PLANNING COMMITTEE – 17 FEBRUARY, 2016

	PLANNING COMMITTEE – 17 FE	<u>BRUART, 2010</u>	
Title of paper:	Local Plan Part 2: Land and Planning Policies Document – Publication		
	Version		
Director(s)/	David Bishop – Deputy Chief	Wards affected:	
Corporate Director(s):		All	
	Development & Growth		
	Sue Flack – Director for Planning and		
	Transport		
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Other colleagues who	N/A		
have provided input:	N/A		
	vith Portfolio Holder(s) N/A		
(if relevant)			
Relevant Council Plan	Key Theme:		
Strategic Regeneration	and Development		
Schools			
Planning and Housing			
Community Services			
Energy, Sustainability a	nd Customer		
Jobs, Growth and Trans	port		
Adults, Health and Com			
Children, Early Interven	tion and Early Years		
Leisure and Culture			
Resources and Neighbo	ourhood Regeneration		
Summary of issues (ir	cluding benefits to citizens/service user	s):	
		ill former the concerned worth of the	
	I and Planning Policies Document (LAPP) w n for Nottingham City, alongside the Notting		
	ch was adopted in September 2014.	mann City Aligned Core Strategy	
(Local Fian Far F), white	en was adopted in September 2014.		
The LAPP contains deta	ailed Development Management Policies an	d Site Allocations, to guide	
future development in th			
The Local Plan will form	the statutory Development Plan that all pla	nning authorities must prepare	
by law. 'Publication' is the first formal stage in the preparation of a planning document and follows			
several stages of informal consultation.			
All documentation is available to view at <u>www.nottinghamcity.gov.uk/localplan</u> .			
December deficients)			
Recommendation(s):	mittoo poto publication of the Local Dian D	art 2: Land and Dianning Daliaian	
	nmittee note publication of the Local Plan Pa tion Version) for a six week period ending 1		
representations to		i march 2010, to allow formal	

1 REASONS FOR RECOMMENDATIONS

- 1.1 Production of a Local Plan is a statutory requirement. If no planning framework is in place, the government's default presumption in favour of sustainable development (as set out in the National Planning Policy Framework) will apply to all relevant planning applications.
- 1.2 The City Council's adopted Statement of Consultation confirms that Planning Committee should be consulted on the publication of the City's Local Plan.

2 BACKGROUND (INCLUDING OUTCOMES OF CONSULTATION)

- 2.1 Planning legislation requires the City Council to produce a Local Plan. In Nottingham, the Local Plan will comprise the Local Plan Part 1: The Nottingham City Aligned Core Strategy (adopted September 2014) and, on adoption, the Local Plan Part 2: Land and Planning Policies document.
- 2.2 Whilst the Nottingham City Aligned Core Strategy contains the overarching strategic planning policies for the City (and the aligned authorities of Gedling and Broxtowe) the Part 2 Local Plan contains detailed Development Management policies and Site Allocations for Nottingham City. Prior to its adoption, the Local Plan is required to go through a number of formal and informal consultation stages. Publication represents the first formal stage of preparation, and follows extensive informal consultation on the 'Call for Sites', 'Issues and Options', 'Additional Sites' and 'Preferred Option' consultations. All of the consultation responses received as a result of these consultations have been used to inform and shape the Part 2 Local Plan as it has evolved.
- 2.3 Following Executive Board approval in November 2015, the Part 2 Local Plan has now been formally published for a statutory six week period which commenced on Friday 29th January and will end at 5:00pm on Friday 11th March. During this period, individuals and interested parties are able to make representations on the Part 2 Local Plan, which will be considered by an independent Planning Inspector appointed by the government as part of a Public Examination.

Content of the LAPP

- 2.4 The Publication version of the Part 2 Local Plan contains 59 Development Management policies and 85 Site Allocations, together with a set of Development Principles for each site.
- 2.5 The 59 Development Management Policies are arranged into the following sections in the document:
 - Climate change
 - Employment Provision and Economic Development
 - Role of the City, Town, District and Local Centres
 - Regeneration
 - Housing Size, Mix and choice
 - Design and Enhancing Local Identity
 - The Historic Environment
 - Local Services and Healthy Lifestyles
 - Managing Travel Demand
 - Our Environment
 - Minerals
 - Infrastructure

- 2.6 All of the Site Allocations and City-wide land-use designations and constraints have been mapped on the accompanying Policies Map. The Part 2 Local Plan and the Policies Map are available at www.nottinghamcity.gov.uk/localplan.
- 2.7 Appendix 1 of this report provides a summary of the main changes that have been made to the LAPP between the Preferred Option and Publication versions, together with a list of Policies and Site Allocations.
- 2.8 The following supporting documents have also been prepared alongside the Publication Version of the Local Plan and are also available at <u>www.nottinghamcity.gov.uk/localplan</u>:
 - Sustainability Appraisal Report: This has been prepared to fulfil the requirements of the Planning and Compulsory Purchase Act (2004), and the requirements of the EU Strategic Environmental Assessment Directive). The Report assesses the economic, social and environmental impacts of all of the policies and site allocations contained in the LAPP and evaluates reasonable alternatives to these.
 - Equalities Impact Assessment: This contains an assessment of the impact of policies and site allocations on groups with protected characteristics with the aim of removing or minimising disadvantages, meeting the needs of people with protected characteristics, and encouraging people with protected characteristics to participate in public life.
 - Site Assessment Document: This contains detailed assessments of each site put forward during the LAPP preparation process in terms of planning history, land use, constraints, transport and accessibility etc.
 - **Report of Consultation:** This document details the consultation comments received at the previous Preferred Option stage and how these have been addressed in the Publication Version of the LAPP.
 - **Background Papers:** There are 7 Background Papers in total (Climate Change, Transport, Sustainable, Inclusive and Mixed Communities, Employment Provision and Economic Development Green Belt, Retail and Minerals) which contain background evidence and the national policy context for specific policies in the LAPP.
 - Infrastructure Delivery Plan: This document sets out the infrastructure requirements for the City over the plan period.

What Happens Next?

2.9 All representations received will be considered and technical drafting changes may be proposed if any factual or minor inaccuracies emerge. These will not be consulted upon. However if the City Council wishes to make any further substantial changes to the draft LAPP in response to the representations or other key factors, then it is likely that these will need to be subject to a further period of representation.

The Examination

2.10 Assuming that there is no need for further substantial changes, the draft Part 2 Local Plan will be considered by City Council, along with all the supporting documents and representations received, prior to being submitted to the Government to allow an independent Public Examination to be conducted by a Planning Inspector. The Inspector will examine the 'soundness' of the whole plan, irrespective of whether or not any representations are received. The Examination is likely to include a public hearing session, when parties making representations may, at the Inspector's discretion, present their views in person.

2.11 If the Inspector recommends further changes which are considered necessary to make the Local Plan sound, these will be subject to a period of further representation, and further hearing sessions may also be required.

Adoption

2.12 At the end of the independent Examination, the Inspector will issue a report that will declare the Part 2 Local Plan sound or unsound. If sound, the City Council can adopt the Part 2 Local Plan. If the Local Plan is found to be unsound, then it cannot be adopted.

3 OTHER OPTIONS CONSIDERED IN MAKING RECOMMENDATIONS

3.1 There were no other options considered in making these recommendations. The preparation of a Local Plan is a statutory obligation and the City Council must fulfil its obligations in this regard or risk future planning applications being determined in accordance with the National Planning Policy Framework and its default presumption in favour of sustainable development.

4 <u>FINANCE COMMENTS (INCLUDING IMPLICATIONS AND VALUE FOR</u> <u>MONEY/VAT)</u>

4.1 The preparation and consultation of the Land and Planning Policies Document is part of the statutory planning process. The costs of this activity will be met from existing resources earmarked for this purpose.

5 <u>LEGAL AND PROCUREMENT COMMENTS (INCLUDING RISK MANAGEMENT</u> <u>ISSUES, AND LEGAL, CRIME AND DISORDER ACT AND PROCUREMENT</u> <u>IMPLICATIONS)</u>

5.1 As indicated in the main body of the report, the Council is under a statutory duty to produce a Local Plan of which the LAPP is part. Requirements relating to the production and adoption of the local plan are prescribed by regulations. The approval of such documents is reserved by law to the Executive and full Council but this Committee has a consultative role . Any representations received as a result of the current public consultation will need to be considered and , (assuming that no substantial changes are required,) the LAPP, it's supporting documentation and the representations will then be the subject of a report to Council to approve its submission for independent examination. Whilst there are risks that the Policy could be found to be unsound or challenged on adoption the LAPP has been the subject of legal advice during its preparation to seek to ensure its compliance with the law and planning policy.

6 STRATEGIC ASSETS & PROPERTY COMMENTS (FOR DECISION RELATING TO ALL PROPERTY ASSETS AND ASSOCIATED INFRASTRUCTURE) (AREA COMMITTEE REPORTS ONLY)

6.1 N/A

7 EQUALITY IMPACT ASSESSMENT

7.1 Has the equality impact of the proposals in this report been assessed?

Yes

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The EIA is available at <u>http://documents.nottinghamcity.gov.uk/download/435</u>, and due regard will be given to any implications identified in it.

8 <u>LIST OF BACKGROUND PAPERS OTHER THAN PUBLISHED WORKS OR</u> <u>THOSE DISCLOSING CONFIDENTIAL OR EXEMPT INFORMATION</u>

8.1 None

9 PUBLISHED DOCUMENTS REFERRED TO IN COMPILING THIS REPORT

- 9.1 Local Plan Part 2: Land and Planning Policies Document Publication Version January 2016 (approved by Executive Board November 2015)
- 9.2 The Land and Planning Policies Development Plan Document, Preferred Option, September 2013
- 9.3 The Nottingham Local Plan (2005)
- 9.4 The Land and Planning Policies Sustainability Appraisal Report, January 2016
- 9.5 The Land and Planning Policies Preferred Option Report of Consultation, January 2016
- 9.6 The Land and Planning Policies Site Assessment Document, January 2016
- 9.7 Climate Change Background Paper, January 2016
- 9.8 Retail Background Paper, January 2016
- 9.9 Transport Background Paper, January 2016
- 9.10 Sustainable, Inclusive and Mixed Communities Background Paper, January 2016
- 9.11 Employment Provision and Economic Development Background Paper, January 2016
- 9.12 Minerals Background Paper, January 2016
- 9.13 Green Belt Background Paper, January 2016
- 9.14 Infrastructure Delivery Plan, January 2016
- 9.15 The Land and Planning Policies Equalities Impact Assessment, January 2016 www.nottinghamcity.gov.uk/localplan

Appendix 1: Main changes to the LAPP Publication Version (including list of Polices and Site Allocations)

The table below lists the main changes made to the LAPP Publication Version since the Preferred Option Version.

Climate Change Policies

Policy on Zero Carbon Homes deleted due to the introduction of the government's new National Housing Standards. Water policy amended so that the water consumption standard for new dwellings aligned with the new National Housing Standards 'optional higher standard and Sustainable Urban Drainage systems and maintenance and management agreements. Policy relating to sustainable design has been strengthened. encouraging connection to the District Heating Network where viable.

Retail Policies

Retail policies have been amalgamated and restructured to improve consistency and avoid duplication. Greater clarity has been provided in relation to the Broadmarsh and the Victoria Centre priorities and delivery of balanced improvements. The outcomes of the Greater Nottingham Retail Study 2015 have been incorporated.

Employment Policies

The policy text amended to support proposals for employment uses (in addition to employment sites) and to protect business parks and industrial estates from non employment uses (rather than just B1, B2, B8 uses). The outcomes of the Employment Land Study 2015 incorporated.

Regeneration Policies

Policies updated to reflect the aims and objectives of the City Centre Time and Place Plan and the new focus on City Centre Quarters. Site specific policies have been added for the strategic regeneration sites at Boots, Stanton Tip and the Waterside. A policy covering regeneration in general has also been added.

Housing Policies

Changes to student policies, reference to planning for gypsies and travellers and self-build added. Specialist housing policy updated to reflect the government's new national standards in relation to accessibility standards. Purpose Built Student Accommodation (PBSA) policy amended to clarify where PBSA is appropriate within the City Centre /City Centre Quarters and criteria added to the ensure developers provide a need argument for new PBSA and requirement for student schemes to be adaptable.

Design Policies

The requirement for homes to meet the proposed new National Housing Standard for space has been added. The Design Principles policy for the City Centre has been moved to this chapter (rather than remaining in the Retail Chapter).

The Historic Environment Policies

The previous historic environment policies have been merged into one policy entitled: 'Heritage Assets' this is at the suggestion of Heritage England to avoid repetition between the policies. Duplication with the NPPF has also been removed. The Caves policy has been amended to remove categorisation of caves at the suggestion of Heritage England. The newly worded policy relates to a City Caves Area which has been drawn up according to where caves are concentrated in the City Centre. It is assumed that caves are present in this area and within 10 metres of any caves outside of this area. A Caves Assessment is required to assess the impact of development proposals upon caves. Development proposals must recognise, protect and enhance caves accordingly.

Local Services and Healthy Lifestyles Policies

The requirement for restriction on hot food takeways has been amended to relate only to schools (not playgrounds) due to difficulties of enforcement. The justification text for restriction on hot food takeways has been amended to include up-to-date evidence.

Community Facilities

These policies have been amended to strengthen tests for loss of facilities including assets of community value and a

new policy has been added to resist loss of pubs outside the city centre or where they are designated as assets of community value.

Transport Policies

Policies have been updated to reflect detail of proposed transport schemes and these have been cross-referenced to the Policies Map. A policy to safeguard existing and proposed cycle routes has been added and additional supporting text making comment on the role of freight movements has been included. Further criteria have been added to ensure that car parks serving the City, town and local centres can be appropriately managed to avoid long term commuter parking.

Our Environment Policies

Policies on the Development of Open Space and Allotments have been amended to strengthen the protection afforded to these elements. The Biodiversity policy has been brought in line with the NPPF and reference to the enhancement of biodiversity has been reinforced. The Land Contamination, Instability and Pollution Control policy has had a minor reorganisation and additional references have been added to include ecology/biodiversity. A Minerals Safeguarding Area has been included in line with NPPF requirements and greater clarity regarding presumptions, potential impacts of mineral development and the Local Aggregates Assessment have been added. There are also separate minerals policies for phased hydrocarbon proposals and site restoration, after-use and after-care. The Telecommunications policy is now included in within the Our Environment Section (moved from Employment chapter).

Site Allocations

'Prospect Place' and 'The Portal' have been added as new Site Allocations. Development principles for all Site Allocations have been updated.

Policies Map

A comprehensive review of all land-use designations has been undertaken and a Policies Map created. New designations include mapping of the City Centre caves and a Caves Area, the District Heating Network, a Minerals Safeguarding Area. All of the City Centre Time and Place Plan designations have been added. Local Plan Part 2: Land and Planning Policies Document – Publication Version

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		IICIES: Deliev Neme	
Poli	-	Policy Name	
Nur	nber		
		Climate Change.	
CC		Sustainable Design and Construction	
CC		Decentralised Energy and Heat Networks	
CC	3	Water	
		Employment Provision and Economic Development	
EE	1	Providing a Range of Employment Sites	
EE	2	Protecting Existing Business Parks/Industrial Estates	
EE	3	Change of Use to Non-Employment Uses	
EE	4	Local Employment and Training Opportunities	
		Role of the City, Town, District and Local Centres	
SH	1	Major Retail and Leisure Developments within the City Centre's	
••••	-	Primary Shopping Area	
SH	2	Development within Primary Frontages	
SH		Development within Secondary Frontages	
SH		Development of Main Town Centre Uses in Edge of Centre and Out of	
••••	•	Centre Locations	
SH	5	Independent Retail Clusters	
SH		Food and Drink Uses and High Occupancy Licensed Premises /	
0	U	Entertainment Venues within the City Centre	
SH	7	Centres of Neighbourhood Importance (CONIs)	
SH		Markets	
	0	Regeneration	
RE	1	Facilitating Regeneration	
RE		Canal Quarter	
RE		Creative Quarter	
	4	Castle Quarter	
RE			
RE		Royal Quarter	
		The Boots Site	
RE		Stanton Tip	
RE	8	Waterside	
	4	Housing Size, Mix and Choice	
HO		Housing Mix	
HO	2	Protecting Dwellinghouses (Use Class C3) suitable for Family	
<u> </u>		Occupation	
HO		Affordable Housing	
HO		Specialist Housing	
HO		Locations for Purpose Built Student Accommodation	
HO	6	Houses in Multiple Occupation (HMOs) and Purpose Built Student	
		Accommodation	
		Design and Enhancing Local Identity	
DE	1	Building Design and Use	
DE	2	Context and Place Making	
DE	3	Design Principles for Development within the City Centre Primary	
		Shopping Area	
DE	4	Creation and Improvement of Public Open Spaces in the City Centre	
DE	5	Shopfronts	
DE	6	Advertisements	
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Poli Nur	icy nber	Policy Name	
		The Historic Environment	
HE	1	Proposals Affecting Designated and Non-Designated Heritage Assets	
HE	2	Caves	
		Local Services and Healthy Lifestyles	
LS	1	Food and Drink Uses and Licensed Entertainment Venues Outside	
		the City Centre	
LS LS	2	Safeguarding Land for Further and Higher Education	
LS	3	Safeguarding Land for Health	
LS	4	Public Houses outside the City Centre and / or designated as an	
		Asset of Community Value	
LS	5	Community Facilities (other than public houses)	
		Managing Travel Demand	
TR	1	Parking and Travel Planning	
TR	2	The Transport Network	
TR	3	Cycling	
		Our Environment	
ΕN	1	Development of Open Space	
ΕN		Open Space in New Development	
ΕN	3	Playing Fields and Sports Grounds	
ΕN		Allotments	
ΕN	5	Development Adjacent to Waterways	
ΕN	6	Biodiversity	
ΕN	7	Trees	
		Minerals	
MI	1	Mineral Safeguarding Areas	
MI	2	Restoration, After-use and After-care	
MI	3	Hydrocarbon	
		Infrastructure	
IN	1	Telecommunications	
IN	2	Land Contamination, Instability and Pollution	
IN	3	Hazardous Installations and Substances	
IN	4	Developer Contributions	

Local Plan Part 2: Land and Planning Policies Document – Publication Version

List	of	Sites:	
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List of Sites:			
Site Ref	Site Name	Ward	
PA1	Bestwood Road - Former Bestwood Day Centre	Bulwell	
PA2	Blenheim Lane	Bulwell	
PA3	Eastglade, Top Valley - Former Eastglade School Site	Bestwood	
PA4	Linby Street/Filey Street	Bulwell	
PA5	Ridgeway - Former Padstow School Detached Playing Field	Bestwood	
PA6	Beckhampton Road - Former Padstow School Detached Playing Field	Bestwood	
PA7	Hucknall Road/Southglade Road - Southglade Food Park	Bulwell Forest	
PA8	Eastglade Road - Former Padstow School Site	Bestwood	
PA9	Edwards Lane - Former Haywood School Detached Playing Field	Bestwood	
PA10	Piccadilly - Former Henry Mellish School Playing Field	Bulwell Forest	
PA11	Stanton Tip - Hempshill Vale	Bulwell	
PA12	Highbury Road - Former Henry Mellish School Site	Bulwell	
PA13	Edwards Lane - Former Haywood School Site	Sherwood	
PA14	Arnside Road - Former Chronos Richardson	Bestwood	
PA15	Bulwell Lane - Former Coach Depot	Basford	
PA16	Woodhouse Way - Nottingham Business Park North	Bilborough	
PA17	Woodhouse Way - Woodhouse Park	Bilborough	
PA18	Vernon Road - Former Johnsons Dyeworks	Basford	
PA19	Lortas Road	Berridge	
PA20	Haydn Road/Hucknall Road - Severn Trent Water Depot	Berridge	
PA21	Mansfield Road - Sherwood Library	Sherwood	
PA22	Western Boulevard	Basford	
PA23	Radford Road - Former Basford Gasworks	Basford	
PA24	College Way - Melbury School Playing Field	Bilborough	
PA25	Chingford Road Playing Field	Bilborough	
PA26	Denewood Crescent - Denewood Centre	Bilborough	
PA27	Wilkinson Street - Former PZ Cussons	Leen Valley	
PA28	Ransom Road - Hine Hall	Mapperley	
PA29	Bobbers Mill Bridge - Land Adjacent to Bobbers Mill Industrial Estate	Leen Valley	
PA30	Bobbers Mill Bridge - Bobbers Mill Industrial Estate	Leen Valley	
PA31	Ascot Road - Speedo	Leen Valley	
PA32	Beechdale Road - South of Former Co-op Dairy	Leen Valley	
PA33	Chalfont Drive - Former Government Buildings	Leen Valley	
PA34	Beechdale Road - Former Beechdale Baths	Leen Valley	
PA35	Woodyard Lane - Siemens	Wollaton West	

PA36	Russell Drive - Radford Bridge Allotments	Wollaton West
PA37	Robin Hood Chase	St Ann's
PA38	Carlton Road - Former Castle College	St Ann's
PA39	Carlton Road - Former Albany Works Site and Co-op	St Ann's
PA40	Daleside Road - Former Colwick Service Station	Dales
PA41	Alfreton Road - Forest Mill	Radford and Park
PA42	Ilkeston Road - Radford Mill	Radford and Park
PA43	Salisbury Street	Radford and Park
PA44	Derby Road - Sandfield Centre	Radford and Park
PA45	Prospect Place	Dunkirk and Lenton
PA46	Derby Road - Former Hillside Club	Dunkirk and Lenton
PA47	Abbey Street/Leengate	Dunkirk and Lenton
PA48	Queens Drive - Land adjacent to the Portal	Bridge
PA49	NG2 West - Enterprise Way	Bridge
PA50	NG2 South - Queens Drive	Bridge
PA51	Riverside Way	Bridge
PA52	University Boulevard - Nottingham Science and Technology Park	Dunkirk and Lenton
PA53	Electric Avenue	Bridge
PA54	Boots	Dunkirk and Lenton
PA55	Ruddington Lane - Rear of 107-127	Clifton North
PA56	Sturgeon Avenue - The Spinney	Clifton North
PA57	Clifton West	Clifton South
PA58	Green Lane - Fairham House	Clifton South
PA59	Farnborough Road - Former Fairham Comprehensive School	Clifton South
PA60	Victoria Centre	St Ann's
PA61	Royal Quarter - Burton Street, Guildhall, Police Station and Fire Station	St Ann's
PA62	Creative Quarter - Brook Street East	St Ann's
PA63	Creative Quarter - Brook Street West	St Ann's
PA64	Creative Quarter - Sneinton Market	St Ann's
PA65	Creative Quarter - Bus Depot	Dales
PA66	Castle Quarter, Maid Marian Way - College Site	Radford and Park
PA67	Broadmarsh Centre	Bridge
PA68	Canal Quarter - Island Site	Bridge
PA69	Canal Quarter - Station Street/Carrington Street	Bridge
PA70	Canal Quarter - Queens Road, East of Nottingham Station	Bridge
PA71	Canal Quarter - Sheriffs Way, Sovereign House	Bridge
PA72	Canal Quarter - Waterway Street	Bridge
PA73	Canal Quarter - Sheriffs Way/Arkwright Street	Bridge
PA74	Canal Quarter - Arkwright Street East	Bridge

PA75	Canal Quarter - Crocus Street, Southpoint	Bridge
PA76	Waterside - London Road, Former Hartwells	Bridge
PA77	Waterside - London Road, Eastcroft Depot	Bridge
PA78	Waterside - London Road, South of Eastcroft Depot	Bridge
PA79	Waterside - Iremonger Road	Bridge
PA80	Waterside - Cattle Market	Bridge
PA81	Waterside - Meadow Lane	Bridge
PA82	Waterside - Freeth Street	Dales
PA83	Waterside - Daleside Road, Trent Lane Basin	Dales
PA84	Waterside - Daleside Road, Eastpoint	Dales
PA85	Waterside - Trent Lane, Park Yacht Club	Dales