

Special Meeting of Full Council

5th June 2017

Item 5 – Braintree District Publication Draft Local Plan

Final Amendments Pack (as of 5th June 2017)

NOTE:

This pack sets out all the amendments which have been received by the Chief Executive from Braintree District Council's Members in accordance with the agreed process for the administration of the Special Meeting of Full Council.

Part 1 of this pack sets out the amendments (1 to 8) which are accepted by the Chairman of the Local Plan Sub-Committee and which will be presented and moved as part of the recommendations as set out in Item 5 of the Agenda.

In accordance with the agreed process for this meeting of Full Council, no request for debate was received by the Chief Executive for these amendments.

Part 2 of this pack sets out the amendments (9 to 15) which the Chairman of the Local Plan Sub-Committee was minded to not accept. The Proposers of the amendments will be invited to set out their amendments for debate, subject to them being "seconded", at the meeting of Full Council.

The amendments have been renumbered for the ease of administering the meeting. No other alterations have been made the amendments.

Issued by the Head of Governance on 5th June 2017 at 4.00pm

PART 1

The Amendments numbered 1 to 8 are to be presented and moved as part of the recommendations for Item 5 of the Agenda by Councillor Mrs Lynette Bowers-Flint, as Chairman of the Local Plan Sub-Committee.

Amendment 1

Name of Councillor Proposing Amendment:	Cllr James Abbott
Name of Councillor seconding the proposed Amendment:	Cllr Mrs Jackie Pell
Part 1 or 2 of the Local Plan:	Part 1
Page Number:	59
Map Number/Site Reference:	N/A
Policy Number (if applicable):	LPP 18
Policy Heading (if applicable):	Land East of Great Notley, south of Braintree
Section Number/Bullet Point (if applicable):	First bullet point
Wording of Proposed Amendments: In first bullet point delete "2000" and insert "1750".	

Amendment 2

Name of Councillor Proposing Amendment:	Cllr Robert Mitchell
Name of Councillor seconding the proposed Amendment:	Cllr Mrs Wendy Schmitt
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	64
Map Number/Site Reference:	N/A
Policy Number (if applicable):	LPP 22
Policy Heading (if applicable):	Strategic Growth Location – Land at Feering
Section Number/Bullet Point (if applicable):	N/A
Wording of Proposed Amendments:	
<p>Bullet point - "Public open space....country park to the South of the A12". Should read "South of the <u>current</u> A12"</p> <p>As the new A12 may well go through the proposed area and this avoids potential confusion.</p>	

Amendment 3

Name of Councillor Proposing Amendment:	Cllr Mrs Wendy Scattergood
Name of Councillor seconding the proposed Amendment:	Cllr Patrick Horner
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	109
Map Number/Site Reference:	N/A
Policy Number (if applicable):	LPP54
Policy Heading (if applicable):	N/A
Section Number/Bullet Point (if applicable):	New bullet Point 7.23
Wording of Proposed Amendment: No change to the Policy New bullet point in text required it should read: External Lighting must meet the criteria of the External Lighting Policy LPP81. My reasoning is that Policy No. LPP54 makes no mention that planning permission is required for external lighting thus we could end up with uncontrolled lighting and additional costs for enforcement action	

Amendment 4

Name of Councillor Proposing Amendment:	Cllr James Abbott
Name of Councillor seconding the proposed Amendment:	Cllr Mrs Jackie Pell
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	109
Map Number/Site Reference:	N/A
Policy Number (if applicable):	LPP 54
Policy Heading (if applicable):	Equestrian Facilities
Section Number/Bullet Point (if applicable):	Amend bullet point numbering and add new bullet point
Wording of Proposed Amendments: The first part (bullet point 1) should stand alone and not be numbered. Renumber the rest as bullet points.	

Amendment 5

Name of Councillor Proposing Amendment:	Cllr James Abbott
Name of Councillor seconding the proposed Amendment:	Cllr Mrs Wendy Scattergood
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	129
Map Number/Site Reference:	N/A
Policy Number (if applicable):	LPP 68
Policy Heading (if applicable):	Protected Species, Priority Species and Priority Habitat
Section Number/Bullet Point (if applicable):	N/A
<p>Wording of Proposed Amendments:</p> <p>Amend policy title and all text where appropriate to refer to “Protected Species, Priority Species and Priority Habitat”.</p> <p>To reflect the text of para 8.13, reword 4th para to read</p> <p>”Where there is a confirmed presence or reasonable likelihood of protected species or priority species being present on or immediately adjacent to a development site, the developer will be required to undertake an ecological survey and will be required to demonstrate that an adequate mitigation plan is place to ensure no harm to protected species and no net loss of priority species.”</p>	

Amendment 6

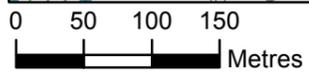
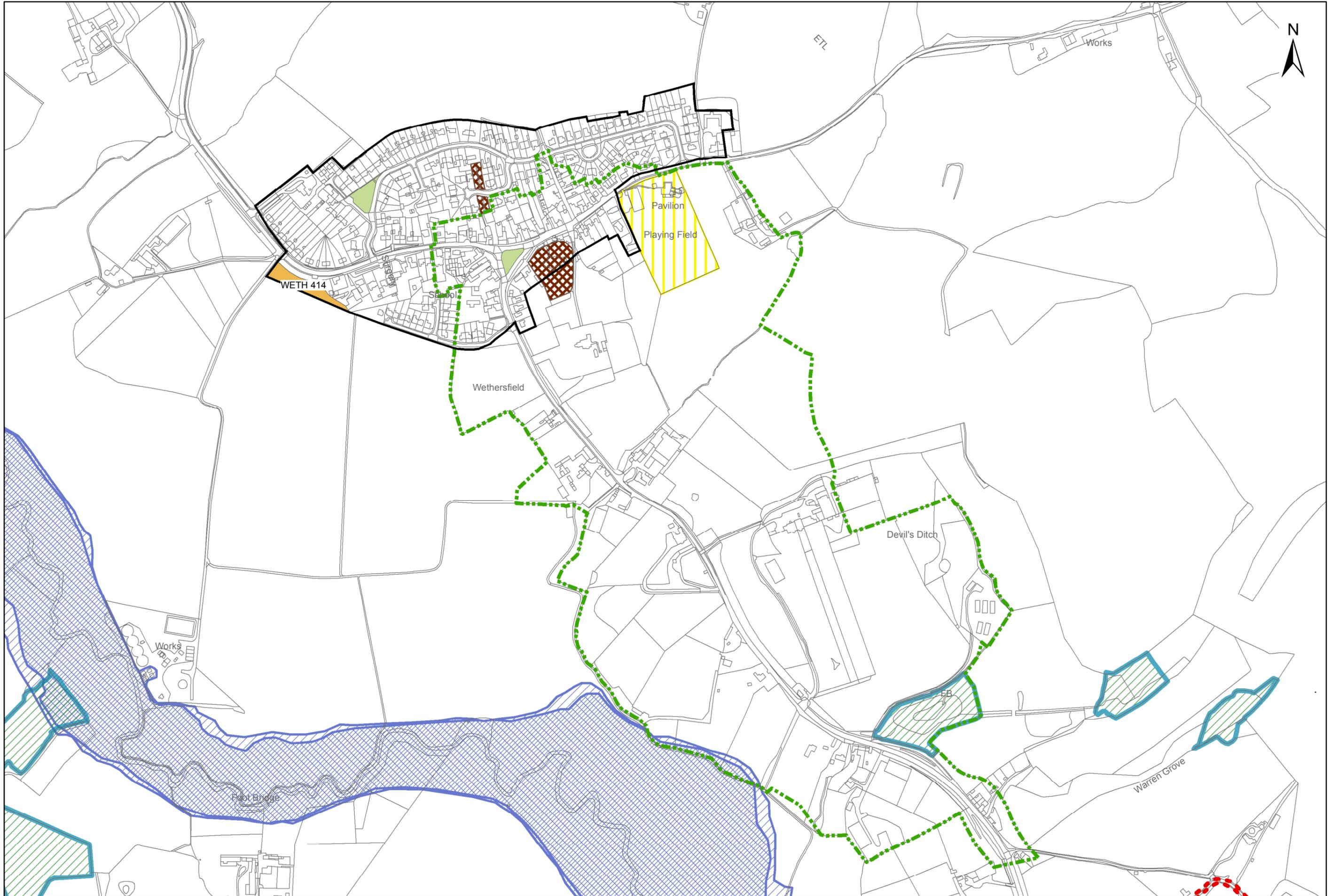
Name of Councillor Proposing Amendment:	Cllr Mrs Wendy Schmitt
Name of Councillor seconding the proposed Amendment:	Cllr Peter Tattersley
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	131
Map Number/Site Reference:	N/A
Policy Number (if applicable):	LPP70, Protection, Enhancement, Management and Monitoring of Biodiversity
Policy Heading (if applicable):	N/A
Section Number/Bullet Point (if applicable):	End of paragraph one
Wording of Proposed Amendment:	
<p>'and building design which creates wildlife habitat (e.g. green roofs, bird and bat boxes <u>as integral parts of buildings in partnership with organisations such as The Swift Conservation Group and Essex Wildlife Trust</u></p>	

Amendment 7

Name of Councillor Proposing Amendment:	Cllr James Abbott
Name of Councillor seconding the proposed Amendment:	Cllr Mrs Jackie Pell
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	143
Map Number/Site Reference:	N/A
Policy Number (if applicable):	LPP 76
Policy Heading (if applicable):	Renewable Energy Schemes
Section Number/Bullet Point (if applicable):	N/A
Wording of Proposed Amendments:	
Delete whole of the sentence	
“Proposals for wind turbines will only be permitted provided that the development site is in an area identified as suitable for wind energy development in a Neighbourhood Plan”.	

Amendment 8

Name of Councillor Proposing Amendment:	Cllr Peter Tattersley
Name of Councillor seconding the proposed Amendment:	Cllr Graham Butland
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	INSET MAP 65
Map Number/Site Reference:	N/A
Policy Number (if applicable):	N/A
Policy Heading (if applicable):	N/A
Section Number/Bullet Point (if applicable):	N/A
Wording of Proposed Amendment:	
To reinstate development boundary on Hudson Hill, Wethersfield to that shown in the 2005 Local Plan Review.	



PART 2

The Proposers of the following Amendments will be invited to set out their Amendments to Full Council.

These Amendments are required to be formally “seconded” before they can be debated.

The numbering of these Amendments runs consecutively from Part 1.

Amendment 9

Name of Councillor Proposing Amendment:	Cllr James Abbott
Name of Councillor seconding the proposed Amendment:	Cllr John Elliot
Part 1 or 2 of the Local Plan:	Part 1
Page Number:	43 and 50
Map Number/Site Reference:	N/A
Policy Number (if applicable):	SP7 and SP9
Policy Heading (if applicable):	Garden Communities
Section Number/Bullet Point (if applicable):	N/A
Wording of Proposed Amendment:	
Delete "15,000 – 24,000" in section on Colchester/Braintree Borders garden community and insert "7,000 – 10,000".	

Amendment 10

Name of Councillor Proposing Amendment:	Cllr James Abbott
Name of Councillor seconding the proposed Amendment:	Cllr John Elliot
Part 1 or 2 of the Local Plan:	Part 1
Page Number:	64, 65, 66
Map Number/Site Reference:	10.1, 10.2 inset B
Policy Number (if applicable):	N/A
Policy Heading (if applicable):	Garden Communities
Section Number/Bullet Point (if applicable):	N/A
Wording of Proposed Amendment:	
<p>A map needs to be included in the Plan that shows at the same detail as 10.2 inset B the expectation of the area of the proposed Colchester/Braintree Borders Garden Community as a whole.</p> <p>Reason: There are no maps in the Plan that meaningfully define the extent of the proposed Colchester/Braintree Borders Garden Community as a whole. Given the Duty to Co-operate and the Strategic Planning working with Colchester Borough (and Tendring) as set out in Section 1 of the Plan, and the need to consult properly with partners and residents ahead of the Examination, a map needs to be produced showing the whole of the broad area of the settlement. This should reflect the agreed size of the proposed development which would be at the amended size of 7,000 – 10,000 houses if previous amendments are successful.</p> <p>Whilst the Plan at SP9 refers to a future Strategic Growth DPD that would define extent, the current Plan includes at 10.2 inset B a defined area of a part of the proposed Garden Community in Braintree District, but omits the rest of the area that lies in Colchester. This is inconsistent with both the statement that a defined boundary will be published at a later date and with the Strategic cross-boundary working that is fundamental to Section 1.</p>	

Amendment 11

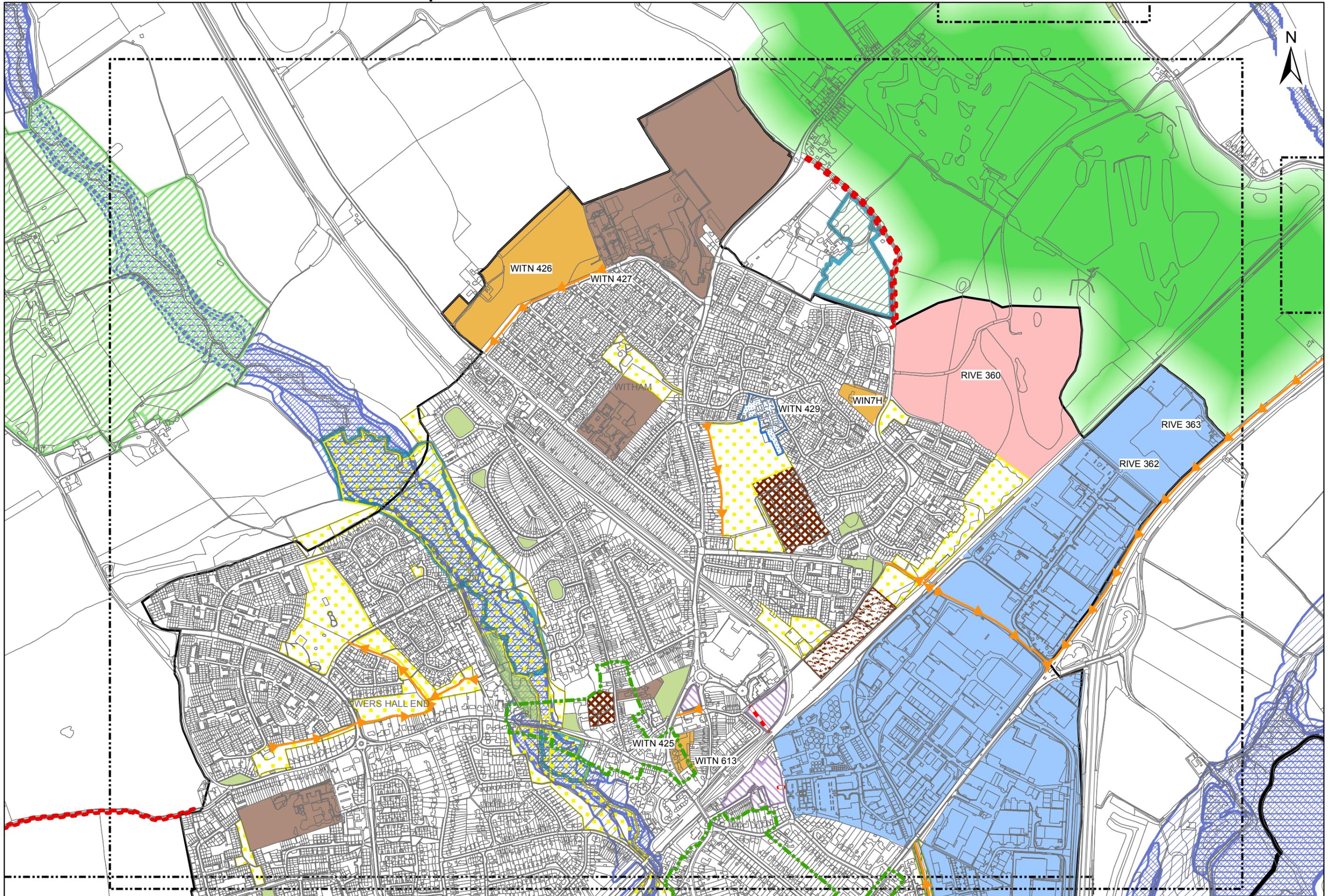
Name of Councillor Proposing Amendment:	Cllr James Abbott
Name of Councillor seconding the proposed Amendment:	Cllr Mrs Jackie Pell
Part 1 or 2 of the Local Plan:	Part 1
Page Number:	59
Map Number/Site Reference:	N/A
Policy Number (if applicable):	LPP 18
Policy Heading (if applicable):	Land East of Great Notley, south of Braintree
Section Number/Bullet Point (if applicable):	Penultimate paragraph
Wording of Proposed Amendments:	
<p>Reword whole of penultimate paragraph to read as follows:</p> <p>“The development will be expected to integrate with existing development and the wider area. This will include safety and pedestrian access enhancements to Bakers Lane and the provision of public footpaths, cycleways and, where opportunities exist, links to bridleways. This could include the enhancement of existing and the creation of new sections of footways and public rights of way.”</p>	

Amendment 12

Name of Councillor Proposing Amendment:	Cllr James Abbott
Name of Councillor seconding the proposed Amendment:	Cllr Mrs Jackie Pell
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	109
Map Number/Site Reference:	N/A
Policy Number (if applicable):	LPP 54
Policy Heading (if applicable):	Equestrian Facilities
Section Number/Bullet Point (if applicable):	Add new bullet point
Wording of Proposed Amendments: Add new bullet point 6 to read: "Floodlighting will not be permitted in association with such facilities".	

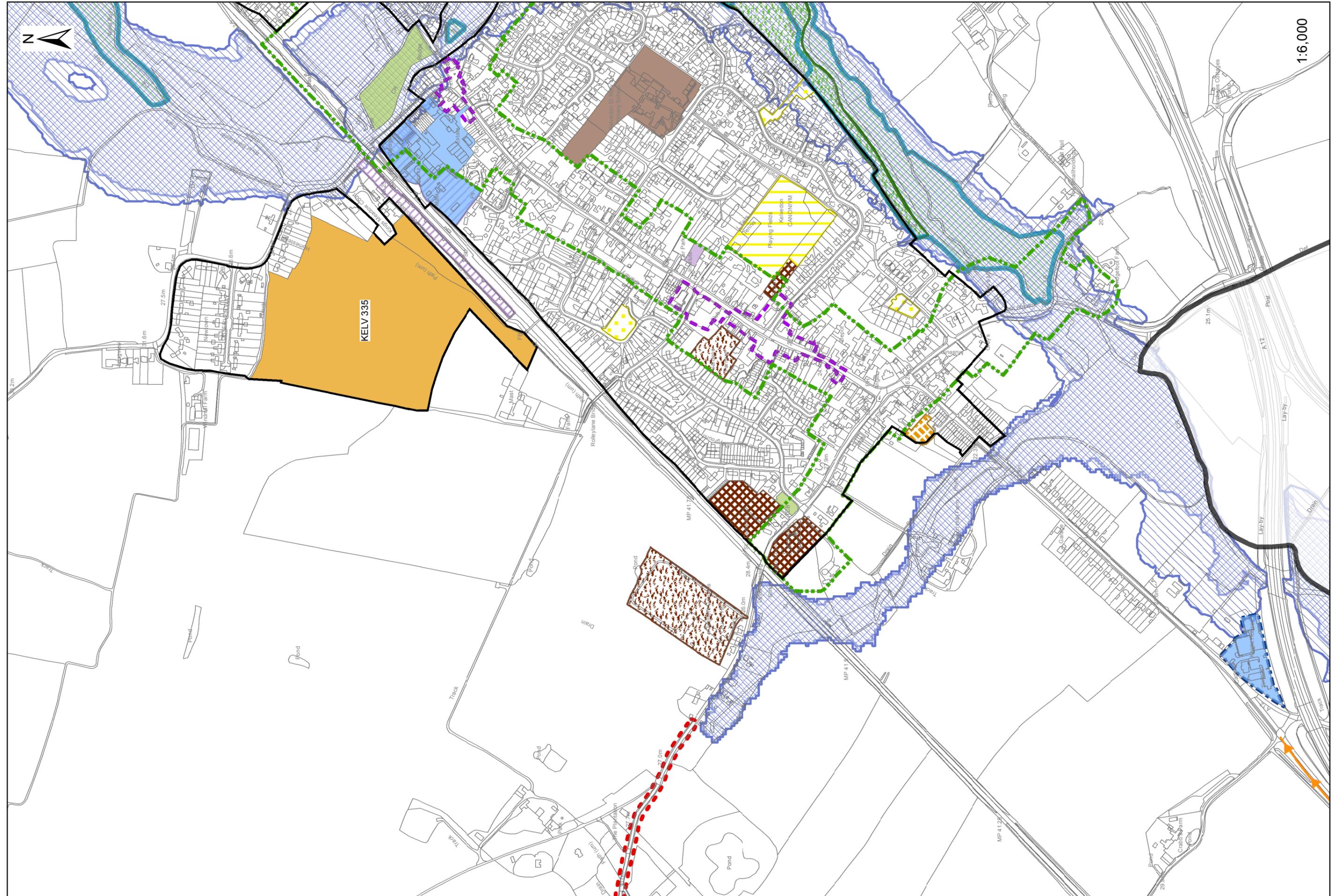
Amendment 13

Name of Councillor Proposing Amendment:	Cllr James Abbott
Name of Councillor seconding the proposed Amendment:	Cllr Mrs Jackie Pell
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	N/A
Map Number/Site Reference:	Inset 2A
Policy Number (if applicable):	(Relating to LPP 72)
Policy Heading (if applicable):	(Relating to Green Buffers)
Section Number/Bullet Point (if applicable):	N/A
Wording of Proposed Amendments:	
Extend the area of the Green Buffer as shown between Witham and Rivenhall/Rivenhall End such that the revised boundary comes up to the edge of the Educational land north of Rickstones Road; up to Rectory Lane and up to the boundary of development site RIVE 360.	



Amendment 14

Name of Councillor Proposing Amendment:	Cllr John Elliott
Name of Councillor seconding the proposed Amendment:	Cllr Mrs Lyn Walters
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	INSET 38
Map Number/Site Reference:	KELV 337 (INSET 38)
Policy Number (if applicable):	N/A
Policy Heading (if applicable):	N/A
Section Number/Bullet Point (if applicable):	N/A
Wording of Proposed Amendment:	
<p>To remove the residential site allocation of KELV337, London Road, Kelvedon from the Publication Draft Local Plan and replace with the residential site allocation at KELV335 Monks Farm, Kelvedon which was in the Draft Local Plan (June 2016).</p> <p>To re-instate site allocation KELV 335 (MONKS FARM) & remove site allocation KELV 337 (LONDON ROAD) from the Local Plan Publication Draft.</p>	



Amendment 15

Name of Councillor Proposing Amendment:	Cllr Peter Tattersley
Name of Councillor seconding the proposed Amendment:	Cllr Graham Butland
Part 1 or 2 of the Local Plan:	Part 2
Page Number:	INSET MAP 65
Map Number/Site Reference:	WETH 624
Policy Number (if applicable):	N/A
Policy Heading (if applicable):	N/A
Section Number/Bullet Point (if applicable):	N/A
Wording of Proposed Amendment: Delete WETH [Wethersfield] 624 from the Publication Draft Local Plan.	

