

# Derby City Council Local Plan Part 1: Sustainability Appraisal Report

**Addendum (Main Modifications)** 

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## **Derby City Council Local Plan**

#### **REVISION SCHEDULE**

Rev	Date	Details	Prepared by	Reviewed by	Approved by
	August	SA Report Addendum to inform consideration of	Alastair Peattie	Ian McCluskey	Alex White
1	2016	proposed Main Modifications to the	Principal	Senior	Associate
		Derby City Local Plan	Consultant	Consultant	Alex White
		Final SA Report			
	5 <sup>th</sup>	Addendum to inform consideration of	Ian McCluskey	Ian McCluskey	Alex White
2	September 2016	proposed Main Modifications to the Derby City Local Plan	Senior Consultant	Senior Consultant	

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#### **Contents**

1.	NON-TECHNICAL SUMMARY	1
2.	INTRODUCTION	3
2.1	Background	3
2.2	This SA Report Addendum	3
2.3	Structure of the SA Report Addendum	3
3.	SA OF THE MAIN MODIFICATIONS	Δ
3.1	Introduction and Method	4
3.2	SA of the Main Modifications	4
4.	REASONABLE ALTERNATIVES	7
5.	SUMMARY FINDINGS AND NEXT STEPS	8
5.1	Summary Findings	8
5.2	Next Steps	8
APF	PENDIX A: MAIN MODIFICATIONS SA SCREENING	.10
Derb	v City Council Local Plan Part 1: Schedule of Main Modifications	1

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## 1. Non-technical summary

#### **Background**

Derby Council has prepared a schedule of Main Modifications to the Core Strategy (Local Plan: Part 1) to ensure that the plan can be found sound. These modifications were identified by the Council and supported by the inspector during Examination. To ensure that the Main Modifications have been properly prepared, a sustainability appraisal process has been undertaken. This is an executive, non-technical summary of the SA work that has been prepared.

#### The Main Modifications and appraisal findings

The Main Modifications cover a range of Plan elements, as summarised below (including whether or not these changes are predicted to lead to significant changes to the previous SA findings.

Plan element	Changes	Significant SA Implications?
Vision & Spatial Objectives	Minor changes to objectives 5 and 6	None
Our Approach to Development (CP1a & CP1b)	Minor change to ensure that the Council works collaboratively on proposals for new development	None
Responding to Climate Change (CP2)	Removes reference to zero carbon homes. Encourages the use of Sustainable Urban Drainage Systems rather than making a requirement.	None
Place-making Principles (CP3)	There are minor changes to the supporting text to clarify that the Council cannot require sprinklers as part of new developments, yet this is a corporate objective.	None
Regeneration (CP5)	There are no main modifications proposed to Policy CP5 or its supporting text.	N/A
Housing (CP6 - CP8)	The removal of references to lifetime homes	None
Delivering a Sustainable Economy (CP9 - CP15)	Seek to provide further clarity and ensure consistency.	None
Green Infrastructure (CP16 - CP19)	Seek to ensure consistency with national planning policy, highlight the need to make links between GI features, as well as allow flexibility to consider amendments to Green Wedge boundaries in the future.	None
CP19 (Biodiversity)	provide clarity in terms of what biodiversity designations are considered to be of greater importance and therefore receive higher levels of protection	Strengthens policy but no significant changes to SA.
Heritage (CP20)	provide further clarity and ensure consistency with national planning policy	None
Learning, Health and Community (CP21 & CP22)	Ensure consistency with other policies in the Plan.	None

Plan element	Changes	Significant SA Implications?
Transport (CP23 & CP24)	Minor changes for clarity	None
The City Centre (AC1 - AC6)	Seek to reflect updated evidence in relation to potential regeneration opportunities within the City Centre The inclusion of additional opportunity areas for redevelopment within the City Centre	None
The River Derwent Corridor (AC7 - AC13)	None	n/a
Osmaston and Sinfin (AC14 - AC18)	Seek to provide further clarity and ensure consistency	None
Littleover, Mackworth and Mickleover (AC19 - AC22)	There are minor changes to the supporting text for Policy AC22 regarding school provision	None
Boulton and Chellaston (AC23 - AC24)	Seek to provide further clarity in relation to access as well as the potential impacts of any proposed development on drainage and heritage assets.	None
Chaddesden and Oakwood (AC25 - AC26)	Seek to provide further clarity in relation to highways access from Acorn Way	None
Making it Happen (MH1)	Minor changes to policy and supporting text	None

As demonstrated in the table above, none of the proposed Main Modifications (either in isolation or combination) are predicted to have a significant effect in terms of changing the previous SA Findings (within CD007). Although most of the Main Modifications are positive in nature, changes to the *baseline position* beyond those already predicted in the SA Report are unlikely.

#### Reasonable alternatives

As was the case in the SA Addendum Report (CD010); no reasonable alternatives have been identified for any of the Main Modifications. This is largely due to changes being matters of clarification or updates.

#### **Scoping**

It was not considered necessary or proportionate to undertake a comprehensive update to the scope of the SA as presented in the full SA Report (CD007). The baseline position is not likely to have changed substantially since this time, and it would not be expected that the SA would generate different findings should a full scoping update have been undertaken.

#### Mitigation and monitoring

The Main Modifications do not give rise to the need for any additional mitigation or enhancement within policy (indeed, many of the proposed modifications are in and of themselves part of the mitigation strategy for existing policies).

No significant effects are predicted as a result of the proposed minor modifications and thus there is no need to identify further monitoring measures.

## 2. Introduction

## 2.1 Background

- 2.1.1 Derby City Council (hereafter referred to as 'the Council') submitted the Local Plan: Part 1 (LPP1) to the Secretary of State for Communities and Local Government for independent examination on 18th December 2015. A Sustainability Appraisal (SA) Report (August 2015) [CD007 CD009] accompanied the Local Plan on submission and formed part of the evidence base.
- 2.1.2 A schedule of minor modifications accompanied LPP1 on submission, which sought to take account of representations received on the Pre-Submission Plan. The minor modifications were considered through the SA process and found to not significantly affect the findings of the previous SA work set out in the August 2015 SA Report [CD007 CD009]. The method and findings of this further SA work were presented in a SA Addendum Report [CD010] that was also submitted alongside LPP1 for independent examination in December 2015
- 2.1.3 Examination hearings were held from April May 2016, subsequent to which the Council carried out further work in relation to the 5 year housing land supply and the implications of the 2014 based population projections on housing needs for the Derby HMA. This further work, along with responses from the Inspector and discussions at the hearing sessions informed the development of a number of Main Modifications.

## 2.2 This SA Report Addendum

2.2.1 The Council has been undertaking SA since 2008 to inform the preparation of LPP1. It is important to ensure that the Main Modifications are screened through the iterative SA process to determine if they significantly affect the findings of the previous SA work [CD007 – CD010] and if further appraisal is therefore required. The purpose of this Addendum Report is to clearly set out the method and findings of any further SA work carried out in relation to the Main Modifications.

## 2.3 Structure of the SA Report Addendum

- 2.3.1 Following this introductory section, this report is organised into two further sections:
  - Section 2 sets out the method and findings of the SA screening of proposed Main Modifications; and
  - Section 3 sets out how the Council has considered alternatives to the Main Modifications
  - Section 4 sets out the summary findings and next steps.

## 3. SA of the Main Modifications

#### 3.1 Introduction and Method

- 3.1.1 A number of Main Modifications to the submitted LPP1 are being proposed by the Inspector. The Modifications have been informed by discussions at the examination hearing sessions in April May 2016 as well as further work in relation to the 5 year housing land supply and implications of updated population projections on housing needs.
- 3.1.2 It is important to ensure that the proposed Main Modifications are screened through the SA process to determine if they significantly affect the findings of the SA and further appraisal work is required. A screening table was produced to consider all the proposed Main Modifications, which includes proposed changes to policies and supporting text. The summary findings of this work are presented below with the detailed screening matrix provided in Appendix A of this Report.

#### 3.2 SA of the Main Modifications

3.2.1 It should be noted that a number of the proposed Main Modifications have already been considered through the SA with findings presented in the Dec 2015 SA Addendum Report [CD010]. They were referred to as Minor Modifications; however, the detailed changes themselves were not available at the time. This included changes to LPP1 to ensure consistency with national planning policy and building regulations, which include the removal of references to lifetime as well as zero carbon homes.

#### **Scoping**

- 3.2.2 The scope of the SA is set out in the SA Report. It is not considered necessary to update or amend the scope of the SA for the following reasons:
  - The modifications are not significant and do not change the principle of the policies.
  - The baseline position and contextual review remains comprehensive and up to date.
  - A review of the scope would be disproportionate given that the effects of the Main Modifications are unlikely to be significant and not fundamental to the Local Plan Strategy.

#### **Vision & Spatial Objectives**

3.2.3 No changes are proposed to the vision; however, there are some minor changes in relation to LPP1 Spatial Objectives 5 and 6. These changes ensure consistency with national planning policy and building regulations and the screening found that they do not significantly affect the findings of the previous SA work.

#### Our Approach to Development (CP1a & CP1b)

3.2.4 Minor change to ensure that the Council works collaboratively on proposals for new development.

The screening found that the change does not significantly affect the findings of the previous SA work.

#### **Responding to Climate Change (CP2)**

3.2.5 The proposed modifications to Policy CP2 seek to ensure consistency with government guidance, national planning policy and building regulations. The removal of references to zero carbon homes and allowable solutions were already considered in the Dec 2015 SA Addendum Report [CD010] in Table 1, which found that it did not significantly affect the previous SA work. The policy now encourages the use of Sustainable Drainage Systems rather than making them a requirement for all new development. This reflects government guidance and allows greater flexibility as Sustainable

Drainage Systems may not be feasible or viable for all new development. The screening found that the proposed changes to Policy CP2 and its supporting text do not significantly affect the findings of the previous SA work.

#### Place-making Principles (CP3)

3.2.6 There are minor changes to the supporting text to clarify that the Council cannot require sprinklers as part of new developments, yet this is a corporate objective. These changes are minor, not part of the actual policy and do not affect the findings of the previous SA work.

#### Regeneration (CP5)

3.2.7 There are no main modifications proposed to Policy CP5 or its supporting text.

#### Housing (CP6 - CP8)

3.2.8 The majority of changes to Policies CP6 to CP8 seek to provide further clarity or ensure consistency with national planning policy/ government guidance/ building regulations. The removal of references to lifetime homes was considered in the Dec 2015 SA Addendum Report [CD010] in Table 1, which found that it did not significantly affect the intent of the policies or the findings of the previous SA work. Overall, the screening found that the proposed modifications do not significantly affect the findings of the previous SA work.

#### **Delivering a Sustainable Economy (CP9 - CP15)**

3.2.9 Changes proposed to Policies CP12 and CP13 seek to provide further clarity and ensure consistency. The screening found that the proposed modifications are minor and do not significantly affect the findings of the previous SA work.

#### **Green Infrastructure (CP16 - CP19)**

- 3.2.10 Changes proposed to the supporting text of Policies CP16, CP17 and CP18 to ensure consistency with national planning policy, highlight the need to make links between GI features, as well as allow flexibility to consider amendments to Green Wedge boundaries in the future as part of Local Plan Part 2. The screening found that the majority of changes are minor and do not significantly affect the findings of the previous SA work. The additional supporting text makes it clear that any review of Green Wedge boundaries will be taken within the context of maintaining the principles of Green Wedge as set out in policy CP19 and the objectives of the Plan.
- 3.2.11 Proposed modifications to Policy CP19 (Biodiversity) seek to provide clarity in terms of what biodiversity designations are considered to be of greater importance and therefore receive higher levels of protection. The screening found that the proposed changes help to strengthen the policy by requiring all development to ensure the protection, conservation, and where possible, enhancement of biodiversity. The screening concluded that while the changes provide further clarification and help to strengthen the policy they do not significantly affect the findings of the previous SA work.

#### Heritage (CP20)

3.2.12 Modifications to Policy CP20 seek to provide further clarity and ensure consistency with national planning policy. The screening found that the proposed changes are minor and do not significantly affect the findings of the previous SA work.

#### **Learning, Health and Community (CP21 & CP22)**

3.2.13 The proposed changes to Policy CP21 and the supporting text seek to ensure consistency with other policies in the Plan. The screening found that the proposed changes are minor and do not significantly affect the findings of the previous SA work.

#### Transport (CP23 & CP24)

3.2.14 The screening concluded that the proposed modifications to Policy CP23 and its supporting text are minor do not significantly affect the findings of the previous SA work.

#### The City Centre (AC1 - AC6)

3.2.15 The modifications to Policy AC2 seek to reflect updated evidence in relation to potential regeneration opportunities within the City Centre. The inclusion of additional opportunity areas for redevelopment within the City Centre could result in enhanced positive effects against SA Objectives 2, 5, 6, 7, 9, 10, 11 & 12. However, it could also be assumed that there is a greater potential for negative effects on certain SA Objectives. Ultimately, this is uncertain as the policy itself does not propose specific allocations, the details in terms of the nature and scale of development in the areas are not known at this stage. It is therefore considered that the proposed modification does not significantly affect the findings of the previous SA work.

#### The River Derwent Corridor (AC7 - AC13)

3.2.16 There are no main modifications proposed to Policies AC7 to AC13 or their supporting text.

#### Osmaston and Sinfin (AC14 - AC18)

3.2.17 Modifications to Policy AC15 were considered in the Dec 2015 SA Addendum Report [CD010] in Table 1. The proposed changes seek to provide further clarity and ensure consistency. The screening found that the changes are minor and do not significantly affect the findings of the previous SA work.

#### <u>Littleover, Mackworth and Mickleover (AC19 - AC22)</u>

3.2.18 There are no modifications proposed to Policies AC19 to AC21 or their supporting text. There are minor changes to the supporting text for Policy AC22, but this will not have an effect on the findings of the previous SA work.

#### **Boulton and Chellaston (AC23 - AC24)**

3.2.19 Changes to policies AC23 and AC24 seek to provide further clarity in relation to access as well as the potential impacts of any proposed development on drainage and heritage assets. The change to Policy AC24 was previously considered in the Dec 2015 SA Addendum Report [CD010] in Table 1. The screening in Appendix A found that the changes are minor and do not significantly affect the findings of the previous SA work.

#### Chaddesden and Oakwood (AC25 - AC26)

3.2.20 Modifications to Policy AC25 and its supporting text seek to provide further clarity in relation to highways access from Acorn Way. The screening found that the changes are minor and do not significantly affect the findings of the previous SA work.

#### Making it Happen (MH1)

6

3.2.21 The screening found that the proposed changes to the policy and supporting text are minor and do not significantly affect the findings of the previous SA work.

## 4. Reasonable alternatives

- 4.1.1 It is important to ensure that reasonable alternatives (to the Main Modifications) are explored to test whether there are alternative approaches that could be taken. Alternatives to the Main Modifications were considered in the SA Addendum Report [CD010] that was submitted alongside LPP1 for independent examination in December 2015.
- 4.1.2 As was the case in that SA Addendum Report (CD010), no reasonable alternatives have been identified for any of the Main Modifications. This is largely due to changes being matters of clarification or updates.
- 4.1.3 The alternative of 'not making any modifications' is not considered to be necessary to appraise. Clearly, the Modifications have been made with the intention of supporting a sound plan. Furthermore, the SA has already considered such a scenario through appraisal of the draft Plan.
- 4.1.4 For Policy AC2 which addresses City Centre regeneration, the Main Modifications have resulted in additional locations where regeneration will be prioritised / supported. These are the Assembly Rooms, Riverlights and Friar Gates Goods yards. These are all Council priorities and/or aspirations for regeneration.
- 4.1.5 The Council is unaware of any other significant sites that could be considered alternative locations for regeneration.

## 5. Summary Findings and Next steps

## 5.1 Summary Findings

5.1.1 The screening of Main Modifications found that the majority of proposed changes to the Plan are minor as they seek to provide further clarity or ensure consistency both within the Plan itself as well as with national planning policy/ guidance. It was concluded that the Main Modifications do not significantly affect the findings of the previous SA work [CD007 – CD010] and therefore no amendments or further detailed appraisal work is required at this stage.

#### Mitigation and enhancement

5.1.2 The Main Modifications do not give rise to the need for any additional mitigation or enhancement within policy (*indeed, many of the proposed modifications are in and of themselves part of the mitigation strategy for existing policies*).

#### Monitoring

- 5.1.3 No significant effects are predicted as a result of the proposed main modifications and thus there is no need to identify further monitoring measures.
- 5.1.4 Therefore, the proposed main modifications would have no effect on the monitoring framework envisaged, as set out in Table 34.1 of the SA report (CD007).
- 5.1.5 Monitoring measures will be finalised upon adoption of the Plan, with the framework set out in an SA Statement.

### 5.2 Next Steps

- 5.2.1 The next steps are for the Main Modifications to be published for consultation in September 2016 and then submitted to the Inspector alongside any representations received. This SA Addendum Report will accompany the Main Modifications on consultation and submission to the Inspector for his consideration of the Plan's soundness.
- 5.2.2 Assuming that the Inspector is able to find the Plan 'sound', it will then be formally adopted by the Council. At the time of adoption an 'SA Adoption Statement' will be published that explains the process of plan-making / SA in full and presents 'measures decided concerning monitoring' for the Plan.

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## Appendix A: Main Modifications SA Screening

## **Derby City Council Local Plan Part 1: Schedule of Main Modifications**

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
MM1	11	Objective 5	Amend Objective 5:  To give priority to making make the best use of previously developed land	Minor change does not significantly affect the findings of the previous SA work. The objective still seeks to make the best use of PDL.
MM2	11	Objective 6	Delete second bullet point, referring to lifetime homes:  - lifetime homes;	Change to ensure consistency with National Housing Standards. The potential removal of references to lifetime homes and a specific policy requirement was considered in the Aug 2015 SA Report [CD007 – CD009] in Para 12.3 as well as in the Dec 2015 SA Addendum Report [CD010] in Table 1. The proposed change is considered minor and does not affect the findings of the previous SA work.
ММ3	14	4.23	Amend final sentence:  The housing strategy continues to prioritise gives great importance to brownfield regeneration sites	Minor change that does not significantly affect the findings of the previous SA work.
MM4	20	CP1(b)	Amend first paragraph of policy CP1(b):  The Council will expect work collaboratively on proposals for development on the edge of the City, either wholly or partly within the administrative boundary of a neighbouring authority to ensure schemes:	Minor change that does not significantly affect the findings of the previous SA work.
MM5	21	CP2	Amend criterion (i): support and encourage developers to move towards Government targets to deliver low and zero carbon homes and commercial and public buildings and to-maximise carbon reduction on site	Change to ensure consistency with National Housing Standards. The removal of references to zero carbon homes and allowable solutions was already considered in the Dec 2015 SA Addendum Report [CD010] in Table 1. Change does not significantly affect the findings of the previous SA work.
ММ6	21	CP2	Amend criterion (j):  require developers to deliver appropriate forms of carbon reduction including renewable and decentralised energy within their development.  The Council will consider the emerging approach to the provision of 'allowable solutions' to deliver carbon reductions off-site where they cannot	As above.

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			be incorporated as part of the development. The Council will seek to identify appropriate schemes and projects which could secure off-site carbon savings and could be implemented through 'allowable solutions	
MM7	21	CP2	Amend final sentence of criterion (I):  When considering compliance with the sequential test, the Council will take account of the availability and suitability of alternative sites. and where appropriate, apply the exception test in line with national policy.	Minor change does not significantly affect the findings of the previous SA work.
MM8	21	CP2	Amend criterion (p):  require developments to be designed and laid out to incorporate sustainable drainage systems (SuDS) and to ensure that water run-off is directed to areas where it does not cause harm to people or property.  encourage the use of Sustainable Drainage Systems (SuDS) in all new developments and require developments of 10 dwellings or more and major commercial development to be designed and laid out to incorporate SuDS, unless it is demonstrated to be inappropriate to do so. The Council will seek to ensure that water run-off is directed to areas where it does not cause harm to people or property. All new developments in areas at risk of flooding should give priority to the use of Sustainable Drainage Systems.	Criterion still seeks to encourage the use of Sustainable Drainage Systems, which may not be feasible or viable for all new developments. Minor change does not significantly affect the findings of the previous SA work.
MM9	21	5.2.1	Delete last sentence of the paragraph: better prepare the UK for its effects. Through changes to building regulations and through the use of new technologies for delivering cleaner, more efficient energy, the Government's targets are that all new housing will be zero carbon by 2016 and all buildings will be zero carbon by 2019.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work. Refer to comments above in relation to Policy CP2.
MM10	23	5.2.16	Add sentence to the end of the paragraph:  In requiring the most appropriate forms of renewable and decentralised energy, the Council will take account of viability and delivery.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM11	23	5.2.17	Delete paragraph:  Developers will also need to take all appropriate, and achievable opportunities to deliver 'zero carbon' homes and buildings. This may be achieved through a number of methods including building fabric, energy	Minor change to the supporting text that does not significantly affect the findings of the previous SA work. Refer to comments above in relation to Policy CP2.

A2 AECOM

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			efficiency and on site renewable technologies. However, the Government is currently considering mechanisms to allow developers to provide carbon offsetting off-site where they are unable to do so on-site. It is uncertain how this would work but it is envisaged that provision will be made for developers to contribute to off-site 'allowable solutions' to achieve further carbon reductions. The Council will therefore have regard to emerging government guidance in this area and if appropriate will consider opportunities to implement 'allowable solutions'.	
MM12	23	5.2.18	Amend paragraph:  One of the major impacts of a changing climate is an increased risk of flooding. Areas can come under risk of flooding from a wide range of sources including from rivers, directly from rainfall on the ground surface and rising groundwater, from overwhelmed sewers and drainage systems, and from other watercourses and artificial sources. either from raised watercourse levels or from problems related to the inability of water to drain effectively. Both All of these potential sources of flood risk issues are particularly relevant in Derby because of its urban nature.	Minor change to the supporting text does not significantly affect the findings of the previous SA work.
MM13	23	5.2.20	Amend final sentence of paragraph:  The Council will apply the sequential and exception tests when considering developments in areas of flood risk-, in line with national policy.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM14	23	5.2.22	Amend paragraph:  Further risks of flooding arise from the inability of rainwater to adequately drain through impermeable areas associated with development or because sewerage and drainage systems become over capacity and cannot cope. Permeable construction materials and more sustainable forms of drainage can be used to adapt to this problem as well as utilising low lying green areas as flooding 'sinks' for water to drain to. Through laying out development appropriately and using sustainable drainage systems (SuDS) these risks can be minimised or removed. The Council will therefore require SuDS to be provided on major residential and commercial developments (as defined by relevant legislation) unless it is demonstrated to be inappropriate to do so, in line with the Written Ministerial Statement of 2014. SuDS should be designed and constructed having regard to best practice contained in CIRIA C697 'The SuDS Manual' and the joint Defra	The additional text seeks consistency with Government guidance. Minor change to that does not significantly affect the findings of the previous SA work.

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			and Environment Agency publication 'Rainfall Runoff Management for Developments'	
MM15	27	5.3.25	Add sentence to end of paragraph:  The Council recognises that it is not able to require sprinklers as part of any development, but wishes to highlight this important corporate priority through the Local Plan.	Minor change to the supporting text does not significantly affect the findings of the previous SA work.
MM16	32	CP6	Amend criterion (b):  identify specific thresholds and targets for the delivery of affordable housing and other specialist housing to meet identified needs	Minor change does not significantly affect the findings of the previous SA work.
MM17	34	5.6.14	Amend paragraph:  The Local Plan will allocate sites for housing in Parts 1 and 2 which will establish and maintain a five year supply of deliverable housing sites. The 5 year supply will be updated annually in accordance with the NPPF to ensure that it is maintained. The Council's 5 year housing supply position will be reported each year. This will set out the delivery of market and affordable housing to satisfy the requirements of the NPPF in relation to producing a Housing Implementation Strategy.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM18	35	CP7	Amend criterion (b):  require the provision of <u>a maximum of 30%</u> affordable housing <del>and lifetime homes standard housing within <u>on</u> residential developments <del>on</del> sites of 15 or more dwellings. Where this threshold is met developers will be required to provide 30% affordable homes and 20% lifetime homes on site. Lifetime Homes, as defined by this policy, may be provided as part of the affordable housing provision. The following factors will <del>also</del> be considered in applying the policy:</del>	Change to ensure consistency with National Housing Standards. The potential removal of references to lifetime homes was considered in the Aug 2015 SA Report [CD007 – CD009] in Para 12.3 as well as in the Dec 2015 SA Addendum Report [CD010] in Table 1. The proposed change is considered minor and does not affect the findings of the previous SA work.
MM19	35	CP7	Amend criterion (b) point 2:  site size, suitability and economics of provision taking into account any 'Vacant Building Credits'. Where a developer can provide robust evidence that it is not viable to provide the maximum provision, the Council will negotiate lower percentages of affordable housing provision. In such cases, the Council may require developers to enter a 'clawback'	The additional text has been moved from criterion (e). Minor change that does not significantly affect the findings of the previous SA work.

A4 AECOM

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			agreement which will allow contributions to be increased in the future should higher levels become achievable.	
MM20	35	CP7	Delete criterion (b), point 5:  in the case of lifetime homes, access to local facilities, shops and public transport	Please refer to comments above in relation to lifetime homes. Minor change that does not significantly affect the findings of the previous SA work.
MM21	35	CP7	Delete criterion (b), point 6:  where a local need has been identified, the Council may require a proportion of the Lifetime Homes provision to be provided as wheelchair adapted homes.	Minor change that does not significantly affect the findings of the previous SA work.
MM22	35	CP7	Amend first sentence of criterion (c): support the provision of housing which is capable of meeting the needs of the aging population and people with disabilities and which	Minor change that does not significantly affect the findings of the previous SA work.
MM23	35	CP7	Delete first paragraph after criterion (e):  Where a developer can provide robust evidence to demonstrate that it is not viable to deliver the policy requirement, the Council will be prepared to negotiate lower percentages of affordable and specialist housing. In such cases, the Council may require developers to enter a 'clawback' agreement which will allow contributions to be increased in the future should higher levels become achievable.	The text has been moved from criterion (e) to criterion (b) point 2.  Minor change that does not significantly affect the findings of the previous SA work.
MM24	35	5.7.3	Delete paragraph:  The Council has identified specific needs to provide affordable housing and to meet specific housing needs of the aging population and of people with disabilities. The policy seeks to ensure that new homes are delivered to meet identified needs and are designed and constructed to meet the needs of people with impaired mobility of other physical needs.	Minor change to the supporting text does not significantly affect the findings of the previous SA work.
MM25	36	5.7.8	Delete last two sentences:  The Council will have regard to the most recent Strategic Housing Market Assessment (SHMA) in considering applications for housing development.	Minor change to the supporting text does not significantly affect the findings of the previous SA work.

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			It will seek to ensure that an appropriate mix of tenures and house sizes are delivered in order to meet identified affordable housing needs. The 2013 SHMA Update identifies a need to provide more smaller 1 and 2 bedroomed affordable homes. The assessment recommends indicative targets for the size split of affordable homes based on the recommendations set out in Table 3.	
MM26	36	Table 3	Delete Table 3:  Table 3: Indicative Targets for Affordable Housing by Size  1 Bedroom 20%-25%  2 Bedrooms 30%  3 Bedrooms 35%  4+ Bedrooms 10%-15%	The removal of indicative targets is not considered significant. Minor change that does not significantly affect the findings of the previous SA work.
MM27	36	5.7.12	Amend sub-heading: <u>Lifetime Homes: Accessible, Adaptable and Wheelchair User Homes:</u>	Please refer to comments above in relation to lifetime homes. Minor change that does not significantly affect the findings of the previous SA work.
MM28	36-37	5.7.12 to 5.7.19	Delete paragraphs 5.7.12 to 5.7.18 and replace with:  The 2015 Building Regulations include 'optional' standards for accessible and adaptable homes (Part M4(2)) and for Wheelchair User Dwellings (Part M4(3)). Homes built to these standards can meet the special requirements of people with mobility problems including elderly or infirm people, people with disabilities and wheelchair users.  The Council will assess the needs for such housing within the City and the viability of provision through the preparation of the Part 2 plan and, as a result, consider whether an additional policy for this type of development will be appropriate. Up to this point, standard building regulations will be force.	<u>e</u>
MM29	38	CP8	Amend first sentence of criterion (b):  subject to evidence of need, provide site(s) to meet the future accommodation needs of	Minor change that does not significantly affect the findings of the previous SA work.
MM30	38	CP8	Amend criterion (1):	Minor change for clarification, does not significantly affect the findings of the previous SA work.

A6 AECOM

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			well related to the existing built up area, have capable of having access to essential services such as mains water, electricity supply, drainage and sanitation; and allow convenient access, preferably pedestrian, cycle or by public transport as well as private car, to schools, shops, medical and other local key facilities	
MM31	38	CP8	Add new criterion after (6):  7. located outside of the Green Belt	Minor change that does not significantly affect the findings of the previous SA work.
MM32	38	5.8.3	Amend paragraph:  To reflect these requirements and ensure our policies remain up to date, including understanding the need for additional permanent and transit pitches arising from growth in the existing population, the current a new Derby and Derbyshire Gypsy and Traveller Accommodation Assessment (GTAA), published in 2008, is being refreshed has been undertaken to provide a n updated position on guide as to the number of new pitches required.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
ММЗЗ	38	5.8.4	Amend paragraph:  This evidence The 2014 GTAA (published in August 2015) will inform the preparation of the Local Plan, Part 2 and/or development management decisions. This work is has been being jointly undertaken with other Derbyshire authorities, The Peak District National Park Authority, East Staffordshire Borough Council and the Derbyshire Gypsy Liaison Group which helps us plan effectively for the needs of Gypsies, Travellers and Travelling Showpeople across local authority boundaries.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM34	48	CP12	Amend third paragraph:  The City Centre is the focus for comparison retail for the City but its catchment exceeds the City boundaries. The focus for new comparison retail is the Core Area and this is the sequentially preferable location for the application of the sequential test as set out in CP13. The City Centre is also the sub-regional focus for commerce, culture, leisure and the visitor economy. The CBD is the sequentially preferable location for office and leisure development.	Minor change that does not significantly affect the findings of the previous SA work.
MM35	51	CP13	Amend second paragraph:	Minor change that does not significantly affect the findings of the

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			The Council will support permit the provision of small shops, leisure and other	previous SA work.
MM36	51	5.13.1	Add to end of paragraph:  Small shops will normally be considered to be below 500 sqm and will only generally serve localised 'walk-in' catchment areas.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM37	51	5.13.3	Add to end of paragraph:  As stated in CP12, when considering retail development, the 'Core Area' of the City Centre will be considered to be the sequentially preferable location for this type of use. For office, leisure and other non-retail town centre uses, the extent of the CBD will be considered as sequentially preferable.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM38	57	5.16.1	Add new bullet point to bottom of list:	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM39	61	5.17.8	Amend paragraph:  Given the important role playing pitches and eutdoor-sports facilities play in promoting the physical and mental well-being of the community, the Council will work closely with Sport England and other partners to ensure that any future decision on the provision of sports facilities is based on a robust and up-to-date evidence base. To assist with this, it is the intention of the Council to update the current Outdoor Sports Strategy during the next 12 to 24 months to help underpin effective policy application. generally resist the loss of pitches. With this in mind, and recognising that demand for playing pitches and outdoor sports facilities will increase as the City's population grows, the Council has commissioned an Outdoor Sports Strategy which assesses current provision, surveys and population projections. Informing future provision and proposes recommendations.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM40	63	5.18.5	Add new paragraphs after 5.18.5:  To prepare the Part 1 plan, the Council carried out an extensive review of Green Wedge boundaries to help identify strategic housing sites. The Part 2 plan will consider further amendments to Green Wedge boundaries as	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.

A8 AECOM

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			part of the process of identifying non-strategic housing and employment sites, address the implications of existing or planned development on current boundaries and to take full account of all other issues and opportunities raised in the Green Wedge Review (2012). Any review of boundaries will be taken within the context of maintaining the principles of Green Wedge as set out in this policy and the objectives of the plan.  Any existing 'non-conforming' operations or permitted uses within Green Wedges will not be prejudiced by this policy. This will include the consideration of any renewal of permission, variation of conditions and any reserved matters applications. An example of this is the existing aggregate recycling facility at Chaddesden Sidings which was in use prior to the designation of the Green Wedge. Any extension of timescales associated with this use will not be prejudiced by being within a Green Wedge.	
MM41	64	CP19	Amend the Policy:  Development proposals that would have a direct or indirect adverse effect on:  Internationally important sites  Nationally Important Sites (such as Sites of Special Scientific Interest)  Regionally Important Sites (such as Local Geological Sites and Local Nature Reserves)  Locally identified wildlife sites  Ancient woodlands, veteran trees and hedgerows  Priority habitats and species will only exceptionally be permitted if: All development should ensure the protection, conservation, and where possible, enhancement of biodiversity. Designated international, national and local sites of biological or geological importance for nature conservation will be offered protection commensurate to their status within the established hierarchy.  Sites of international nature conservation importance will receive the highest levels of protection. No development will be permitted which may have an adverse effect on such sites, either alone or in combination with other plans or projects.  Proposed developments which would adversely affect a Nationally Designated Site such as a Site of Special Scientific Interest (SSSIs) (individually or cumulatively) will not be permitted. Exceptions will only be	Proposed change helps to strengthen the policy by requiring all development to ensure the protection, conservation, and where possible, enhancement of biodiversity. The changes provide clarity in terms of what biodiversity designations are considered of greater importance and therefore will receive higher levels of protection, with no exceptions for development if it is likely to have an adverse effect on an a site of international nature conservation importance. While the changes provide further clarification and help to strengthen the policy they do not significantly affect the findings of the previous SA work.

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			made where the benefits of the development on the particular site clearly outweigh both the impacts that it is likely to have on the features of the site that make it of special scientific interest and any broader impacts.  Proposals for development in, or likely to have an adverse effect (directly or indirectly) on a Locally Designated Site such as Local Nature Reserves, Local Wildlife Sites, Local Geological Sites and/or ancient woodlands, veteran trees and hedgerows or wildlife corridors, priority habitats and species will only be exceptionally permitted where:  1. they cannot be located on alternative sites that would cause less or no harm; 2. the benefits of the development clearly outweigh the impacts on the features of the site and the wider network of natural habitats; and 3. adequate mitigation or, as a last resort, compensation measures are provided.	
MM42	64	5.19.3	Add new sentence to end of paragraph:  Designated national and local sites of biological or geological importance for nature conservation will be offered protection commensurate to their status within the established hierarchy of designations and the designation of further protected sites will be pursued.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM43	66	CP20	Amend third paragraph:  Development proposals that would detrimentally impact upon the character, significance and / or setting of a heritage asset will be resisted.	Minor change that does not significantly affect the findings of the previous SA work.
MM44	66	CP20	Amend criterion (c):  require proposals for new development that have the potential to impact upon the significance of heritage assets (including through development affecting the setting) and / or their setting to be of the highest design quality to preserve and	Minor change that does not significantly affect the findings of the previous SA work.
MM45	66	CP20	Amend criterion (f): ensure that development within the city does not adversely affect the	Minor change that does not significantly affect the findings of the previous SA work.

A10 AECOM

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			setting significance of heritage assets located outside of the city boundary, within adjoining local authority areas, particularly through impacts upon the setting of assets.	
MM46	68	5.20.12	Add new sentence to end of paragraph:  Where there is likely to be harm to a heritage asset, the tests in national policy will be followed. In such circumstances, clear justification should be provided, including details of any public benefits.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM47	70	CP21	Amend final paragraph of policy:  Developments that increase the demand for community facilities and services will be required to make contributions towards, or provide for, new or improved facilities as set out in the 'Making it Happen' chapter and the Planning Obligations SPD or any subsequent replacement.	Minor change that does not significantly affect the findings of the previous SA work.
MM48	70	5.21.4	Delete final sentence: of fuel poverty by securing more energy efficient homes. Whilst the affordable and specialist housing policies require a proportion of new homes to meet full wheelchair access standards to help to address current and future care needs by delivering homes that ensure mobility for older and disabled people.	Change ensures consistency with other areas of the Plan. Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM49	73	CP23	Amend first sentence of criterion 15: having regard to the maximum standards set out in in Appendix C.	Minor change that does not significantly affect the findings of the previous SA work.
MM50	74	5.23.10	Amend paragraph:  Appendix C sets out maximum parking standards that should be used as a guide for all non-residential development in the city. These have been carried forward from the City of Derby Local Plan Review (2006) and should be used until reviewed as part of the 'Part 2' document. The standards are expressed as a maximum level and are considered a reasonable starting point for considering what may be a suitable level of parking for commercial development. However, the	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM51	83	AC2	Amend second bullet point in list under 'The Cathedral Quarter' sub-	Minor change that does not significantly affect the findings of the

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			heading:  Mixed-use regeneration Implementation of the St James' Yard retail scheme	previous SA work.
MM52	83	AC2	Add bullet point to end of list under 'The Cathedral Quarter' sub-heading:  Redevelopment of the Assembly Rooms	The modification seeks to reflect updated evidence in relation to potential opportunities within the Cathedral Quarter. The inclusion of this additional opportunity for redevelopment within the Cathedral Quarter could result in enhanced positive effects against SA Objectives 2, 5, 6, 7, 9, 10, 11 & 12. It could also be assumed that there is a greater potential for negative effects on certain SA Objectives. However, this is uncertain at this stage as the policy does itself does not propose specific allocations and details in terms of the nature and scale of development is not known at this stage. It is therefore considered that the proposed modification does not significantly affect the findings of the previous SA work.
MM53	83	AC2	Add bullet point to end of list under the 'Riverside' sub-heading:     The appropriate regeneration of the remaining land within the Riverlights complex	Please refer to screening comments above. It is considered that the proposed modification does not significantly affect the findings of the previous SA work.
MM54	84	AC2	Add to end of policy:  Friar Gate Goods Yard  The Goods Yard Site has the opportunity to deliver a vibrant mix of residential, retail, leisure and business uses including offices. Proposals will be required to respond positively to the presently neglected railway heritage assets on site.  Improved connections with The Cathedral Quarter to strengthen the overall offer in the western part of the City Centre should be explored, including the potential to utilise Friar Gate Bridge.  The Council will encourage schemes that:  Conserve and enhance the heritage assets by securing their appropriate and viable reuse, including retail but only where justified through an impact assessment on the vitality and viability of defined	The modification seeks to reflect updated evidence and includes an additional area of the City Centre that the Council will support proposals for regeneration and environmental improvement. The inclusion of this additional opportunity area within the City Centre could result in enhanced positive effects against SA Objectives 2, 5, 6, 7, 9, 10, 11 & 12. It could also be assumed that there is a greater potential for negative effects on certain SA Objectives. However, this is uncertain at this stage as the policy does itself does not propose specific allocations and details in terms of the nature and scale of development is not known at this stage. It is therefore considered that the proposed modification does not significantly affect the findings of the previous SA work.

A12 AECOM

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			<ul> <li>Deliver a vibrant mix of other uses including residential, leisure and offices</li> <li>Ensure development is in accordance with a comprehensive, long term strategy and masterplan for the site</li> </ul>	
MM55	84	6.2.7	Amend penultimate sentence:  the implementation of the stalled mixed-use regeneration of the St James' Yard site, retail-led scheme and the implementation of a new office schemes on Cathedral Road and the regeneration of the Assembly Rooms. These proposals have been	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM56	85	6.2.20	Friar Gate Goods Yard is one of the most important regeneration priorities within the City Centre. It is home to a number of important heritage features, including the prominent listed Bonded Warehouse, Engine Shed and Friar Gate Bridge. The site provides opportunities for a mix of uses that can help to meet the wider objectives of the plan, including supporting the City Centre as a new residential neighbourhood and the sustainable growth of its economy.  Development schemes should pay full attention to the important conservation issues presented by this site. The Bonded Warehouse and Engine Shed are important heritage features on the site, for which new uses must be found as part of any development scheme. It is recognised that in order to secure the long term future of these important buildings, and the comprehensive delivery of any regeneration scheme, it may be necessary to allow higher value uses such as retail. However, any such development will still have to be subject to an assessment of impact on the vitality and viability of defined centres.  Uncertainty over the final land use mix and delivery of the site means that it is not currently appropriate to make a specific allocation. However, this is something that will be considered in Part 2. Until this time, AC2 will provide some guidance as to the importance of the site and what the Council expects.	Please refer to screening comments above in relation to Policy AC2. It is considered that the proposed modification does not significantly affect the findings of the previous SA work.

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
MM57	88	6.4.5	Amend second sentence to read:  New development should not always, therefore, require the maximum amount of spaces that could be permitted would be suggested by the standard set out in Appendix C.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM58	91	AC6	Amend criterion (b):  new office and commercial uses, including major office development adjacent to Traffic Street. Land immediately adjacent to Traffic Street is considered particularly appropriate for major office development	Minor change that does not significantly affect the findings of the previous SA work.
MM59	110	AC15	Amend criteria (k):  (k) seek to ensure that the site is developed comprehensively and that development on one part of the site does not prejudice development of the remainder, or its long term expansion, or implementation of the 'South Derby Integrated Transport Link'	Modification seeks to ensure that development does not prejudice implementation of the South Derby Integrated Transport Link. Minor change that does not significantly affect the findings of the previous SA work.
MM60	110	AC15	Add new criterion to end of policy:  (I) require proposals to take proper account of the Local Geological Site designation covering the area	Change was considered in the Dec 2015 SA Addendum Report [CD010] in Table 1. The proposed change is considered minor and does not affect the findings of the previous SA work.
MM61	110	AC15	Add new criterion to end of policy:  (m) work with developers, bus operators and other public transport providers to ensure that the site is adequately served by public transport, at an appropriate point in the phasing of development	Change was considered in the Dec 2015 SA Addendum Report [CD010] in Table 1. The proposed change is considered minor and does not affect the findings of the previous SA work.
MM62	122	6.20.2	Delete first sentence of paragraph and amend second sentence: The Council has produced a Supplementary Planning Document (SPD) for this site which sets out a detailed vision for the area. Following the adoption of the SPD, Planning Control Committee resolved to grant an outline planning application for this site in 2013.	Minor change to the supporting text that does not significantly affect the findings of the previous SA work.
MM63	126	6.22.9	Amend paragraph as follows:  Development in this location will be required to contribute towards new Primary School provision in the local area given the lack of capacity at	Minor change to the supporting text for clarity, does not significantly affect the findings of the previous SA work.

A14 AECOM

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			existing primary schools. New development to the north of Onslow Road may need to be appropriately phased to ensure that primary needs can be met by new schools developed as part of other new developments in the wider area. Contributions towards secondary provision will also be required from both sites.	
MM64	128	AC23	Amend criterion (i):  New access points to be created a) to serve the 200 home development off Fellowlands Way and b) to serve the 800 home development with main an access point off Snelsmoor Lane and access routes linking the individual sites within the urban extension, with and secondary an additional limited access off Field Lane, delivering well-connected, high quality multi-modal routes within the wider development.	Minor change for clarity, does not significantly affect the findings of the previous SA work.
MM65	128	AC23	Amend criterion (m):  Provision of comprehensive cross-boundary flood mitigation measures to address the impacts of development on fluvial and surface water issues relating to the Thulston Brook watercourse and ground water levels. A cross-boundary flood risk assessment shall be submitted with any application.	Minor change for clarity, does not significantly affect the findings of the previous SA work.
MM66	130	AC24	Add new criterion to end of policy:  (j) protect and enhance the setting of heritage assets, including the Scheduled Monument to the south east of the site at Woodlands Farm	Change was considered in the Dec 2015 SA Addendum Report [CD010] in Table 1. The proposed change is considered minor and does not affect the findings of the previous SA work.
MM67	132	AC25	Amend criterion (f):  (f) that no vehicular access to the site be is taken from Acorn Way or Tennessee Road and that any vehicular access taken to the site from Acorn Way is subject to appropriate conditions to ensure that safe and suitable access is secured	Minor change for clarity, does not significantly affect the findings of the previous SA work.
MM68	132/3	6.25.4	Delete paragraph and replace with:  Any highway access to the site from Acorn Way will be subject to appropriate conditions to ensure highway safety. Acorn Way is a fast, rural road and it is important that any vehicular access is designed and	Minor change to the supporting text for clarity, does not significantly affect the findings of the previous SA work.

Ref	Page	Policy / Paragraph	Main Modification	SA Screening
			implemented in a way which ensures that the junction and adjacent stretches of Acorn Way are safe. Any access to Acorn Way should be designed in a way which minimises any adverse impacts on the open countryside including the nearby Green Belt.	
MM69	136	MH1	Amend first bullet point under third paragraph:  • Affordable housing <del>and lifetime homes</del>	Please refer to comments above in relation to lifetime homes. Minor change that does not significantly affect the findings of the previous SA work.
MM70	138	8.1	Add new paragraphs after 8.1:  The Part 1 Plan will be supplemented by a Part 2 Plan which will be combined to form a single local plan for the City. The Part 2 Plan will identify additional sites for development and will consider further amendments to green wedge boundaries if necessary.  An early review of the local plan will be necessary to roll forward the plan period beyond 2028. It is likely that this will need to be aligned in some way with those of neighbouring local authorities as it is again unlikely that Derby will be able to meet its objectively assessed needs in full within its administrative boundaries. Whilst this work is likely to commence soon after adoption of the Part 2 Plan, we will in any event begin the review should we fail to demonstrate a 5 year supply of housing land (measured at the end of March each year) for 2 consecutive years after adoption of the Part 2 Plan.	Minor change that does not significantly affect the findings of the previous SA work.
MM71	145	Appendix B	Amend explanatory text:  The Housing Trajectory, which includes both market and affordable housing provision, is a reflection of the housing supply position at the point of adoption of the Local Plan, Part 1. The trajectory will change over time to reflect the most up to date position and updates will be provided in the Council's Annual Monitoring Report (AMR). Further housing sites will be identified in the Local Plan Part 2 which are not included in the graph.	Minor change that does not significantly affect the findings of the previous SA work.

A16 AECOM

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#### About AECOM

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#### Contact

Alexander White PIEMA
Associate Director, Policy and Appraisal
Portwall Place
Portwall Lane
Bristol, BS1 6NA, United Kingdom
D +44 (0) 117-901-7105
M +44-(0) 7870-593-357
alex.white@aecom.com

LinkedIn Twitter Facebook Instagram