

NORTH SOMERSET COUNCIL DECISION

DECISION OF: COUNCILLOR ELFAN AP REES. THE EXECUTIVE MEMBER FOR STRATEGIC PLANNING, HIGHWAYS, ECONOMIC DEVELOPMENT AND HOUSING.

WITH ADVICE FROM: THE DIRECTOR OF DEVELOPMENT AND ENVIRONMENT.



DECISION NO: 18/19 DE 277

SUBJECT: Congresbury Neighbourhood Development Plan submission and agreement to commence Regulation 16 stage (publicity period) of the Neighbourhood Planning Regulations 2012.

KEY DECISION: NO

BACKGROUND:

Congresbury Neighbourhood Development Plan was submitted to North Somerset Council on 17 December 2018. North Somerset Council must now consider whether (under the criteria set out in Schedule 4B of the 1990 Town and Country Planning Act (as amended)) the Neighbourhood Plan can go forward to examination.

The criteria are:

1. whether the Parish Council is authorised to act (i.e. is the parish council for that area)
2. whether the proposal and accompanying documents:
 - a) are the correct documents under regulation 15 of Neighbourhood Planning regulations 2012 (i.e. a plan of the neighbourhood area, basic condition statement, consultation statement, the proposed plan)
 - b) meet the definition of a Neighbourhood Development Plan
 - c) meet the scope of provisions (i.e. specifies the period for which it is to have effect, doesn't include excluded development, doesn't relate to more than one neighbourhood area).
3. whether the parish council has undertaken the correct procedures in relation to consultation and publicity.

Congresbury Parish Councils submission meets all these obligations and therefore the plan can now proceed to be publicised for a minimum six week period commencing on 14 January 2019.

Congresbury Neighbourhood Development Plan allocates five sites for housing (all for 25 dwellings or less) and amends the settlement boundary to include new development and

incorporate new allocations. It also allocates two sites for employment/community uses, three new Local Green Space designations and an Area of Separation to the south of the village to maintain separation between Churchill/Langford and the proposed new Garden Village at Mendip Spring. It also contains policies on transport and highways, community facilities, environment and heritage and employment.

Following the six week consultation in January 2019 approval will be sought from Executive on 19 March 2019 to formally proceed to examination stage.

DECISION: North Somerset Council consider that the Congresbury Neighbourhood Development plan meets the criteria necessary under in Schedule 4B of the 1990 Town and Country Planning Act (as amended) and can proceed to be publicised for a minimum six week period commencing on 14 January 2018 in accordance with Regulation 16 of the Neighbourhood Planning Regulations 2012.

The plan is available to view on the Council's website via this link:

<http://www.n-somerset.gov.uk/my-services/planning-building-control/planningpolicy/neighbourhood-plans/congresbury-neighbourhood-plan/>

REASONS: The submission complies with Schedule 4B of the 1990 Town and Country Planning Act (as amended). The following documents have been submitted to the council for consultation:

- The Congresbury Neighbourhood Development Plan 2018-2036
- Appendices A-M of the Congresbury Neighbourhood Development Plan
- Map identifying the area to which the proposed neighbourhood development plan relates
- Basic Condition Statement
- Consultation Statement
- SEA/HRA Screening Report

OPTIONS CONSIDERED: No other possible alternatives

FINANCIAL IMPLICATIONS:

Costs:

Costs include the appointment of an examiner to carry out the examination process and costs of a referendum assuming the plan successfully completes the examination stage.

Funding:

North Somerset Council can retrospectively claim £20k to cover the costs of processing the plan to referendum, following the council's decision to set a date for the referendum.

LEGAL POWERS AND IMPLICATIONS

None

CONSULTATION: Congresbury Neighbourhood Planning Group undertook consultation on their draft plan between 30 July -17 September 2018 in accordance with Regulation 14

of the Neighbourhood Planning Regulations 2012. Details of this consultation, responses received and any changes that have been made to the plan as a result of the consultation are set out in the Consultation Statement which has been submitted with the plan. North Somerset Officers have been advising the Neighbourhood Planning Group throughout the plan preparation process.

RISK MANAGEMENT: The only available option is to progress the Congresbury Neighbourhood Development Plan as the qualifying body have submitted all the necessary documents set out in regulation 15 of the Neighbourhood Planning Regulation 2012 to proceed to a six week period of publicity. The council is therefore required to publicise the plan.

EQUALITY IMPLICATIONS

An Equality Impact Assessment is not required as part of the Neighbourhood Development Plan process. However, consultation during the various stages of the plan preparation have ensured that a wide range of groups within the community have been consulted.

CORPORATE IMPLICATIONS

None

BACKGROUND PAPERS

- The Congresbury Neighbourhood Development Plan 2018-2036
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- Consultation Statement
- SEA/HRA Screening Report

SIGNATORIES:

DECISION MAKER(S):

Signed: Executive Member for Strategic Planning, Highways, Economic Development and Housing

Date:

WITH ADVICE FROM:

Signed: Assistant Director (Placemaking and Growth) Development and Environment. In accordance with paragraph 1.5 of the Council's constitution (May 2018), officer authorisations and delegations

Date:

