

## BOROUGH OF KETTERING

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<b>Report Originator</b>	Head of Development Services	<i>Fwd Plan Ref No:</i>	
<b>Wards Affected</b>	All	27 January 2016	
<b>Title</b>	<b>MINERALS AND WASTE LOCAL PLAN UPDATE – DRAFT PLAN CONSULTATION</b>		

### **1 PURPOSE OF REPORT**

To inform Members of the outcome of the Northamptonshire Minerals and Waste Local Plan Update – Issues and Options Consultation which feed into proposed changes to the Draft Plan, and agree a formal response from Kettering Borough Council to the Northamptonshire Minerals and Waste Local Plan Update: Draft Minerals and Waste Local Plan for Consultation.

### **2 BACKGROUND**

- 2.1 The Minerals and Waste Local Plan (MWLP) was adopted on 1 October 2014 and rolled the statutory components of the Minerals and Waste Development Framework (MWDF) into one combined document and updated it, extending the plan period from 2026 to 2031. The purpose of this update is not to change the status or period of the Plan, it concentrates on the minerals and waste allocations and designations and the approach taken, particularly to waste sites.
- 2.2 Policy 13 of the National Planning Policy Framework (NPPF) requires Mineral Planning Authorities (MPAs) to plan for a steady and adequate supply of aggregates to meet anticipated needs of the construction industry and growth by preparing a Local Aggregates Assessment (LAA). The National Planning Policy for Waste (NPPW) also requires Waste Planning Authorities (WPAs) to “*identify sufficient opportunities to meet the identified needs of their area for the management of waste streams*” (paragraph 3), and in preparing Local Plans, should identify sites and/or areas for waste management facilities (paragraph 4).
- 2.3 Data reported through the Minerals and Waste Monitoring Report (MWMR) indicated that additional capacity will be required for inert recycling (0.31 Mt), advanced treatment (0.40 Mt), inert recovery / landfill (0.14 Mt), non-inert landfill (0.85 Mt) and hazardous landfill (0.02Mt) up to the end of the plan period. Therefore, in line with the plans vision and objectives Northamptonshire County Council will only need to look to fill the existing gaps.
- 2.4 Northamptonshire County Council is now consulting on the draft Minerals and Waste Local Plan which runs between 3<sup>rd</sup> December 2015 and 11<sup>th</sup> February 2016. The Draft Plan provides a summary of responses to the earlier Issues and Options Consultation (carried out between 14<sup>th</sup> May and 9<sup>th</sup> July 2015) and

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sets out a preferred policy approach which takes into account the responses to the earlier consultation and summarises changes made to the draft plan. Kettering Borough Council submitted comments through this earlier consultation, which were endorsed by Planning Policy Committee on 23<sup>rd</sup> June 2015. The Draft Plan consultation only seeks comments on parts of the plan which are to be amended which the preferred policy approach summarises, and not on existing parts of the plan which remain unchanged. A full copy of the draft plan consultation is available at <https://consult.northamptonshire.gov.uk/consult.ti/system/home>

### **3 ISSUES AND OPTIONS CONSULTATION OUTCOME**

- 3.1 The Issues and Options Consultation set out 7 key issues which are listed in table 1 attached as Appendix 1, which also summarises Kettering Borough Council's original comments made through the Issues and Options Consultation, together with Northamptonshire County Council's preferred policy approach to each issue. Kettering Borough Council gave no comment or raised no issue with respect of key issues questions 2A - 2B, 3A – 3E, 4C, and 7. Detailed comments were provided on all other key issues (1, 4A - 4B, 4D - 4E, 5, 6A - 6B).
- 3.2 Changes incorporated into the MWLP draft plan generally accord with Kettering Borough Council's comments with respect of key issues 4D, 4E, 5, and partially with 4B (in terms of not identifying more industrial locations for waste treatment).
- 3.3 The MWLP draft plan conflicts with Kettering Borough Council's comments with respect of the following key issues, or is silent:

<b>Key Issue</b>	<b>Conflict</b>	<b>Recommended Position</b>
4A	The Council supported the identification of site specific allocations, particularly to address the shortage of windrow composting facilities (advanced treatment). The draft plan removes the majority of site specific allocations, relying predominantly on industrial area designations and introducing policy wording to direct (market led) applications for new waste sites along the central distribution spine.	Highlight original comment for site specific allocations for windrow composting, and that industrial area designations are not appropriate. Acknowledge market led approach based on the proximity principle provides the greatest flexibility but also leads to a degree of uncertainty for waste collection authorities.
4B	The Council stated there was no need to amend the boundaries of existing industrial area designations. The boundaries of	No changes have been made to industrial area allocations within Kettering Borough. It is considered that

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	sites WL16 (Earlstree, Corby), WL18 (North Eastern Industrial Area, Corby) and WL 17 (Weldon Rd, Corby)	these changes are minor and can be endorsed without objection.
4E	The Council supported a watching brief over non-inert waste disposal capacity. The draft plan does not mention its position on this matter.	Reiterate the Council's original response and seek redress.
6A	The Council supported additional criterion to Policy 27: Layout and Design Quality to address managing the risk of fires. The draft plan re-numbers the previous policy 27 as Policy 23 and includes reference to guidance on reducing risk to fire.	The direction of change to this policy is largely acceptable. Minor amendment to the policy wording is recommended to maintain relevance of the policy.
6B	The Council supported a revision to the Development and Implementation SPD. The draft plan does not confirm a revision to the SPD.	Reiterate the Council's original response and query whether the SPD is to be updated.

- 3.4 A copy of the recommended comments to be submitted by the Council in response to the MWLP Update – Draft Plan Consultation are attached as Appendix 2.

#### **4 CONSULTATION AND CUSTOMER IMPACT**

- 4.1 Kettering Borough Council is a consultee in the creation of the Minerals and Waste Local Plan Update – Draft Plan update. Consultation responses should be made by Thursday 11<sup>th</sup> February 2016. Further consultation will take place as the MWLP update progresses. The next consultation stage will be the Final Plan which will occur around mid-2016. Following examination of the plan (late 2016) it is anticipated that the Local Plan will be adopted in early 2017.

#### **5 POLICY IMPLICATIONS**

- 5.1 When adopted the updated Minerals and Waste Development Plan Documents will be a policy document, which will provide an up to date Development Plan framework for the control of mineral working and waste disposal. Planning proposals will be determined in accordance with the plans unless material considerations indicate otherwise.

#### **6 USE OF RESOURCES**

- 6.1 There are no direct financial implications resulting from this report.

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### **7 RECOMMENDATION**

That Members note the preferred approach of the MWLP Update, and endorse the comments set out in Appendix 2 of this report to be submitted in response to the MWLP Update – Draft Plan for Consultation.

#### Background Papers:

Title of Document: Northamptonshire Minerals and Waste Local Plan Update – Draft Plan for Consultation

Date: December 2015

Title of Document: Minerals and Waste Local Plan Update – Issues and Options Consultation

Date: May 2015

#### Previous Reports/Minutes:

Title of Document: Minerals and Waste Local Plan Update – Issues And Options Consultation

Date: 23<sup>rd</sup> June 2015.

Title of Document: Northamptonshire Minerals And Waste Development Framework - Control And Management Of Development DPD: Proposed Submission Consultation

Date: 24<sup>th</sup> June 2010

Title of Document: Northamptonshire Minerals and Waste Development Framework

Date: 21<sup>st</sup> October 2008

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