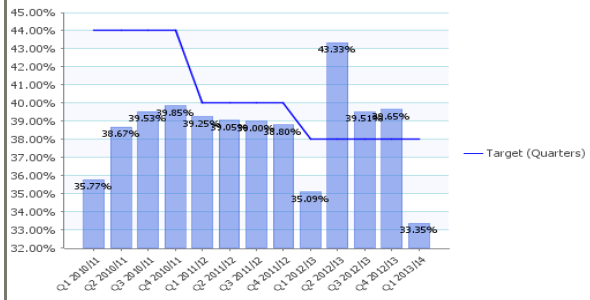
None.

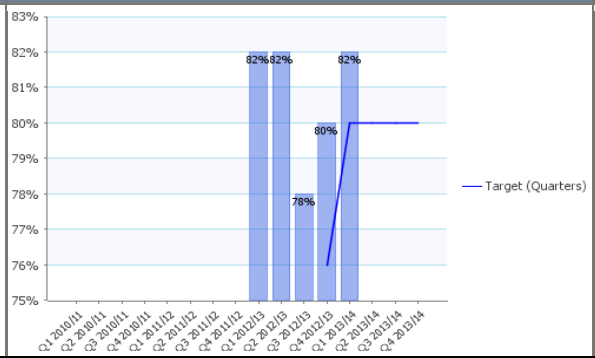
Electoral Divisions

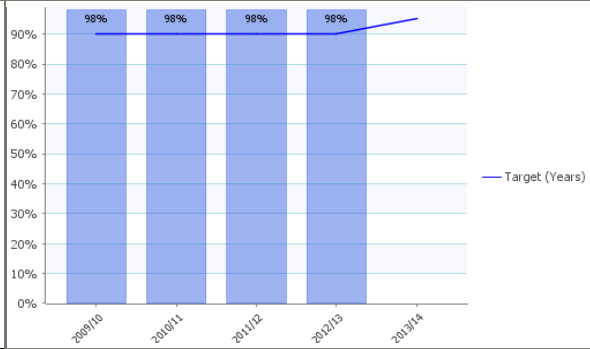
All

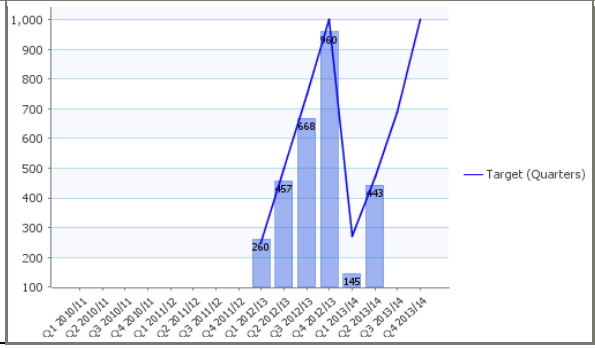
Appendix 1 - Waste Management Committee Report Quarter 1 2013/14

Nottinghamshire County Council

Indicator	Maximise or Minimise	Actual Versus Target	Trend Chart	Improvements
Percentage of household waste sent for reuse, recycling and composting	Aim to Maximise	**Actual** 47.19% **Target** 45.00%		The figure is the unaudited QTR 1 figure and is therefore subject to change. Figures are supplied through the Waste Data Flow system by district councils and are 6 months in arrears. The Qtr2 figure will be available in Jan 14. The figure for QTR 1 is typically higher than target as this period includes higher amounts of green garden waste. Achievement of the target will be challenging due to the removal of statutory targets for district councils, the economic situation and light-weighting of recyclable materials.
Indicator	**Maximise or Minimise**	**Actual Versus Target**	**Trend Chart**	**Improvements**
Residual household waste (per household)	Aim to Minimise	**Actual** 583.7kg **Target** 585.0kg		The figure is the final figure for 2012-13. Performance is better than target due to increased recycling and composting performance at the Household Waste Recycling Centres. Campaigns such as 'Love Food Hate Waste' and the general downturn in the economy.
Indicator	**Maximise or Minimise**	**Actual Versus Target**	**Trend Chart**	**Improvements**
Municipal waste land filled	Aim to Minimise	**Actual** 33.35% **Target** 38.00%		The figure is the unaudited QTR 1 figure and is therefore subject to change. Figures are supplied through the Waste Data Flow system by district councils and are 6 months in arrears. The Qtr2 figure will be available in Jan 14. The figure for QTR 1 is typically better than target as this period includes full availability at the Eastcroft EFW. The service is confident that the target will be achieved, providing the Eastcroft plant has no un-programmed outages.

Indicator	Maximise or Minimise	Actual Versus Target	Trend Chart	Improvements
% composted and recycled at HWRC	Aim to Maximise	**Actual** 82% **Target** 80%		The figure is the QTR1 figure. The figure for QTR 1 is typically higher than target as this period includes higher amounts of green garden waste. The service is comfortable that the target is likely to be met; however light-weighting of packaging recyclable materials and poor winter weather conditions may affect this.

Indicator	Maximise or Minimise	Actual Versus Target	Trend Chart	Improvements
% satisfied with local tips/Household Waste Recycling Centres (HWRCs)	Aim to Maximise	**Actual** 98% **Target** 90%		The Council is working with Veolia to improve signage and information through the HWRC service to make the sites even more accessible for customers, and is seeking to extend the range of reuse and recycling facilities available at the sites (paint reuse service extensions, cooking oil bank installation). Given the current exceptional levels of customer satisfaction, off-site satisfaction surveys are currently being piloted to capture resident's views away from the sites, including the views of non-users.

Indicator	Maximise or Minimise	Actual Versus Target	Trend Chart	Improvements
Number of composters sold - cumulative	Aim to Maximise	**Actual** 443 **Target** 1,000		

Nottinghamshire County Council

Report to Environment and Sustainability Committee
12 December 2013

Agenda Item:

REPORT OF VICE CHAIRMAN OF ENVIRONMENT AND SUSTAINABILITY COMMITTEE

UPDATE OF A MEETING WITH NICK BOLES MP, PARLIAMENTARY UNDER- SECRETARY FOR THE DEPARTMENT OF COMMUNITIES AND LOCAL GOVERNMENT (PLANNIING).

Purpose of the Report

1. To update the Committee on the meeting on the 18th November with Nick Boles MP, attended by the Vice Chairman of the Committee, Councillor John Wilkinson and Sally Gill, Group Manager Planning.

Information and Advice

2. Nottinghamshire County Council, along with Nottingham City Council and the District/ Borough Councils of Ashfield, Gedling, Broxtowe, Rushcliffe and Erewash was invited to meet with Nick Boles MP, the Parliamentary Under- Secretary for the Department of Communities and Local Government (Planning) at Portcullis House, Westminster. The purpose of the meeting was to discuss the Duty to Co-operate and strategic planning issues across the Nottingham conurbation. The meeting was attended by senior members and officers from the authorities. Nick Boles attended with the Department of Communities and Local Government's Director of Planning, Ruth Stanier.

3. Members and officers described the background to the joint working in the area, with the catalyst being designation as a Growth Point in 2007 which gave access to a share of £11.5M funding towards infrastructure and green infrastructure to compliment or assist new development and also met the revenue costs of managing joint working. Joint working has been steered by a Joint Planning Advisory Board which comprises members and officers from all the authorities with members having voting rights. (Any decisions taken are subject to ratification by each individual authority). The County Council is represented on this Board by the chairmen of the Environment and Sustainability and Transport and Highways Committees. Working together met the need to co-operate, enabled the joint funding of key studies, broad agreement on housing numbers and distribution and reduced costs to individual authorities.

4. Whilst the invitation to meet was welcomed, some of the districts felt that as they were at the post examination stage, a meeting with the Minister would have been

beneficial at an earlier stage in their plan process. The revocation of the Regional Spatial strategy had been welcomed but it was recognised that it had given a start to discussion about housing numbers and distribution, now there was no such mechanism. Mr Boles indicated that this was now up to the authorities to address. The latter part of the meeting discussed ways to ensure appropriate infrastructure was provided to bring forward development and working with the Local Economic Partnership.

Other Options Considered

5. The County Council could have declined the invitation to meet Mr Boles, but this would have not given the opportunity to talk directly to a Government Minister.

Reason/s for Recommendation/s

6. To advise members of Committee of the outcome of the meeting.

Statutory and Policy Implications

7. This report has been compiled after consideration of implications in respect of crime and disorder, finance, human resources, human rights, the NHS Constitution (Public Health only), the public sector equality duty, safeguarding of children and vulnerable adults, service users, sustainability and the environment and ways of working and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

RECOMMENDATION/S

1) That the report be noted.

Councillor John Wilkinson
Vice Chairman Environment and Sustainability Committee

For any enquiries about this report please contact:
Sally Gill, Group Manager Planning
0115 9696536

Constitutional Comments (SHB.29.11.13)

8. This Report is for noting only and as such no constitutional comments are required.

Financial Comments (SEM 04/12/13)

9. There are no specific financial implications arising directly from this report.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

- None

Electoral Division(s) and Member(s) Affected

- All

Nottinghamshire County Council

Report to Environment and Sustainability Committee

12 December 2013

Agenda Item:

REPORT OF CORPORATE DIRECTOR, POLICY, PLANNING AND CORPORATE SERVICES

WORK PROGRAMME

Purpose of the Report

1. To consider the Committee's work programme for 2013/14.

Information and Advice

2. The County Council requires each committee to maintain a work programme. The work programme will assist the management of the committee's agenda, the scheduling of the committee's business and forward planning. The work programme will be updated and reviewed at each pre-agenda meeting and committee meeting. Any member of the committee is able to suggest items for possible inclusion.

3. The attached work programme has been drafted in consultation with the Chairman and Vice-Chairman, and includes items which can be anticipated at the present time. Other items will be added to the programme as they are identified.

4. As part of the transparency introduced by the new committee arrangements, each committee is expected to review day to day operational decisions made by officers using their delegated powers. The Committee may wish to commission periodic reports on such decisions where relevant.

Other Options Considered

5. None.

Reason/s for Recommendation/s

6. To assist the committee in preparing its work programme.

Statutory and Policy Implications

7. This report has been compiled after consideration of implications in respect of finance, public sector equality duty, human resources, crime and disorder, human rights, the safeguarding of children, sustainability and the environment and those using the service and where such implications are material they are described

below. Appropriate consultation has been undertaken and advice sought on these issues as required.

RECOMMENDATION/S

1) That the Committee's work programme be noted, and consideration be given to any changes which the Committee wishes to make.

Jayne Francis-Ward
Corporate Director, Policy, Planning and Corporate Services

For any enquiries about this report please contact: Ruth Rimmington, Democratic Services Officer on 0115 9773825

Constitutional Comments (HD)

8. The Committee has authority to consider the matters set out in this report by virtue of its terms of reference.

Financial Comments (PS)

9. There are no financial implications arising directly from this report.

Background Papers

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

- New Governance Arrangements report to County Council – 29 March 2012 and minutes of that meeting (published)

Electoral Division(s) and Member(s) Affected

All

ENVIRONMENT & SUSTAINABILITY COMMITTEE - WORK PROGRAMME

Report Title	Brief summary of agenda item	For Decision or Information ?	Lead Officer	Report Author
December Meeting				
Gedling Local Planning Document Issues and Options Consultation				
Waste Performance Report Quarter 1 2013/14				
Nottingham City Local Plan Preferred Option Consultation 2013				
Strategic Planning Observations				
Local Improvement Schemes Update				
January meeting				
Strategic Planning Observations				
S106/CIL presentation				
Waste PFI Draft Revised Project Plan (part 1)				
Responses received from the Planning Obligations Strategy Consultation				
Petition for up to 100 dwellings at Ash Farm, Farnsfield				
March meeting				
Responses received to the Minerals Local Plan consultation				
Potential County Council Energy Strategy and Opportunities				
Waste PFI Draft Revised Project Plan (part 2)				

Report Title	**Brief summary of agenda item**	**For Decision or Information ?**	**Lead Officer**	**Report Author**
To approve Supporting Local Communities Programme 2014/15		To approve the 2014/15 programme		
May meeting				
Approval to consult on Minerals Local Plan Submission Draft;				
June meeting				
July meeting				