

# Wychavon District Council



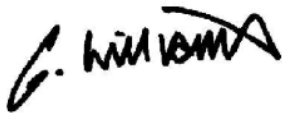
## Harvington Neighbourhood Plan Decision Statement

### Harvington Neighbourhood Plan

I confirm that the Harvington Neighbourhood Plan, as revised by the modifications set out in Table 1 below, complies with the legal requirements and Basic Conditions set out in the Localism Act 2012, and can therefore proceed to Referendum, which will be held on Thursday 25 July 2019.

I also declare that I have no disclosable personal or disclosable prejudicial interest in respect of this decision.

Signed



Gary Williams  
Head of Planning and Infrastructure, Wychavon District Council

## **Summary**

Following an independent examination, Wychavon District Council now confirms that the Harvington Neighbourhood Plan will proceed to a Neighbourhood Planning Referendum on Thursday 25 July 2019.

## **Background**

On 17 March 2015, Wychavon District Council designated the area comprising the Parish of Harvington as a Neighbourhood Area for the purposes of preparing a Neighbourhood Plan.

Extensive community consultation culminated in the draft Harvington Neighbourhood Plan consultation which took place in April to June 2018. The consultation responses fed into the final version of the Harvington Neighbourhood Plan which was submitted to Wychavon District Council in October 2018, along with the associated Basic Conditions Statement, Consultation Statement and Evidence, Reasoning and Justification Report.

The Harvington Neighbourhood Plan and associated documentation was then publicised and representations were invited. The publicity period ended on 5 December 2018.

Wychavon District Council appointed an independent Examiner, Ann Skippers of Ann Skippers Planning Ltd, to review whether the Plan should proceed to referendum in January 2019.

Having considered each of the recommendations made by the Examiner's report and the reasons for them, in consultation with the Parish Council, Wychavon District Council has decided to make the modifications to the draft Harvington Neighbourhood Plan as detailed in Table 1 below in order to ensure the Plan meets the Basic Conditions as set out in the legislation.

## **Decisions and Reasons**

Wychavon District Council has made the following modifications, as proposed by the examiner and agreed by the Parish Council, to ensure that the Harvington Neighbourhood Plan meets the Basic Conditions.

**Table 1 – Schedule of Examiner’s Recommended Modifications and Wychavon District Council’s response**

Part of Document	Examiner’s Recommended Modification(s)	WDC Response
<b>Front Cover</b>	<ul style="list-style-type: none"> <li>• Insert time period for the Plan “2016-2030” on the front cover or in the Plan.</li> </ul>	Agreed, reference to Plan Period added to front cover.
<b>Introduction, pages 4-7</b>	<ul style="list-style-type: none"> <li>• Update references as necessary / desired to the NPPF throughout the Plan.</li> <li>• Add the words “<i>the adopted Worcestershire Waste Core Strategy and the saved policies of the County of Hereford and Worcester Minerals Local Plan</i>” after “...the adopted South Worcestershire Development Plan...” in paragraph 1.1.5 on page 4 of the Plan.</li> <li>• Add the words “<i>A Review of the SWDP commenced in 2018.</i>” to the end of paragraph 1.1.4 on page 4 of the Plan.</li> </ul>	Agreed, references to NPPF updated where appropriate and paragraphs amended accordingly.
<b>Policy DB Development Boundary, pages 16-17</b>	<ul style="list-style-type: none"> <li>• Change the name of the policy from “Policy DB” to “Policy <i>DB1</i>”.</li> <li>• Include the rear gardens of properties in Hawkes Piece within the development boundary, changing Map 6 and any other maps accordingly.</li> </ul>	Agreed, policy title and Development Boundary amended accordingly, including on Map 6.
<b>Policy EH1 Green Infrastructure, pages 19-25</b>	<ul style="list-style-type: none"> <li>• Correct “Brownfield Land Registry” in criterion c) of Part A to “Brownfield Land <i>Register</i>”.</li> <li>• Change Part B, criterion 1) to read: “Development must take into account the importance of veteran and mature trees and ancient hedgerows. Development which adversely affects such trees or hedgerows will <i>be resisted and will only</i> be supported <i>in exceptional circumstances and where</i> there is a net gain in tree and hedge planting.”</li> <li>• Change Part B, criterion 2) to read: “Appendix C to this NP lists the significant trees in the neighbourhood area in 2017. When</li> </ul>	Agreed, policy updated accordingly.

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	<p>considering physical access or visibility splays for a development site <i>it should be demonstrated that every effort has</i> be made to avoid any need to remove or modify these trees.</p> <ul style="list-style-type: none"> <li>• Change Part B, criterion 4) to become criterion 3) and read: “3) The 43 verge-side Elm trees in Leys Road, identified in Appendix C, which have been planted to evaluate candidate local replacement species, are to <i>be protected</i>.”</li> <li>• Change Part B, criterion 3) to become criterion 4).</li> <li>• Change Part B, criterion 5) to read: “5) Any <i>removal</i> of the linear tree-and hedge wind-breaks shown in Map 8 will be <i>resisted</i>.”</li> <li>• Change Part C, criterion 1) to read: “Where the removal of old orchards and hedgerows are involved in a proposed development, appropriate surveys should be carried out and submitted at the application stage and in all cases prior to determination. Such surveys should include detailed and adequate mitigation measures where an <i>adverse</i> impact is identified.”</li> <li>• Change Part C, criterion 2) to read: “Provision should be made for wildlife corridors within developments by preserving existing hedgerows <i>wherever possible and ensuring that replacement provision is made when hedgerows are necessarily removed</i>.”</li> <li>• Change the reference to “policy” in paragraph 7 on page 25 of the Plan to “<i>Community Project</i>”.</li> </ul>	
<p><b>Policy EH2 Local Green Spaces, pages 26-27</b></p>	<ul style="list-style-type: none"> <li>• Delete proposed LGSs, GS2, GS8 and GS10 from the policy.</li> <li>• Consequential changes will be required to the text and maps.</li> </ul>	<p>Agreed, identified LGSs deleted and consequential changes to text and maps made accordingly.</p>

Part of Document	Examiner's Recommended Modification(s)	WDC Response
<p><b>Policy EH3 Responding to Local Character, page 28</b></p>	<ul style="list-style-type: none"> <li>• Correct the reference to "Appendix A' in the policy to "Appendix B"</li> </ul>	<p>Agreed, reference updated accordingly.</p>
<p><b>Policy EH4 Setting of Conservation Area 'holloway', pages 29-31</b></p>	<ul style="list-style-type: none"> <li>• Correct the reference to "three areas" in the policy to "two areas".</li> <li>• Correct the reference to "Map 9" on page 31 of the Plan to "Map 10".</li> </ul>	<p>Agreed, references updated accordingly.</p>
<p><b>Policy EH5 Valued Landscapes, pages 32-36</b></p>	<ul style="list-style-type: none"> <li>• Change the title of the policy to "Valued Views".</li> <li>• Change the word "landscapes" in criterion 3) to "views".</li> <li>• Reword criterion 4) of the policy to read: "<i>Any development or alterations to an area within the identified views must ensure that key features of the view can continue to be enjoyed including distant buildings, areas of landscape and the juxtaposition of village edges and countryside.</i>"</li> <li>• Delete paragraphs 5, 6 and 7 on page 32 of the Plan.</li> <li>• Correct "escarp, emt" on page 35 of the Plan to "escarpment".</li> <li>• Consequential amendments will be needed.</li> </ul>	<p>Agreed, policy updated accordingly.</p>
<p><b>Policy EH6 Flooding, pages 37-40</b></p>	<ul style="list-style-type: none"> <li>• Add the words "<i>add any additional water quantity or</i>" after "Development should not..." in criterion 2) of the policy.</li> <li>• Change the words "...hard standing..." in criterion 3) of the policy to "<i>...paving areas...</i>"</li> </ul>	<p>Agreed, policy updated accordingly.</p>
<p><b>Policy LFL1 Village Facilities,</b></p>	<ul style="list-style-type: none"> <li>• Delete "...or expected future..." from the policy.</li> </ul>	<p>Agreed, policy updated accordingly.</p>

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pages 41-42		
Policy LFL3 Expansion of the Village Hall, page 44	<ul style="list-style-type: none"> <li>• Delete Policy LFL3 and its explanatory text.</li> </ul>	Agreed, policy deleted.
Policy BT1 Employment Sites, page 46	<ul style="list-style-type: none"> <li>• Change the words "...as an employment site" in part 2) of the policy to "...for an employment generating use."</li> <li>• Delete part 3) criterion d) from the policy.</li> </ul>	Agreed, policy updated accordingly.
Policy BT2 Village Retail and Service Outlets, page 47	<ul style="list-style-type: none"> <li>• Reword part 1) of the policy to read: "The creation or expansion of farm shops, garden centres and <i>other land-based rural businesses</i> will be supported where they <i>support the sustainable growth and expansion of local businesses, do not have a significant adverse impact on the viability or vitality of other defined local shopping facilities and meet part 3) below.</i>"</li> <li>• Reword part 2) of the policy to read: "Permission for new business premises of Use Classes A1, A2, A3 or A4 will be supported <i>where they are in an accessible and sustainable location or relate to the expansion or diversification of an existing business and wherever possible existing buildings are reused and meet part 3) below.</i>"</li> <li>• Change "compliments" in paragraph 3 on page 47 of the Plan to "<i>complements</i>".</li> </ul>	Agreed, policy updated accordingly.
Policy BT3 Farm Diversification, page 48	<ul style="list-style-type: none"> <li>• Add the words "<i>and other land-based rural</i>" after "...farm..." in the first sentence of the policy.</li> </ul>	Agreed, policy updated accordingly.

Part of Document	Examiner's Recommended Modification(s)	WDC Response
<p><b>Policy T1 Sustainable Management of Private Transport, pages 52-54</b></p>	<ul style="list-style-type: none"> <li>• Change “compliments” on page 53 of the Plan to “<i>complements</i>”.</li> </ul>	<p>Agreed, wording updated accordingly.</p>
<p><b>Policy T2 Provision for Cycleways, pages 55-59</b></p>	<ul style="list-style-type: none"> <li>• Reword the last sentence of the policy to read: “<i>Development proposals which would adversely affect the provision of these current and future routes will be resisted.</i>”</li> <li>• Update Map 18 to show revised route from Norton to Twyford Country Park.</li> </ul>	<p>Agreed, policy and map updated accordingly.</p>
<p><b>Policy IH3 Parking Provision, page 64</b></p>	<ul style="list-style-type: none"> <li>• Add the words “<i>up to a maximum of four spaces per property</i>” at the end of criterion 3).</li> <li>• Change criterion 4) to read: “<i>Car parking spaces should preferably be provided within the grounds of the related property. Where a design-led approach supports the provision of parking areas or garage blocks, these must be specifically assigned to the property.</i>”</li> <li>• Delete criterion 5) from the policy</li> </ul>	<p>Agreed, policy updated accordingly.</p>
<p><b>Policy IH5 Designated Development Site, pages 67-69</b></p>	<ul style="list-style-type: none"> <li>• Reorder the policy by making criterion 3) into criterion 2).</li> <li>• Reword [existing] criterion 2) to read: “<i>The Maps show an area preferred for community use. This could include a community building with associated parking facilities.</i>”</li> <li>• Change Maps 21 and 22 to indicate the combined “Site A” and “Community Area” as the red line and hatch the “Community Area” element and show it on the key as “<i>Preferred area for community uses</i>”.</li> </ul>	<p>Agreed, policy and maps updated accordingly.</p>

Part of Document	Examiner's Recommended Modification(s)	WDC Response
<b>Policy IH6 Use of Renewable Energy, pages 70-71</b>	<ul style="list-style-type: none"> <li>• Change the words "...will be expected to:" to "...are encouraged to:" in part one of the policy.</li> <li>• Change the words "...should examine..." to "...are encouraged to examine..." in part two of the policy.</li> </ul>	<p>Agreed, policy updated accordingly.</p>
<b>Aspirations, pages 75-76</b>	<ul style="list-style-type: none"> <li>• Add the third Community Project (Preservation of arboreal genetic heritage) to the list on page 75 of the Plan in the first section.</li> <li>• Delete the second sentence in paragraph 5.4.1 on page 75 of the Plan.</li> <li>• Change the first sentence of paragraph 5.4.3 on page 75 of the Plan to read: "Where appropriate, new development <i>is encouraged to demonstrate how...</i>"</li> </ul>	<p>Agreed, wording updated accordingly.</p>
<b>Appendices, pages 77-115</b>	<ul style="list-style-type: none"> <li>• Change the references to "Policy IH2" and to "...the IH2/IH3..." on page 87 of the Plan to "<i>Policy IH4</i>".</li> </ul>	<p>Agreed, references updated accordingly.</p>