



Economy and Enterprise Overview and Scrutiny Committee

20 January 2021

Briefing Report

Minerals and Waste Policies and Allocations Development Plan Document and the Parking and Accessibility Supplementary Planning Document - Consultations

Purpose

- 1 The purpose of this briefing is to provide members of the Economy and Enterprise Overview and Scrutiny Committee (E&E OSC) and the Environment and Sustainable Communities Overview and Scrutiny Committee (ESC OSC) with detail of consultation arrangements for a number of additional documents in relation to the County Durham Plan which will be out for consultation from the 15 January 2021 to 26 February 2021.

Background

- 2 At a meeting on the 21 October 2020 the Council adopted the County Durham Plan (CDP). Members of the committee will be aware that as part of the consultation process in relation to the CDP, the issues and options stage, the committee provided a response which helped to inform the future development of the plan.
- 3 In addition, the committee has also provided comments in relation to the Housing Strategy and continues to monitor the progress and development of this strategy.
- 4 It is therefore considered appropriate that Overview and Scrutiny should be given the opportunity to provide comments in relation to key additional documents for the CDP which are to be subject to consultation.

- 5 The briefing report therefore provides members with context in relation to the CDP, the purpose of these additional documents, detail of the consultation process and how members and overview and scrutiny will be involved in this process including timescales and detail of next steps.

Minerals and Waste Policies and Allocations Development Plan Document

- 6 The Minerals and Waste Policies and Allocations Development Plan Document (M&WDPD) has been identified in the Council's Local Development Scheme for a number of years. The scope of the document will include:
- specific policies for a number of economically important minerals, not addressed by the strategic minerals policies of the County Durham Plan but where future planning applications for the 'winning and working of minerals' cannot be discounted such as for conventional and unconventional oil and gas, silica sand, clay for engineering purposes and vein minerals, and for major waste management processes and technologies such as for inert landfill/landraise, non-hazardous landfill, the incineration of waste, and also for specialist wastes and hazardous substances;
 - detailed minerals and waste development management policies covering, for example matters related to the processing and storage of minerals, the transport of minerals and waste (including road to rail transshipment facilities), borrow pits which are small mineral working proposals directly related to a construction project, the control of mineral working operations including standoff distances from local communities, cumulative impacts, noisy short term activities, quarry blast vibration, quarry and landfill slope stability, the restoration and after-use of mineral and landfill/landraise sites and a policy detailing the benefits of minerals development; and
 - non-strategic minerals and waste allocations which are considered necessary to meet the future needs of County Durham and make an appropriate contribution, where necessary, to wider regional and national needs for mineral supply.
- 7 As agreed at a meeting of the Cabinet in December, three stages of consultation are planned over the next two years. Under regulation 18 of the Town and Country Planning (Local Planning) (England) Regulations 2012 preparation commences in January 2021 through a notification letter to specific consultees identified by the regulations who will be invited to make representations about what the documents policy matters the document should contain. In addition, a call for sites for non-strategic minerals and waste allocations will also be conducted. An

initial draft plan will then be published followed by a regulation 19 consultation on a pre-submission draft plan followed by Submission and an Examination by an independent inspector.

- 8 In order to ensure that the M&WDPD is found sound at examination a number of evidence reports will be published, and assessments undertaken covering relevant matters such as Sustainability Appraisal and Habitat Regulation Assessment, which are both integral to the document's preparation process, and an Equality Impact Assessment. Consultation on the M&WDPD will be undertaken in accordance with the Council's published Statement of Community Involvement.
- 9 Once adopted, the policies and provisions of the M&WDPD will replace twenty-eight remaining saved policies of the County Durham Minerals Local Plan (December 2000) and the County Durham Waste Local Plan (April 2005).

Parking and Accessibility Supplementary Planning Document

- 10 The Council previously set out its parking and accessibility requirements in a guidance document for developers and officers to have regard to in assessing planning applications. During the Examination in Public hearings for the County Durham Plan, the planning inspector recommended that this guidance be reviewed and set out more formally as an SPD to support Policy 21 (Delivering Sustainable Transport) of the Plan. This recommendation was subsequently translated into a Main Modification which the inspector considered was necessary to make the Plan sound.
- 11 In order to comply with the relevant regulations two rounds of consultation are required to prepare an SPD. The first consultation for the Parking and Accessibility SPD is an Issues and Options document which was agreed by Cabinet in December which seeks comments on the Council's planned approach to specific parking and accessibility issues. Following consideration of any responses received a draft SPD will then be prepared for a second round of consultation. The issues set out in the consultation document are summarised below:
 - a recognition that restricting parking at origin (residential properties) does not necessarily discourage car ownership and can, in fact, lead to other problems, such as excessive pavement parking;
 - proposing standards to require a 'minimum' amount of parking provision at origin;
 - encouraging sustainable transport by proposing standards for electric vehicle (EV) charge points in new homes and at all destinations to encourage and facilitate use of electric vehicles;

- proposing that, where garages are not provided, secure parking suitable for a cycle, mobility scooter or motorbike be provided instead;
- setting parking requirements at trip destinations (retail, employment, leisure and other developments) to encourage the use of sustainable modes of transport;
- suggesting a definition for an accessible location and proposing reduced parking at these locations to encourage sustainable travel; and
- proposing standards for cycle parking to be required at all destinations.

12 Once adopted the Parking and Accessibility SPD will replace the current County Durham Parking and Accessibility Standards 2019

Proposed Article 4 Direction for Mount Oswald, Belmont and Carrville

13 One additional consultation that is being undertaken at the same time as the SPDs mentioned in this report is for a proposed Article 4 in the Mount Oswald, Belmont and Carrville areas. Although not directly related to the CDP it is linked to Policy 16, Durham University Development, Purpose Built Student Accommodation and Houses in Multiple Occupation. It therefore may be of interest to Members, particularly those in Durham City.

14 The proposed Article 4 Direction would mean that any change from a family home to an HMO in the designated area would require planning permission. The proposed Article 4 Direction areas, if agreed, would be next to the existing Article 4 Directions in place across most of Durham City, Newton Hall, Framwellgate Moor and Pity Me.

Consultation proposals, Member and O&S involvement

15 Two online consultation events are being held for the for the Parking and Accessibility SPD. If you would like to attend, please follow the links below:

Date	Time	URL
Tuesday 2 nd February	9:30am	https://www.eventbrite.co.uk/e/133855121271
Wednesday 10 th February	6:00pm	https://www.eventbrite.co.uk/e/133968482337

17 We are also holding two online consultation events for the Article 4 Direction, if you would like to attend please follow the links below:

Date	Time	URL
Tuesday 2 nd February	10:30am	https://www.eventbrite.co.uk/e/133965491391
Wednesday 10 th February	7:00pm	https://www.eventbrite.co.uk/e/133968482337

18 You can also make comments via the consultation pages at: <https://consult-durhamcc.objective.co.uk/kse> or send us comments by e-mail to: spatialpolicy@durham.gov.uk. Alternatively, you can send comments to our freepost address: FREEPOST Spatial Policy.

19 Details of the consultations and how to get involved can be found on the Council's website at www.durham.gov.uk/consultation or by contacting the Spatial Policy Team on 03000 261908 or 03000 263967.

Timescales for Consultation

20 Consultation will be undertaken on the Scoping letter and Call for Sites for the Minerals and Waste DPD and the Issues and Options paper for the Parking and Accessibility SPD from 15 January to 26 February 2021. All consultations will be undertaken in accordance with the Council's Statement of Community Involvement.

Next Steps

21 At the Cabinet meeting in December a new Local Development Scheme (LDS) which sets out the timetable for the documents included in this report and estimated timescales for future documents, was also agreed. The future key milestones for the Minerals and Waste Policies and Allocations DPD are summarised below:

Document	Scoping letter	Consult on draft	Reg19 consultation	EIP	Adoption
Minerals and Waste Policies and Allocations DPD	Jan/Feb 2021	Jun/Jul 2021	Nov/Dec 2021	Jul 2022	May 2023

22 The key milestones for the Parking and Accessibility SPDs and a number of other documents linked to the CDP are summarised below:

Document	First consultation	Second consultation	Adoption
Parking and Accessibility SPD	Jan/Feb 2021	Jun/Jul 2021	Oct 2021
Developer Contributions SPD (incl. Affordable Housing, Specialist Housing, Open Space, Biodiversity, Education, Health, SuDs)	Summer 2021	Autumn 2021	Winter 2021
Accessible and Adaptable Homes SPD	Summer 2021	Autumn 2021	Winter 2021
Design Principles SPD	Summer 2021	Autumn 2021	Winter 2021
Durham City Sustainable Transport Delivery Plan	Summer 2021		Autumn 2021

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Any questions relating to this briefing note should be sent to the appropriate scrutiny officer diane.close@durham.gov.uk