

RECORD OF OPEN DECISIONS

ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE

At the Meeting of the Environmental and Development Services Committee held on Wednesday, 20th April 2022 the following decisions were taken.

Urgent decisions or those exempt from call-in are indicated in the third column of the table. These decisions cannot be called in and are effective immediately.

All other decisions may be called in until 5.00pm on Friday, 29th April 2022.

A request to call in a decision must be made by at least three Members, including at least one Member of the controlling group. The request must be made in writing to the Chief Executive.

If no request to call in a decision is received within this time limit then the decision becomes effective immediately.

<u>Agenda Item No.</u>	<u>OPEN REPORTS</u>	<u>Urgent/ Call-in Exempt</u>
5	<u>AGENDA ITEM</u> LOCAL DEVELOPMENT SCHEME 2022-2025	
	DECISION: <i>The Committee endorsed the Local Development Scheme (LDS) 2022-2025 as per Appendix 1 of the report for publication.</i>	
6	<u>AGENDA ITEM</u> DRAFT PLANNING OBLIGATIONS SUPPLEMENTARY PLANNING DOCUMENT - CONSULTATION	
	DECISION: <i>The Committee approved the draft Planning Obligations Supplementary Planning Document (the SPD) as per Appendix 1 of the report, for consultation.</i>	
7	<u>AGENDA ITEM</u> DRAFT DERBYSHIRE AND DERBY MINERALS LOCAL PLAN	
	DECISION: <i>The Committee agreed the Council's proposed response to Derby City Council and Derbyshire County Council's Draft Minerals Local Plan (MLP) consultation by objecting to:</i> <i>(i) the use of out-of-date average annual sales data to calculate the requirement for sand and gravel and as a consequence significantly overstating the extent of need for these resources over the remainder of the plan period.</i>	

(ii) the allocation of more sites than are needed to meet the need for sand and gravel over the plan period based upon a forecast using the most recent annual average sales data in accordance with the National Planning Policy Framework (NPPF).

(iii) the allocation of the Sudbury sand and gravel site, on the basis that there has to date been no investigation as to whether the working of minerals on this site in isolation, or in combination with the proposed Foston allocation, could lead to an increase in flood risk in the Lower Dove Valley. Any flooding could have a potential detrimental impact on considerable economic interests in the area as well as communities. Furthermore, the absence of flood risk evidence at the allocation stage means that any assessment to be submitted in support of a subsequent planning application that shows unacceptable adverse impacts may potentially lead to refusal. The site cannot therefore be relied upon to contribute toward meeting sand and gravel needs over the plan period.

(iv) the allocation of the Foston sand and gravel site on the basis that there has to date been no assessment of whether the working of minerals on this site, in combination with the adjoining proposed Sudbury allocation, could lead to an increase in flood risk in the Lower Dove Valley. Any flooding could have significant potential detrimental impacts as referred to in point (iii). Furthermore, the absence of such flood risk evidence at the allocation stage means that any assessment that may be submitted in support of a subsequent planning application that shows unacceptable adverse impacts may potentially lead to refusal. The site cannot therefore be relied upon to contribute toward meeting sand and gravel needs over the plan period.

(v) the allocation of the proposed Foston and Sudbury sand and gravel sites on the grounds that a precedent would be set in recent times for sand and gravel extraction in the Dove Valley, which would inevitably and irreversibly alter the character of the area.

(vi) the wording of the principal planning requirement in respect of each of the proposed new sand and gravel sites stating (at point 8 in each case) that restoration should take account of the Restoration Strategy for the Trent Valley should be strengthened as follows:

“The Mineral Planning Authority will establish formal arrangements to work with communities and mineral

	<p><i>operators and other stakeholders well in advance of the submission of any planning applications to help ensure that proposals for mineral working in the Trent, Derwent and Lower Dove Valleys show how the mitigation, restoration and aftercare of sand and gravel sites will fit in with this long term restoration strategy for sand and gravel sites in the river valleys.</i></p> <p><i>(vii) the plan of the Trent Valley Restoration Study Area included in the Draft MLP (page 181) as it excludes the proposed Foston and Sudbury allocations and should be amended to fully accord with the policy requirement referred to in point (vi) above.</i></p> <p><i>(viii) the application of the site assessment methodology for the reasons set out in paragraph 8.21.</i></p>	
8	<p><u>AGENDA ITEM</u> DERBYSHIRE CLIMATE CHANGE STRATEGY</p>	
	<p>DECISION:</p> <p><i>The Committee endorsed the Climate Change Strategy 2022-2025 created by Derbyshire County Council (DCC) attached at Appendix A to the report.</i></p>	
9	<p><u>AGENDA ITEM</u> D2N2 FUNDING PROGRAMME FOR A PILOT HYDROGEN FUELLED WASTE COLLECTION SERVICE</p>	
	<p>DECISION:</p> <p><i>1.1 The Committee accepted the terms of the D2N2 Future Funding Programmes that would enable South Derbyshire District Council (SDDC) to deliver a Pilot Hydrogen Project for the waste collection services in 2022/23.</i></p> <p><i>1.2 The Committee acknowledged that by accepting the D2N2 Future Funding of £310,000 the Council would commit to match funding of £360,000 for the purchase of two new Refuse Collection Vehicles (RCV's) as part of the Operational Fleet replacement programme within the next financial year.</i></p> <p><i>1.3 The Committee welcomed the Pilot Hydrogen Project for the Waste Collection Service as an external funding opportunity that would support the ongoing transition of the Council's vehicle fleet from diesel to low carbon emission fuel and the overall carbon neutral ambitions of the Council.</i></p> <p><i>1.4 The Committee welcomed the innovative approach that the Council was taking with the Pilot Hydrogen Project which would increase the operational learnings of hydrogen dual</i></p>	

	<p><i>fuelled vehicles, the operational adjustments and the refuelling infrastructure required, both for the Council, the D2N2 region and the wider waste collection audience.</i></p> <p>1.5 The Committee approved that the financial implications of the report be referred to the Finance and Management Committee for approval.</p>	
10	<p><u>AGENDA ITEM</u> COMMITTEE WORK PROGRAMME</p>	
	<p>DECISION:</p> <p><i>The Committee considered and approved the updated work programme.</i></p>	

DATED: Friday, 22nd April 2022
Chief Executive

- 1 Although it is not necessary to use a prescribed form, copies are available from the Chief Executive.
- 2 NOTE – this gives an outline of the committee decision for call-in purposes but it does not necessarily reflect the final wording for minute purposes.
- 3 Insert both the agenda item number and its heading.