

Public Document Pack

MID DEVON DISTRICT COUNCIL

AN EXTRAORDINARY MEETING of the **MID DEVON DISTRICT COUNCIL** will be held in the Phoenix Chambers, Phoenix House, Tiverton on Thursday, 1 December 2016 at 6.00 pm

ALL MEMBERS of the **COUNCIL** are summoned to attend for the purposes of transacting the business specified in the Agenda which is set out below:

[The next meeting is scheduled to be held in Tiverton on Wednesday, 14 December 2016 at 6.00 pm]

STEPHEN WALFORD

Chief Executive

23 November 2016

Members are reminded of the need to make declarations of interest prior to any discussion which may take place

AGENDA

1 Apologies

To receive any apologies for absence.

2 Chairman's Announcements

To receive any announcements which the Chairman of the Council may wish to make.

3 Public Question Time

To receive any questions relating to items on the agenda from members of the public and replies thereto.

4 Petitions

To receive any petitions from members of the public.

5 Notices of Motions

To receive any notices of motion.

6 Cabinet Report - 21 November 2016 (*Pages 3 - 370*)

To receive and consider reports, minutes and recommendations of the special meeting of the Cabinet held on 21 November 2016

Anyone wishing to film part or all of the proceedings may do so unless the press and public are excluded for that part of the meeting or there is good reason not to do so, as directed by the Chairman. Any filming must be done as unobtrusively as possible from a single fixed position without the use of any additional lighting; focusing only on those actively participating in the meeting and having regard also to the wishes of any member of the public present who may not wish to be filmed. As a matter of courtesy, anyone wishing to film proceedings is asked to advise the Chairman or the Member Services Officer in attendance so that all those present may be made aware that is happening.

Members of the public may also use other forms of social media to report on proceedings at this meeting.

Members of the public are welcome to attend the meeting and listen to discussion. Lift access to the first floor of the building is available from the main ground floor entrance. Toilet facilities, with wheelchair access, are also available. There is time set aside at the beginning of the meeting to allow the public to ask questions.

An induction loop operates to enhance sound for anyone wearing a hearing aid or using a transmitter. If you require any further information, or

If you would like a copy of the Agenda in another format (for example in large print) please contact Sally Gabriel on:

Tel: 01884 234229

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E-Mail: sgabriel@middevon.gov.uk

Public Wi-Fi is available in all meeting rooms.

MID DEVON DISTRICT COUNCIL

MINUTES of a **MEETING** of the **CABINET** held on 21 November 2016 at 10.00 am

Present

Councillors

C J Eginton (Leader)
R J Chesterton, K Busch, P H D Hare-Scott,
C R Slade, Mrs M E Squires and
R L Stanley

Also Present

Councillor(s)

R F Radford, Mrs J Roach and F J Rosamond

Also Present

Officer(s):

Stephen Walford (Chief Executive), Andrew Jarrett (Director of Finance, Assets and Resources), Jenny Clifford (Head of Planning and Regeneration), Adrian Welsh (Forward Planning Team Leader) and Sally Gabriel (Member Services Manager)

93. **APOLOGIES**

There were no apologies.

94. **PUBLIC QUESTION TIME (00-01-15)**

Cllr Warren (Willand Parish Council) stated that:

This question relates to item 4 (Local Plan Review) of your agenda.

I find it of considerable concern that it is necessary to ask this question but it has been asked twice before at public meetings and has not been answered.

It is not directed at paid officers as the assumption is made that they are acting on the instructions of elected Members.

It is directed at those Cabinet Members who in 2014 and 2015 voted not to include land at Junction 27 in the Emerging Local Plan yet since that time have persisted in activities which have caused us to be where we are today.

What has happened to bring you to change your position or did your earlier vote not show your true views?

The second part of my question relates to the whole process for the inclusion of land at Junction 27 into the plan. A very comprehensive document has been prepared by officers of over 600 pages on the Local Plan yet after publication of the agenda and report on 16 November 2016 your Members Services Manager had to send out amendments to pages 551 and 552 in relation to the revised policy in relation to Junction 27.

We keep getting told that this is about the allocation of land in the plan at Junction 27 yet every presentation and document has the Eden Westwood vision and proposals

all over it, which makes it virtually impossible for another developer/visionary to meet the criteria.

How long are you going to continue to show a lack of respect for the intelligence of Parish/Town Councils and our communities by persisting in this myth that none of this is to do with Eden Westwood?

The following answer was provided by the Head of Planning and Regeneration during the debate: she felt that the first part of the question was directed at the Cabinet Members and therefore she would leave them to answer. With regard to the supplement with amendments to the Junction 27 policy after the agenda had been published: a meeting had taken place with "Duty to Cooperate" partners and strategic consultees with regard to cross boundary issues, concerns had been raised regarding the level of control in respect of retail aspects of the policy, because of these concerns, together with similar expressed by the Planning Policy Advisory Group, the policy had been amended.

With regard to the proposed policy within the plan and whether other developers could meet the criteria, there was a need to strike a balance between control in order for the Council's aspirations for the site to be met, , whilst ensuring that the development within the allocation could be delivered by a range of developers. She gave examples of where components of the proposed policy had been delivered elsewhere by other developers.

The Leader stated that he had indeed changed his mind since 2014, when the original decision had been made the housing numbers were in 4 figures, this was now not the case.

Cllrs Chesterton and Stanley stated that they had not changed their minds from the original decision.

Mr Asprey (Clerk to Sampford Peverell Parish Council) referring to item 4 on the agenda (Local Plan Review) stated that as Sampford Peverell was designated as a village it should only be available for limited development. The Local Plan Review now stated that 60 additional dwellings should be built at Higher Town, was this compatible with village designation? Can it be assumed that the village school has sufficient capacity for children of families living in the new development?

The following answer was provided by the Head of Planning and Regeneration during the debate: she stated that this issue was addressed at the September meeting of Council, the scale of the proposed allocation and the impact on the village. She outlined the SHLAA process and the call for sites, many large land parcels had been put forward in the area of Sampford Peverell. It was felt that 60 dwellings was appropriate in terms of scale. With regard to additional school places, it was forecasted that there would be spare capacity. It would of course be possible as with any planning application that additional contributions could be sought through legal agreements (Section 106 agreement).

Mr Lucas referring again to Item 4 on the agenda stated that a decision had been made in 2014 to proceed with the Local Plan without an allocation at Junction 27 as there was insufficient evidence to include it at the time. The Local Plan had been approved for an 8 week consultation before being submitted to the Secretary of State. In November 2016, the Local Plan Review came forward again including Junction 27 and an allocation of 60 dwellings at Higher Town, Sampford Peverell,

why do we have a new revised plan when in 2014 it was approved. If the Local Plan Review was approved for consultation, what weight would be given to the Council's decision when it came before the inspector.

The following answer was provided by the Head of Planning and Regeneration during the debate: a motion had been put before Council in April 2016 which sought to look at the implications of including Junction 27 within the Local Plan Review, the Cabinet report in September 2016 had outlined the reasons for the delay in submitting the Local Plan, the motion had also overridden the decision to allow the Head of Planning and Regeneration delegated authority to submit the plan following consultation, therefore there was a need for the plan with consultation responses, amendments and additional technical information to come back to the Cabinet who would make a recommendation to Council. She also stated that if approved the Local Plan would go out for further consultation prior to being submitted to the Inspectorate. The weight the inspector would give to the Council decision would be at his or her discretion.

Cllr Milner (Uplowman Parish Council) referring to Item 4 on the agenda stated that it had taken two years to finalise the Local Plan Review which now included an allocation at Junction 27. The Local Plan was required to meet the needs of the district, was the professional advice incorrect at that time or had Councillors lost confidence in the original decision? What had changed?

The Head of Planning and Regeneration stated that she had advised of the circumstances which had led to the delay within this and previous reports including technical assessments and further evidence work had taken place.

Hayley Keary again referring to Item 4 on the agenda stated that the SHLAA evidence in 2013 had stated that the site at Higher Town Sampford Peverell was unsuitable for development as there were access issues, what had changed as the topography of the land remained the same.

The Head of Planning and Regeneration stated that the SHLAA had concluded that the site would be appropriate for 60 dwellings, the access issues were not so severe as to prevent an allocation. With regard to 2014, the site had not been necessary at that time as Junction 27 was not included. She confirmed that nothing had changed in relation to site topography.

Mr Disney again referring to Item 4 on the agenda stated that not all of Sampford Peverell were against development at Higher Town. He asked why was mitigation required for the Culm Grassland at Hares Down Moor as it was 14/15 miles from Junction 27.

The Head of Planning and Regeneration stated that this was a Special Area of Conservation and because of the additional traffic generation on the A361 there was a need to consider its impact upon the SAC and put mitigation measures in place as there was a need to make sure that the plan was sound.

Mr Byrom, again referring to Agenda Item 4 stated that many aspects of the revised plan have been included because of Junction 27 and we are told they are a package, the housing sites at Blundells Road and Sampford Peverell were both linked to Junction 27 and if the allocation at Junction 27 did not come forward for development the associated housing sites could be deleted? He also referred to the pre app

meetings that had taken place but 48 meetings had not taken place, £5,000 a month had been received from May to December, what happened to the thousands of pounds that didn't pay for the meetings and when would that information be made public?

The Head of Planning and Regeneration stated that she had not come across such a restriction with regard to the deletion of a site if another site didn't come forward, but that she would look into the matter. With regard to the pre app meetings, she suggested that Mr Byrom was referring to the Pre-application Advice Guidance Note. In this case the authority had entered into a Planning Performance Agreement with the developer covering pre-application service. The charge agreed under this document was for officer time. She confirmed that this was a public document which she would make available to Mr Byrom.

95. MINUTES OF THE PREVIOUS MEETING (00-19-08)

The minute of the previous meeting held on 27 October were approved as a correct record and signed by the Chairman.

96. LOCAL PLAN REVIEW 00-20-05)

The Cabinet had before it a report* of the Head of Planning and Regeneration requesting consideration of suggested modifications to the proposed submission Local Plan and to make appropriate recommendations to Council.

The Cabinet Member for Planning and Economic Regeneration outlined the contents of the report highlighting the consultation process that had taken place in 2015, following the consultation additional technical work was required prior to submission to the Secretary of State to ensure that the position was robust. The additional technical evidence had resulted in a delay in submitting the plan. The external technical work, reliant on statutory consultees' involvement, had taken longer than anticipated to complete. Agreement on the flood modelling work for Junction 28 of the M5 at Cullompton was now expected to coincide with the proposed further round of consultation commencing in January 2016. Also since the last round of consultation in 2015 the Council had proposed to allocate land in the Local Plan for tourism, leisure and retail use at Junction 27 of the M5 and related residential allocations. This had resulted in making the necessary amendments to the plan to reflect this decision, there was also a need to consider changes to Government guidance, updated permissions, completions data and additional evidence.

He outlined the decisions already made by Council in December 2014 and the additional decision in September 2016 to allocate land at Junction 27 and the masterplanning exercise north west of Cullompton. Therefore it was only the modifications to the plan that required approval.

He then provided a list of changes which had been highlighted by track changes within the Cabinet report.

With regard to the additional housing sites required in connection with the proposed allocation at Junction 27, he reported that the Planning Policy Advisory Group had requested that officers give further consideration to whether there was a need to allocate land at Higher Town, Sampford Peverell (SP2). As Members noted that the proposed allocation at Blundells Road, Tiverton (TIV16) was for 200 houses only;

whereas the adopted Local Plan allocation was for 200 dwellings together with 7,000 square metres of employment floorspace. Members therefore wished to understand whether there was scope to increase the housing numbers since the employment floorspace was not proposed to be included in the new policy. Officers had reviewed the Blundells Road proposed allocation, if increased to 260 dwellings, the density would rise to approximately 43 dwellings per hectare. The allocation as a whole included land subject to flooding, increasing the number of houses above that proposed would give less flexibility in the design of the flood mitigation measures and would be likely to position housing closer to areas that would remain subject to flooding. A higher residential density could also lead to a less satisfactory residential environment and leave less land available for a sustainable urban drainage system. Importantly development of the site must also safeguard a strategic road route through the site to serve as a road access for future development needs beyond the plan period and that would require land. Officers were of the view that they could not recommend increasing housing numbers on the Blundells Road, Tiverton site. Accordingly it was considered that the proposed allocation at Sampford Peverell should remain.

With regard to the North West Cullompton Phasing Policy CU6; this policy was proposed to be revised in order to align the phasing with that agreed in the adopted masterplan SPD for the site.

With regard to the land proposed for allocation at Sampford Peverell he felt that there was a need to consider protecting the site to just 60 dwellings and asked officers whether it was possible for it to become a contingency site or whether the number of windfalls would mitigate having to allocate the site. The Head of Planning and Regeneration stated that there was a need to submit a sound plan and that it meet objectively assessed housing need. She confirmed that the plan would need to demonstrate flexibility and that no allowance had been made within it for windfall sites in order to provide for this. She also confirmed that contingency sites were only released in set circumstances and so did not figure in the plan's housing supply figures. A contingency site approach would not deliver the required housing numbers and she therefore could not recommend either that approach or taking into account windfall housing. Policy SP2 did make reference to low density, good design and that the highest part of the site should remain undeveloped.

Consideration was given to sites coming forward at Copplestone and Hemyock and whether those sites could be included in the housing need or whether the design of the dwellings proposed in the allocation at Blundells Road could be in line with Popham Close with regard to the height of the dwellings.

Further consideration was given to

- The latest Government guidance with regard to policy DM7 – Traveller sites.
- Pedestrian access to Tiverton Parkway Station from the proposed allocation at Junction 27.
- The type of retail development at Junction 27.
- Whether the requirements and criteria within the allocation at Junction 27 was clear.
- Policy S1 – sustainable development priorities.
- Policy DM8 – rural works dwellings

- Policy DM6 and a possible amendment to (b) to state “each house” and to amend the wording to consider the Local Authority’s cascade system.

RECOMMENDED that:

- a) Delegated authority be given to the Head of Planning and Regeneration in consultation with the Cabinet Member for Planning and Economic Regeneration to make minor changes both before and after consultation to the text and maps including updating factual information such as the latest commercial land survey results.

(Proposed by the Chairman)

- b) Approval be given to publish the proposed modifications to the Local Plan for consultation and that delegated authority be given to the Head of Planning and Regeneration in consultation with the Cabinet Member for Planning and Economic Regeneration for the plan’s subsequent submission to the Planning Inspectorate for examination together with its supporting documentation.

(Proposed by the Chairman)

- c) Policy DM6 (b) be amended removing the wording “The housing” and replacing it with “Each house” with an line to be added to paragraph 4.23 “to refer to Mid Devon District Council’s cascade system”.

(Proposed by Cllr R J Chesterton and seconded by Cllr C R Slade).

Notes:

- (i) Cllr P H D Hare-Scott declared a personal interest with regard to his pension with Friends Life (in line with his statement at the previous meeting when Junction 27 was discussed). He also stated that he lived near proposed sites in Crediton but that this did not affect him directly;
- (ii) Cllr R L Stanley stated that since the previous meeting his interest with regard to Friends Life was no longer relevant;
- (iii) *Report previously circulated, copy attached to minutes.

97. COMMUNITY INFRASTRUCTURE LEVY CHARGING SCHEDULE (2-09-00)

The Cabinet had before it a report* of the Head of Planning and Regeneration requesting consideration of the Draft Community Infrastructure Levy (CIL) and associated policies.

The Cabinet Member for Planning and Regeneration outlined the contents of the report highlighting the previous decision in January 2015 and informing the meeting that because of the time delay the proposed rates had now been reviewed having taken account of the viability update and review and the representations received, the Consultant had considered no changes were proposed to the draft charging schedule levy rates.

Some minor changes were proposed to give greater clarity to the document, also an Instalments Policy for larger schemes, and a “Payment in kind” policy statement had now been included.

Following the Council decision on 22 September to include an additional strategic allocation at Junction 27 in the Local Plan it was suggested that, as with the other strategic allocations, that it should be included in Zone 1. This would result in a zero CIL charge for the Junction 27 development, with infrastructure improvements sought through Section 106 agreement. This approach was considered by officers to be entirely appropriate given the nature of the development and the scale of infrastructure improvements required. Owing to this change it was recommended that a further round of CIL consultation be undertaken alongside the Local Plan consultation.

RECOMMENDED that:

- a) That the Draft Community Infrastructure Levy Charging Schedule (DCS), attached as Appendix 1 of the report, be approved for Consultation;
- b) That the Draft Infrastructure Plan, Draft Regulation 123 List and Draft Policy on the use of Section 106 Agreements, the Instalments Policy and Payment in Kind Policy be published for consultation with the DCS; and
- c) The draft Regulation 212(4) Statement be approved with delegated authority given to the Head of Planning and Regeneration in consultation with the Cabinet Member for Planning and Economic Regeneration to agree and submit the final Regulation 212 (4) statement;
- d) That delegated authority be given to the Head of Planning and Regeneration in consultation with the Cabinet Member for Planning and Economic Regeneration to make minor changes to the documents referred to in a) – c) above and for their submission.

(Proposed by Cllr R J Chesterton and seconded by Cllr Mrs M E Squires)

Note: Report * previously circulated, copy attached to minutes.

98. **LOCAL DEVELOPMENT SCHEME (2-14-00)**

The Cabinet had before it a report* of the Head of Planning and Regeneration proposing a revised timetable for the review of the Local Plan in the Local Development Scheme for Mid Devon.

The Cabinet Member for Planning and Economic Regeneration outlined the contents of the report stating that as the plan moved towards submission there was a need to update the timetable.

RECOMMENDED that the revised Local Development Scheme (as outlined in appendix 1 of the report) be approved.

(Proposed by Cllr R J Chesterton and seconded by Cllr P H D Hare-Scott)

Note: *Report previously circulated, copy attached to minutes.

(The meeting ended at 12.32 pm)

CHAIRMAN

REPORT OF THE HEAD OF PLANNING AND REGENERATION

MID DEVON LOCAL PLAN REVIEW 2013 – 2033 PROPOSED MODIFICATIONS

Cabinet Member Cllr Richard Chesterton
Responsible Officer Mrs Jenny Clifford, Head of Planning and Regeneration

Reason for Report: To consider suggested modifications to the proposed submission local plan and to make appropriate recommendations to Council.

RECOMMENDATIONS

That Cabinet make the following recommendations to Council:

1. That delegated authority be given to the Head of Planning and Regeneration, in consultation with the Cabinet Member for Planning, to make minor changes both before and after consultation to the text and maps including updating factual information such as the latest commercial land survey results; and
2. That approval be given to publish the proposed modifications to the Local Plan for consultation and that delegated authority be given to the Head of Planning and Regeneration in consultation with the Cabinet Member for Planning for the plan's subsequent submission to the Planning Inspectorate for examination together with its supporting documentation.

Relationship to Corporate Plan: The Local Plan is the prime mechanism for the Council to achieve the Corporate Plan 2016 to 2020 Economy, Homes, Community and Environment priorities.

Financial Implications: The financial implications for the preparation of the Local Plan are reflected in existing budgets.

Legal Implications: The review of the Local Plan will enable the Council to make sound decisions and more robustly defend appeals against those decisions. The work undertaken in connection with the emerging Local Plan Review is consistent with the 'duty to co-operate' as set out in the Localism Act 2011 and the Planning and Compulsory Purchase Act 2004.

Risk Assessment: The need to progress the plan towards adoption has become more pressing given the lack of a demonstrable five year housing supply which currently leaves the authority vulnerable to decisions being allowed on sites the Council does not consider suitable. The Government has set a target for Councils to submit a post National Planning Policy Framework (2012) local plan by the end of March 2017 or be at risk of intervention. The timescale for the submission of the Mid Devon Local Plan Review as set out in the latest Local Development Scheme seeks to meet this deadline.

1.0 BACKGROUND

- 1.1 Consultation on the Local Plan Review Proposed Submission document was held between 9 February 2015 and 27 April 2015. 971 submissions were received, consisting of 2,434 specific comments. At that time it was intended, that once these comments had been considered, the Local Plan would have been submitted under

delegated authority to the Planning Inspectorate later that year. However following that consultation the need for additional technical work was identified in order to ensure that the evidence base would be more robust prior to submission.

- 1.2 The need for additional technical evidence has resulted in a delay in submitting the plan. This external technical work has been reliant on statutory consultee involvement which has taken much longer than anticipated to complete. During this time the Council, at its meeting of 22 September 2016, also resolved to allocate land at Junction 27 of the M5 motorway for leisure, retail and tourism together with associated additional housing sites at Blundells Road, Tiverton and Higher Town, Sampford Peverell. This has resulted in the plan needing to be updated to incorporate these changes and to make the corresponding amendments such as the impact on overall housing and commercial land supply distribution for the district.
- 1.3 Since the spring 2015 consultation there have also been changes to national guidance and the supporting local plan evidence base which have led to the need for additional modifications.
- 1.4 This report identifies the main proposed changes to the plan resulting from the above, with reference to the full schedule of modifications appended to the report (**Appendix 2**) and seeks approval to undertake consultation on these local plan modifications.

2.0 Consultation Responses to the Local Plan Review Proposed Submission Document (Feb 2015 – April 2015)

2.1 The local plan consultation generated 2,434 specific comments. These comments are included in tabular form in <https://democracy.middevon.gov.uk/mgAi.aspx?ID=4156#mgDocuments>. These tables set out the comments made, taking each of the plan areas in turn. The tables include the officers' recommended response to the comment and any recommended modifications to the plan arising. The individual submissions received can be viewed online using the search facility on the Local Plan Review page of the Mid Devon Website.

- 2.2 A summary of the comments received is set out below by thematic areas:

a) Development Strategy, Vision and Spatial Strategy

A variety of representations were made on this section of the plan with the majority that responded supporting this section. Those that did not support the overall strategy disagreed with the housing figures and the strategic site allocations. Other various recommendations were made for minor amendments to text such as reference to external strategies and additional goals as part of the vision.

b) Strategic Policies

Of the representations received, the majority supported the strategic policies in the plan. The policies that received most comments in the strategic policies section were S2 Amount and distribution of development and S11 Cullompton. For both, the majority of responses supported the policies. Of those that objected to S2, some suggested increasing the amount of development in the district overall although in contrast others felt that there was overprovision of housing in the proposed plan. In terms of the distribution of development a wide range of alternatives were suggested including greater development at Tiverton, Crediton and rural areas. Of those that objected to S11, most comments centred on the scale of development proposed at

Cullompton and concerns over the impact on existing infrastructure, the environment and flooding.

c) Town allocations

Most representations in the town allocation section were focussed on sites in Tiverton and Cullompton. In Tiverton the two sites that received most representations were TIV10 Roundhill and the TIV14 Wynnards Mead contingency site. A large proportion of the comments for TIV10 formed signatures as part of a petition which noted parking, drainage, amenity and access as reasons for their objection to the site. Similarly for TIV14, most of the responses formed signatures as part of a replicated letter which argued issues on heritage and the impact on the local road network as reasons for objection. In Cullompton, most comments were on CU7-CU12 East Cullompton. There were various representations of support for the policy; however the majority of comments objected to the proposed allocation. Those that objected were concerned about the loss of agricultural land, potential flood risk, impact on infrastructure, school capacity and the environment.

d) Rural allocations

Of the representations made on rural allocations the vast majority of comments focussed on the village of Morchard Bishop. Almost all of the responses for Morchard Bishop formed signatures as part of replicated letter which set out its support for the proposed allocation stating that the site was sufficient to meet the needs of the village and for rejecting the previously considered option sites in the settlement. There were various other comments for the other rural allocations both supporting and objecting to various sites. The other site of note in terms of a higher number of representations received on rural allocations was CB1 Land off Church Lane, Cheriton Bishop. The majority of responses to this site objected, although there was some support. Those that objected identified their concerns over issues around traffic, parking, topography, village character and impact on neighbours.

e) Junction 27 M5

This site was not recommended for allocation in the Proposed Submission Local Plan, nevertheless it received a significant number of comments. Of those that responded the majority supported the decision not to include the site as an allocation in the Proposed Submission Local Plan. Those that objected to its exclusion cited the positive impact of the development to tourism and leisure and the position of the site having excellent infrastructure connections.

f) Development Management Policies

A wide range of responses were received for this section of the plan with many expressing support for the development management policies. A number of comments were received for DM5 'Parking' with some respondents putting forward alternative parking standards. Several comments were received for DM12 'Design of Housing' and DM13 'Dwelling Sizes' with some arguing that the policies did not reflect the Ministerial Statement of 25th March 2015. Policy DM24 'Protection of Local Green Space and recreational land/buildings' received the most responses with the majority recommending that Morchard Bishop OMO2 'Church Street', should be listed as Local Green Space. Other comments on this policy supported Local Green Space designations in Bradninch, Cheriton Fitzpaine, Morchard Bishop, Sandford and Bickleigh.

g) Policies Map

The majority of comments made on the policies maps section related to minor cartographic and formatting errors, for example, where a proposed allocation appears to extend across the garden of a private residential property. There were also errors identified in relation to the North West Cullompton allocation and the need

for the Local Plan Review to reflect the recently adopted masterplan. It was also noted that the conservation area for Cheriton Bishop is incorrect.

h) Miscellaneous comments

A wide range of comments were received during the Local Plan Review consultation, some of which were not directly related to a policy but made general suggestions or comments on the Plan such as including additional context for Mid Devon District. Comments on the Local Plan Review evidence were also made on the Strategic Flood Risk Assessment (SFRA), Strategic Housing Market Area Assessment (SHMA) and the Sustainability Appraisal (SA). With regard to the SFRA, comments centred on the methodology of the study suggesting additional considerations to form part of the study. SHMA comments related to the discussion on S2 Amount and Distribution of Development and how the overall amount of development in the policy relates to objectively assessed housing need. A range of comments were received regarding the SA including general comments requesting additional text, suggestions for amendments to the methodology and changes to the specific scores provided to each policy in the SA analysis.

i) Community Infrastructure Levy

There was support for the residential CIL charge, but concerns over the provision of affordable housing and the differential rates used. The strategic sites CIL exemption was generally supported although some questioned the zero rates in urban extensions. It was suggested that a single, district wide charge should be applied. Other comments questioned how CIL might fund certain measures, for example, in relation to the historic environment or sporting facilities and a number of representations pointed out that the Council have not produced an instalments or exemptions policy. Furthermore, the Infrastructure Plan/Reg 123 list received a number of comments and several respondents put forward additional suggestions to be added to the list (CIL is considered in more detail within a separate report on this Cabinet agenda).

3.0 Changes to the Local Plan Review.

Changes arising as a result of consultation responses Proposed Submission Document (Feb 2015 – April 2015)

Development Strategy and Strategic Policies

Following consultation on the proposed submission version of the Local Plan, a number of minor amendments are proposed for the strategic policies. The main changes include an amendment to Policy S3 to support self-build and custom-build and additional supporting text for Policy S7 'Town Centres' to ensure that the focus on healthy town centres does not preclude retail, leisure and recreation uses within strategic site allocations such as East Cullompton.

Town Allocations

Tiverton

Policy TIV2 has been amended in response to comments from DCC to ensure the provision of a new *grade-separated* junction to the A361. In response to concerns raised by the Environment Agency, a new criterion has been added to Policy TIV3 requiring the provision of a strategic Sustainable Urban Drainage Scheme to deal with surface water from the development paying particular attention to runoff into

Tidcombe Fen SSSI. Policy TIV6 Farleigh Meadows has also been updated in response to comments stating that the policy did not reflect the planning permission for the site. In response to the findings of the Historic Environment Appraisal, Policy TIV14 'Wynnards Mead' is proposed to be deleted.

Cullompton

In response to comments received, a number of amendments are proposed for policies CU1 – CU6. Policy CU2 has been updated in response to comments from DCC requesting contributions from development to the Town Centre Relief Road and bus service enhancements. In addition, Policy CU4 'North West Cullompton Community Facilities' criterion b) has been updated in accordance with comments provided by DCC requiring construction costs for 300 places of a 420 place primary school with provision for early years. A number of the Cullompton policies have been amended following the findings of the Historic Environment Appraisal which was prepared in response to comments received from Historic England. In addition, Policy CU9 'East Cullompton Environmental Protection and Green Infrastructure has been amended to address concerns from the EA requesting a *strategically designed, and phased* Sustainable Urban Drainage Scheme.

Crediton

A number of comments were received for Policy CRE2 'Red Hill Cross' and therefore, the policy has been amended to include improved access to the town centre for pedestrians and cyclists. As above, a number of policies have been amended following the preparation of a Historic Environment Appraisal, to ensure appropriate mitigation where necessary. These include, CRE2 'Red Hill Cross', CRE3 'Cromwells Meadow', CRE4 'The Woods Group', CRE7 'Stonewall Lane' and CRE10 'Land South of A377'. Additional supporting text has been added to policy CRE5 'Pedlerspool' following comments from the EA regarding the River Creedy.

Rural Allocations

Many of the rural allocations have been updated following the preparation of a Historic Environment Appraisal, which has been prepared in response to the representation from Historic England. A wide range of minor changes have been made to the rural allocations following the representations received. Policy BO1, Land adjacent to Hollywell, Bow has been revised to ensure the policy is flexible to respond to alternative highway options. A number of responses were received for CB1; Land off Church Lane and subsequently, the policy now includes provision of a landscape buffer, a design solution and has been reduced in site area to ensure that it is more in keeping with the existing pattern of development. Following comments from a representor that HE1 'Depot, Hemyock' is no longer immediately deliverable, this is now proposed to be deleted accordingly. Policy WI2 'Willand Industrial Estate' has been reinstated following representations addressing the Council's original reason for deletion. The remainder of the site is now deliverable with access to phase 2 having been secured.

Development Management Policies

A number of the development management policies have been amended in response to comments received to ensure greater clarity. Policies DM12 'Design of Housing' and DM13 'Dwelling Sizes' are now proposed to be combined following representations highlighting that the policies did not reflect the Ministerial Statement of 25th March. Following a number of comments received in relation to DM24 'Protection of Local Green Space and recreational land/buildings', additional Local Green Space designations are proposed for Millennium Green, Bampton and Millennium Green, Sandford.

Policies Maps

The majority of comments made on the policies maps section related to minor cartographic and formatting errors. Where appropriate, these have now been corrected.

Changes arising from the Council decision of 22 September 2016

- 3.1 At its meeting of 22 September 2016 Council resolved to allocate land at Junction 27 of the M5 for leisure, retail and tourism and associated additional housing sites at Blundells Road, Tiverton and Higher Town, Sampford Peverell. It is therefore not intended to replicate the contents of the report regarding the Junction 27 allocation considered at Cabinet on 15th September 2016 and Council 22nd September 2016.
- 3.2 This has resulted in amending and rewriting all the inter-related parts of the plan, policies and tables together with updating the Sustainability Appraisal, Habitat Regulations Assessment, Infrastructure Plan, and Heritage Impact Assessments.
- 3.3 A new policy J27 has been added, together with associated housing policies TIV16 Blundells School and SP2 Higher Town, Sampford Peverell. The plan's housing numbers and commercial floorspace calculations have also been amended accordingly. The role and benefits of the proposed allocation at J27 have been acknowledged throughout the document.

Modifications arising from changes in circumstances since February 2015

- 3.4 Since the pre-submission Local Plan was published for consultation in 2015 a number of issues have arisen which have necessitated changes to the Local Plan. These changes are referenced in full in the schedule of modifications. The main changes that have occurred relate to the following key areas:
 - a) Change in Government Guidance including the creation of National Space Standards, the Written Ministerial Statement on Wind Energy and the Housing and Planning Act 2016;
 - b) Updated evidence such as the publication of the Strategic Housing Market Assessment Final Report 2015; and
 - c) Devon County Council's latest highway advice regarding capacity at Junction 28 of the M5 Motorway.

4.0 Schedule of Local Plan Modifications

- 4.1 The changes set out above have been encapsulated within the schedule of proposed modifications included at **Appendix 2**. This list of proposed changes to the plan will ultimately form part of the submission to the Planning Inspectorate along with any supplementary modifications considered necessary following further consultation.
- 4.2 For clarity, policies affected by these proposed changes are listed below. The list also includes policies amended due to changes made by the Planning

Policy Advisory Group (see section 8). The changes are to be found within the track-change version of the Local Plan Review at **Appendix 3**.

Policy Number	Policy	Policy Number	Policy
S1	Sustainable Development Priorities	CU17	Week Farm
S2	Amount and distribution of development	CU18	Venn Farm
S3	Meeting housing needs	CU19	Town Centre Relief Road
S4	Ensuring housing delivery	CU20	Cullompton Infrastructure
S5	Public open space	CU21	Land at Colebrook Contingency Site
S6	Employment	CRE1	Wellparks
S9	Environment	CRE2	Red Hill Cross
S10	Tiverton	CRE3	Cromwells Meadow
S11	Cullompton	CRE5	Pedlerspool
S12	Crediton	CRE6	Sports Field, Exhibition Road
S14	Countryside	CRE10	Land south of A377
TIV1	Eastern Urban Extension	CRE11	Crediton Infrastructure
TIV2	Eastern Urban Extension Transport Provision	BO1	Land adjacent to Hollywell, Bow
TIV3	Eastern Urban Extension Environmental Protection and Green Infrastructure.	CH1	Barton, Chawleigh
TIV6	Farleigh Meadows	CB1	Land off Church Lane, Cheriton Bishop
TIV9	Howden Court	HA1	Land Adjacent Fishers Way, Halberton
TIV11	Palmerston Park	HE1	Depot, Hemyock
TIV12	Phoenix Lane	NE1	Court Orchard
TIV13	Tidcombe Hall Contingency Site	WI2	Willand Industrial Estate
TIV14	Wynnards Mead Contingency Site	DM1	High Quality Design
TIV15	Tiverton Infrastructure	DM2	Renewable and low carbon energy
CU1	North West Cullompton	DM3	Transport and air quality
CU2	NW Cullompton Transport Provision	DM7	Traveller Sites
CU3	NW Cullompton Environmental Protection and Green Infrastructure	DM12	Design of Housing
CU4	NW Cullompton Community Facilities	DM13	Dwelling Sizes
CU5	NW Cullompton Carbon Reduction and Air Quality	DM14	Town centre development
CU6	NW Cullompton Phasing	DM15	Development outside town centres
CU7	East Cullompton	DM22	Tourism and leisure development
CU9	East Cullompton Environmental Protection and Green Infrastructure	DM24	Protection of Local Green Space and recreational land/buildings
CU10	East Cullompton Community Facilities	DM25	Development affecting heritage assets
CU11	East Cullompton Carbon Reduction and Air Quality	DM26	Green infrastructure in major development
CU12	East Cullompton Phasing	DM28	Other protected sites
CU13	Knowle Lane	TIV16(NEW)	Blundells School

CU14	Ware Park and Footlands	BA4(NEW)	School Close Bampton
CU15	Land at Exeter Road	SP2(NEW)	Higher Town Sampford Peverell
CU16	Cummings Nursery	UF1(NEW)	Land West of Uffculme
		J27(NEW)	Land at J27 of the M5 Motorway

5.0 The Sustainability Appraisal

- 5.1 The Local Plan Review has been subject to Sustainability Appraisal during its preparation. The appraisal is an iterative process informing the development of the Local Plan Review and has been published alongside each stage of consultation. The Sustainability Appraisal assesses the likely significant effects of the Local Plan, focussing on the environmental, economic and social impacts. The latest version of the Sustainability Appraisal has been updated to consider the latest available evidence including reasonable alternatives proposed through consultation responses. The Sustainability Appraisal concludes that the proposals set out in the Local Plan Review together with the schedule of modifications are the most appropriate given the reasonable alternatives available. The Sustainability Appraisal and other updated evidence produced in the process of the plan's preparation will be made available for comment during the Local Plan Review proposed modifications consultation.

6.0 Consultation

- 6.1 This report seeks to approve the local plan modifications for public consultation commencing in January 2017. This consultation will be solely on modifications to the plan made since February 2015 identified as tracked changes to the Local Plan (**Appendix 3**).
- 6.2 It is proposed that the consultation will run over a six week period from 3th January 2017 until 14th February 2017 in accordance with the recently updated Statement of Community Involvement (October 2016).
- 6.3 The local plan consultation is proposed to be advertised in the press and online. Notifications will also be provided to approximately three thousand individuals and organisations currently on the local plan mailing list. This includes those who have previously made representations to the local plan, statutory consultees, local and neighbouring councils and other interested parties who have requested to be included on this list.
- 6.4 It is proposed that staff will be made available to service an exhibition at each of the following locations :
- i) Crediton
 - ii) Cullompton
 - iii) Tiverton
 - iv) Sampford Peverell
 - v) Willand
 - vi) Uffculme
- 6.5 Any representations received will be submitted to the Secretary of State along with the Local Plan, other relevant documents and the previous representations received. An independent inspector will then hold an examination on the Local Plan which will take into account public and other opinion when judging whether the plan is sound.
- 6.6 In addition to the public consultation referred to above, the local planning authority also has a legal duty to cooperate with other neighbouring local planning authorities,

Devon County Council and other public bodies to engage constructively, actively and on an ongoing basis with regard to plan preparation. This requirement was created in the Localism Act 2011 and amends the Planning and Compulsory Purchase Act 2004. Mid Devon District Council has been proactive in undertaking this duty. Meetings are continuing with duty to co-operate partners with regard to the plan and the proposed modifications. A duty to cooperate statement will be submitted alongside the plan to the Planning Inspectorate.

7.0 Delegated Authority

- 7.1 The tracked changes version of the plan attached as **Appendix 3** does not currently include the latest information on commercial floorspace completions. The annual commercial land monitoring for 2015/ 2016 will be completed prior to the plan being printed for consultation. This report seeks approval for delegated authority to update the plan prior to consultation to reflect this information when available together with other minor corrections.
- 7.2 The Government has stated that authorities who have not prepared a local plan by March 2017 are at risk of having Department for Communities and Local Government intervene. The risk to Mid Devon is likely to be low given that the plan is well advanced, Mid Devon District Council has a good track record of plan making and we expect more attention to be given to authorities without a plan in places in the South East with comparatively greater housing need. However it would be unwise to delay submission of the plan beyond March 2017 as there is still a risk of government intervention and the authority would become increasingly vulnerable owing to uncertainty over future housing land supply. It is therefore also recommended that delegated authority be given to the Cabinet Member for Planning and Regeneration and the Head of Planning and Regeneration to approve the plan for submission following any minor changes considered necessary arising from the consultation responses. This also includes all the accompanying documentation.

8.0 Planning Policy Advisory Group

- 8.1 At its meeting on 10 November 2016 members of the Planning Policy Advisory Group considered all paperwork accompanying this report. The group supported the recommendations in this report; however it raised a number of issues it wished to be addressed via changes to policies and supporting text. Such changes were made at the meeting and approved by the group. They are incorporated within the appendices to this report. In addition the group also requested that Cabinet give further consideration to the following issues detailed below:

Additional housing sites required in connection with the proposed allocation at Junction 27.

- 8.2 PPAG requested that officers give further consideration to whether there is a need to allocate land at Higher Town, Sampford Peverell(SP2). In particular members noted that the proposed allocation at Blundells Road, Tiverton (TIV16) was for 200 houses only; whereas the adopted local plan allocation in the Allocations and Infrastructure Development Plan Document under policy AL/TIV/9 was for 200 dwellings together with 7,000 square metres of employment floorspace. Members therefore wished to understand whether there is scope to increase the housing numbers since the employment floorspace is not proposed to be included in the new policy. If so, members wished consideration be given to the deletion of the proposed allocation at Higher Town, Sampford Peverell.

- 8.3 Officers have reviewed the Blundells Road proposed allocation. As set out policy proposes 200 dwellings on 6 hectares giving a residential density of approximately 33 dwellings per hectare. If this were to be increased to 260 dwellings the density would rise to approximately 43 dwellings per hectare. These assumptions are based on the full 6 hectares being suitable for residential development. The allocation as a whole includes land subject to flooding by the River Lowman and proposes land shaping to raise areas for development above flood zone 3 and the creation of additional compensatory floodplain. Increasing the number of houses above that proposed would give less flexibility in the design of the flood mitigation measures and would be likely to position housing closer to areas that would remain subject to flooding. Residential use is considered 'more vulnerable' to flooding in comparison to commercial uses as defined in the NPPF Technical Guidance. A higher residential density may also lead to a less satisfactory residential environment and leave less land available for a sustainable urban drainage system. Importantly development of this site must also safeguard a strategic road route through the site to serve as a road access for future development needs beyond the plan period. This will require land. In conclusion, Officers are of the view that they cannot recommend increasing housing numbers on the Blundells Road, Tiverton site. Accordingly it is considered that the proposed allocation at Sampford Peverell should remain.

North West Cullompton Phasing Policy CU6

- 8.4 This policy is proposed to be revised in order to align the phasing with that agreed in the adopted masterplan SPD for the site. Criterion f as amended reflects this as follows: 'occupation of no more than 500 dwellings before the opening of a through route linking Willand Road to Tiverton Road and the delivery of traffic management measures on Willand Road'. Some members of PPAG considered that this did not reflect previous discussion with the land promoters regarding road delivery at the time of masterplanning. Section 5.4 of the Masterplan explains the mechanism and timing of road infrastructure. This documentation was considered and agreed by Council at its meeting of February 2016. Policy CU6 does not propose to change what was previously agreed in the masterplan. Furthermore Officers consider that any proposed policy change requiring the road to be brought forward in advance of 500 houses being occupied would jeopardise its delivery.

Contact for any more information	Adrian Welsh, Forward Planning Team Leader 01884 234344 awelsh@middevon.gov.uk
Background Papers	Cabinet November and December 2014; Council January 2015; Council 27 th April 2016; Cabinet 15 th September 2016; Council 22 nd September 2016; Local plan evidence base https://www.middevon.gov.uk/residents/planning-policy/local-plan-review-evidence-base/ https://www.middevon.gov.uk/residents/planning-policy/local-plan-review-site-specific-evidence-base/
File Reference	
Circulation of the Report	Councillor Richard Chesterton, Cabinet Member for Planning & Regeneration

	Management Team
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Mid Devon Local Plan Review 2013-33

Schedule of Minor Modifications

Date: November 2016

No .	Policy/ paragraph	Change	Reason
1.	General	Amend reference of English Heritage to Historic England throughout the document where appropriate.	To reflect rebranding of English Heritage to Historic England
2.	General	Remove weblinks and replace with reference to websites rather than the links provided e.g. 'available on the Mid Devon District Council website'.	Reference to appropriate websites instead of providing weblinks is considered appropriate to future proof the use of the Local Plan in which weblinks can change over time or be broken.
3.	General	Amendment to Policy and paragraph numbers.	To reflect the proposed modifications set out in this schedule of proposed minor modifications.
4.	Spatial Strategy	<p>Insert text after the Spatial Strategy section on 'Other Market Towns' as follows:</p> <p><i>'Junction 27, M5 Motorway</i></p> <p><i>Regionally significant transport infrastructure linkages and acts as a gateway to the South West Peninsula.</i></p> <p><i>Development will be targeted to:</i></p> <ul style="list-style-type: none"> <i>• Provide a high quality tourist and leisure focused development to meet needs identified within the</i> 	To reflect the Council decision on 22 nd September 2016 to propose an allocation of land at Junction 27 for mixed use leisure, tourism and associated retail.

		<p><i>tourism study.</i></p> <ul style="list-style-type: none">• <i>Associated outlet/discounted retail floorspace to meet a regional comparison floorspace need and deliver the tourist and leisure elements of the allocation. Safeguarding existing town centres through planning controls.</i>• <i>Ensuring enhanced linkages to Tiverton and Cullompton and the National Rail Network.</i>• <i>Mitigating environmental impacts.</i>• <i>Upgrading directly affected transport infrastructure. ‘</i>													
5.	Neighbourhood Planning	<p>Amend paragraph 1.19 as follows:</p> <p>1.19 Depending on its scope, the preparation of a neighbourhood plan can be a complex and time-consuming process, requiring a certain amount of technical expertise. The Council will support local communities wishing to pursue neighbourhood planning. Cullompton, Crediton, and Silverton <i>and Tiverton / Halberton</i> were the first to initiate neighbourhood planning in Mid Devon.</p>	To reflect the Tiverton and Halberton Neighbourhood Plan area designation on 28 July 2015.												
6.	Superseded policies	<p>Amend the following superseded policies:</p> <table><tr><td>AL/TIV/9</td><td>Blundells School</td><td><i>Replaced by: TIV16: Blundells School</i> The site is not considered deliverable</td></tr><tr><td>AL/TIV/2 1</td><td>Tidcombe Hall</td><td>Replaced by TIV13-Tidcombe Hall</td></tr><tr><td>AL/BA/1</td><td>Bampton, School Close</td><td>Deleted: Site permitted and under construction. Replaced by: BA4 School Close, Bampton</td></tr><tr><td>AL/BA/2</td><td>Bampton, Bouchier Close</td><td>Deleted: Site has not come forward since</td></tr></table>	AL/TIV/9	Blundells School	<i>Replaced by: TIV16: Blundells School</i> The site is not considered deliverable	AL/TIV/2 1	Tidcombe Hall	Replaced by TIV13-Tidcombe Hall	AL/BA/1	Bampton, School Close	Deleted: Site permitted and under construction. Replaced by: BA4 School Close, Bampton	AL/BA/2	Bampton, Bouchier Close	Deleted: Site has not come forward since	To reflect the most up to date information. The justification for these changes is set out elsewhere in the document.
AL/TIV/9	Blundells School	<i>Replaced by: TIV16: Blundells School</i> The site is not considered deliverable													
AL/TIV/2 1	Tidcombe Hall	Replaced by TIV13-Tidcombe Hall													
AL/BA/1	Bampton, School Close	Deleted: Site permitted and under construction. Replaced by: BA4 School Close, Bampton													
AL/BA/2	Bampton, Bouchier Close	Deleted: Site has not come forward since													

				allocation. Site no longer required in accordance with the strategy for Bampton.		
		DM14	Design of Housing	Replaced by DM12: Housing Standards Design of Housing		
		DM13	Dwelling Sizes	Replaced by: DM13 Dwelling Sizes		
7.	Overall provision of housing	<p>Insert text before paragraph 2.2 as follows:</p> <p><i>[Will become paragraph 2.1a] “National policy requires that the Council uses its evidence (known as a Strategic Housing Market Assessment, or SHMA) to ensure that the Local Plan meets the full, objectively assessed needs for housing, and that planning for housing is considered over Housing Market Areas. The most recent SHMA for the Exeter Housing Market Area (incorporating Mid Devon, along with Exeter, East Devon and Teignbridge) published 2015, sets out the Objectively Assessed Need for Mid Devon and the remainder of the HMA.</i></p> <p><i>[Will become paragraph 2.1b] 2.1b The SHMA sets out the housing need range for Mid Devon of 359 – 381. Further explanation is given in the SHMA document. This Local Plan sets a housing target of 393 dwellings, above the housing need range set in the SHMA to ensure that housing provision in the plan is consistent with the additional need arising from job creation at Junction 27 of the M5. The HMA concludes that there is no need for further upward adjustment to reflect market signals or other such factors.</i></p> <p>Amend paragraph 2.2 as follows:</p> <p><i>“7,200 7,860 dwellings are required over the plan period, equating to 360-393 dwellings per year. The following table sets out the situation at 31st March 2014 2016, indicating a remaining need for about 5,5114,924 dwellings to be allocated.</i></p>				<p>To better explain the housing target arising from the SHMA 2015.</p> <p>To reflect the revised target contained within policy S2 and to update the housing completions and commitments data to an April 2016 base.</p> <p>To reflect the Council decision on 22nd September 2016 to propose an allocation of land at Junction 27 for mixed use leisure, tourism and associated retail.</p>

Local Plan requirement	7,200 7,860
Completions since 2013	320 924
Commitments (dwellings under construction or with planning permission)	1,369 2,012
Uncommitted requirement	5,5114,924

Table 4: Housing requirement

Amend paragraph 2.3 as follows:

“Across the district this breaks down as follows:

Location	Requirement	Completions (from 1 April 2013 – 31 March 2015 2016)	Commitments (at 1 April 2015 2016)	Remainder
Tiverton	2,160 2,358(30%)	93 261	522 745	1,545 1,352
Cullompton	3,600 3,930 (50%)	87 209	199 487	3,314 3,234
Crediton	720 786(10%)	58 107	216 245	446 434
Rural	720 786 (10%)	82 347	432 535	206 --96
Total	7,2007,860	320924	1,3692,012	55114,924

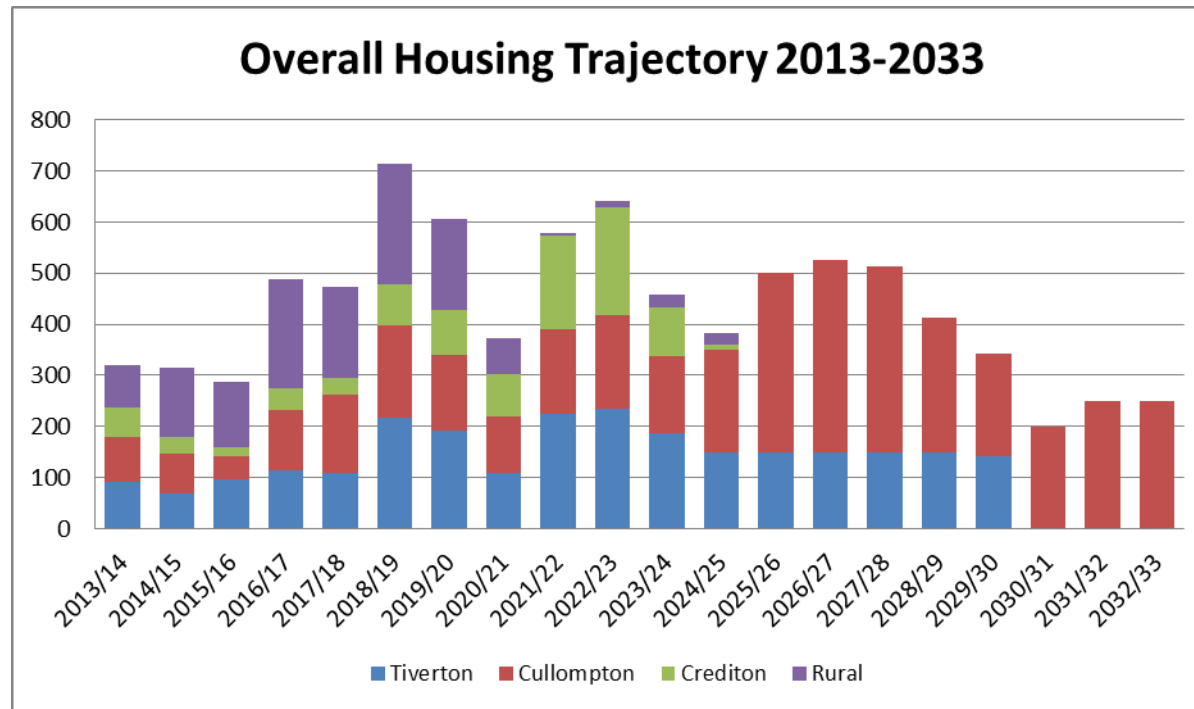
	(100%)			
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Table 5: Housing requirement by area

Amend the beginning of paragraph 2.4 as follows: "The Local Plan allocates 10% more housing than is required, to provide flexibility and account for unforeseen circumstances that might prevent some sites from coming forward as expected *such as not all commitments translating into completions.* "

Added for clarity.

Amend Chart 1: Overall housing trajectory as follows:



Amend Table 6: Housing Forecast 2013 – 2033 as follows:

Location	Policy	2013/14	2014/15	2015/16	2016/17	2017/18	2018/19	2019/20	2020/21	2021/22	2022/23	2023/24	2024/25	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	Total
Tiverton																						
Eastern Urban Extension	TIV 1-5									57	150	150	150	150	150	150	150	143				1250
Howden Court	TIV 9						10															10
Roundhill	TIV 10						12	8														20
Phoenix Lane	TIV 12									25	35											60
Tidcombe Hall (contingency)	TIV 13																					0
Blundells School	TIV 16						12	25	25	50	50	38										200
Commitments					114	110	183	160	85	93												745
Completions		93	70	98																		261
Total		93	70	98	114	110	217	193	110	225	235	188	150	150	150	150	150	143	0	0	0	2546
Cullompton																						
NW Cullompton	CU 1-6					12	75	75	75	150	150	150	150	150	150	150	63					1350
East Cullompton	CU 7-12												50	200	200	200	200	200	200	250	250	1750
Knowle Lane	CU 13										30											30

[illegible]

		Barton	CH 1							12	8													20
		Land off Church Lane	CB1							12	8													20
		Barnshill Close	CF1							7														7
		Land adj school	CF2							12	10													22
		Old Abbatior	CO 1						15	15														30
		Linhay Close	CL1						6															6
		Hunters Hill	CL2						10															10
		Land adj Fishers Way	HA 1							10														10
		Greenawa y	MO 1							12	8													20
		Court Orchard	NE1					12	13															25
		Former Tiverton Parkway Hotel	SP1							10														10
		Higher Town	SP2										12	25	23									60
		Fannys Lane	SA1							8														8
		Old Butterleig h Road	SI1							8														8
		The Garage	SI2							5														5
		South of Broadland s	TH1						12															12
		West of Uffculme	UF1						12	25	23													60
		Land east of M5	WI1						12	25	5													42
		Commitm					21	16	15															53

			ents					2	8	5														5																						
			Completi ns		8 2	1 3 7	12 8																	34 7																						
			Total		8 2	1 3 7	12 8	21 2	18 0	23 5	18 0	70	5	12	25	23	0	0	0	0	0	0	0	12 89																						
			Totals																																											
			Total		3 2 0	3 1 6	28 8	48 8	47 4	71 4	60 7	37 3	57 9	64 0	45 8	38 3	50 0	52 5	51 3	41 3	34 3	20 0	25 0	25 0	86 34																					
8.	Overall provision of housing	Replace Table 7 with the following: <table><tr><td>A</td><td>Local Plan requirement 2013-2033</td><td>7,2007,860</td></tr><tr><td>B</td><td>Implied annual rate 2013-2033 (A ÷ 20)</td><td>360393</td></tr><tr><td>C</td><td>Local Plan requirement to date, 2013-2016-2014 (B * 1-3)</td><td>3601,179</td></tr><tr><td>D</td><td>Completions April 2013-March 2016-2014</td><td>320924</td></tr><tr><td>E</td><td>Shortfall to date, 2013-2016-2014 (C – D)</td><td>40255</td></tr><tr><td>F</td><td>Local Plan requirement 2016-2021 2015-2022 (B * 5)</td><td>1,8001,965</td></tr><tr><td>G</td><td>5 year supply requirement (E + F)</td><td>1,8402,220</td></tr></table> <p>Replace second and third sentences of paragraph 2.7 to state ‘Within certain year brackets, such as 2021/22-2025/26 and 2026/27-2030/31, this is substantially higher, as shown in the table below. The table indicates that even applying the 20% buffer in the short term, there is flexibility in the plan to ensure sufficient housing will come forward for the Council to demonstrate a five year supply in accordance with national policy.’</p>																							A	Local Plan requirement 2013-2033	7,2007,860	B	Implied annual rate 2013-2033 (A ÷ 20)	360393	C	Local Plan requirement to date, 2013-2016-2014 (B * 1-3)	3601,179	D	Completions April 2013-March 2016-2014	320924	E	Shortfall to date, 2013-2016-2014 (C – D)	40255	F	Local Plan requirement 2016-2021 2015-2022 (B * 5)	1,8001,965	G	5 year supply requirement (E + F)	1,8402,220	To update the five year supply calculation with the latest housing monitoring data.
A	Local Plan requirement 2013-2033	7,2007,860																																												
B	Implied annual rate 2013-2033 (A ÷ 20)	360393																																												
C	Local Plan requirement to date, 2013-2016-2014 (B * 1-3)	3601,179																																												
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G	5 year supply requirement (E + F)	1,8402,220																																												

		<p>Replace Table 8 with the following:</p> <table> <tr> <th></th><th>2016/17-2020/21</th><th>2021/22-2025/26</th><th>2026/27-2030/31</th></tr> <tr> <td>Requirement</td><td>2220</td><td>1965</td><td>1136</td></tr> <tr> <td>Trajectory</td><td>2651</td><td>2560</td><td>1994</td></tr> <tr> <td>Surplus</td><td>20%</td><td>30%</td><td>76%</td></tr> </table>		2016/17-2020/21	2021/22-2025/26	2026/27-2030/31	Requirement	2220	1965	1136	Trajectory	2651	2560	1994	Surplus	20%	30%	76%	
	2016/17-2020/21	2021/22-2025/26	2026/27-2030/31																
Requirement	2220	1965	1136																
Trajectory	2651	2560	1994																
Surplus	20%	30%	76%																
9.	Overall provision of housing	Amend the beginning of paragraph 2.8 to state 'All the <i>housing</i> sites in the Local Plan...'	To clarify that only housing sites have been subject to the Strategic Housing Land Availability Assessment.																
10.	Extra provision	Within paragraph 2.9 amend '628' to '774'.	To update the figures based on the latest housing monitoring data and revisions to allocations.																
11.	Extra provision	Amend the beginning of paragraph 2.11 to state 'The Local Plan allocates three two 'contingency sites'...	To reflect the removal of the Wynnards Mead contingency site.																
12.	Commercial development	<p>Amend the last sentence of paragraph 2.12 to state:</p> <p>"Nevertheless, <i>uncontrolled</i> retail and some other proposals in the wrong location can have serious adverse impacts on town centres and surrounding uses, so there will be careful consideration of these proposals on sites not allocated for such a use."</p>	Added for clarity.																

13.	Commercial development	Amend paragraph 2.14 to replace 14,000 with <i>7,000</i> square metres and 154,000 with <i>147,000</i> square metres.	Reference to 14,000 square metres was made in error. 7,000 square metres reflects findings of the retail study.
14.	Development Strategy	For clarity amend paragraph 2.15 "...the Council will consider alternative uses as set out in paragraph 2.12 and Policy DM19 (protection of employment land)."	In response to comment from Willand Parish Council (44) that the last line of paragraph 2.15 should refer to 2.12 not 2.13. Reference to 2.13 was made in error.
15.	Policy S1, Sustainable development priorities	Criterion c) add <i>"through controls on Junction 27 retail"</i> after <i>"Tiverton, Crediton and Cullompton,"</i> Criterion (i) add <i>"recreational trails"</i> after "public rights of way".	To reflect the Council decision on 22 nd September 2016 to propose an allocation of land at Junction 27 for mixed use leisure, tourism and associated retail. In response to comment from the Devon Countryside Access Forum (1534).

16.	Policy S2, Amount and distribution of development	<p>Replace “7,200” with “7,860” and “154,000” with “147,000” in the first paragraph, amend the sentence before the table and the table in the policy as follows:</p> <p>Development targets are approximately as follows:</p> <table><tr><th>Location</th><th>Total Residential (commitments and allocations; dwellings)</th><th>Total Commercial (commitments and allocations; square metres)</th></tr><tr><td>Tiverton</td><td>2,1602,358</td><td>30,80029,400</td></tr><tr><td>Cullompton</td><td>3,6003,930</td><td>77,00073,500</td></tr><tr><td>Crediton</td><td>720786</td><td>15,40014,700</td></tr><tr><td>Rural Areas</td><td>720786</td><td>30,80029,400</td></tr><tr><td>Total</td><td>7,2007,860</td><td>154,000147,000</td></tr></table> <p>Within the second paragraph of the policy add the following after the last sentence: <i>“In addition, development as proposed at Junction 27 of the M5 meets a tourism / leisure need in a location which is suitable for its regional role with a controlled retail element supporting the tourism and leisure aspects of the proposal.”</i></p> <p>Within paragraph 2.20 add the following after first sentence: <i>“A summary of the SHMA outputs on housing need is contained in paragraphs 2.1a and 2.1b.”</i></p> <p>Add an additional paragraph 2.25a: <i>“In addition to the development targets as set out in the policy above, land at Junction 27 is allocated for 42,550 sqm of commercial floorspace to meet a tourism/leisure need in a location suitable for its regional</i></p>	Location	Total Residential (commitments and allocations; dwellings)	Total Commercial (commitments and allocations; square metres)	Tiverton	2,160 2,358	30,800 29,400	Cullompton	3,600 3,930	77,000 73,500	Crediton	720 786	15,400 14,700	Rural Areas	720 786	30,800 29,400	Total	7,200 7,860	154,000 147,000	<p>To better reflect the Strategic Housing Market Assessment outputs and the overall revision of the commercial development target to better reflect the Retail Study evidence.</p> <p>To provide clarity in the policy and to reflect the Council decision on 22nd September 2016 to propose an allocation of land at Junction 27 for mixed use leisure, tourism and associated retail.</p>
Location	Total Residential (commitments and allocations; dwellings)	Total Commercial (commitments and allocations; square metres)																			
Tiverton	2,160 2,358	30,800 29,400																			
Cullompton	3,600 3,930	77,000 73,500																			
Crediton	720 786	15,400 14,700																			
Rural Areas	720 786	30,800 29,400																			
Total	7,200 7,860	154,000 147,000																			

		<i>role with a retail element supporting the tourism and leisure aspects of the proposal. This will provide a high quality tourist and leisure focussed development to meet needs identified within the tourism study."</i>	
17.	Policy S3 Meeting housing needs	<p>Amend a) by replacing "7,200" with "7,860" and "360" with "393".</p> <p>Amend paragraph 2.26 by adding acronym (SHMA) after 'Strategic Housing Market Assessment' and an explanation:</p> <p><i>'Objectively Assessed Need' (OAN) is determined by examining demographic projections, jobs-led population forecasts and market signals which may affect housing need. The SHMA concludes that Mid Devon's housing need falls between 359 and 381 dwellings per year. This has established the level and types of housing required with a total of 7,200, and with an annual building rate of 360 taking into account the latest population projections and the Government's intention to increase the level of housing supply. This Local Plan sets a housing target of 393 dwellings, above the housing need range set in the SHMA to ensure that housing provision in the plan is consistent with the additional need arising from job creation at Junction 27 of the M5. "</i></p> <p>Amend paragraph 2.27 by replacing "96" with "124" and "27%" with "30%" and additional text <i>'Additional affordable housing will also continue to come forward as windfalls resulting from Homes and communities Agency investment, exception sites and delivery of housing on Council-owned land.'</i></p> <p>Amend paragraph 2.29 by adding <i>"and other sites as they come forward"</i> after "strategic site allocations".</p> <p>Within paragraph 2.31 replace remainder of paragraph from the point which states "As a result a group of Councils in Devon" with <i>'As a result a group of Councils within Devon commissioned a Gypsy and Traveller Accommodation Assessment (GTAA) to ascertain the need for gypsy, traveller and travelling</i></p>	To better reflect the findings of the SHMA and the GTAA and also the inclusion of Junction 27 and associated housing.

		<i>showpeople pitch or plot requirements. This study indicated that between 2014-34 within Mid Devon there is a need for 35 pitches for gypsies and travellers and 11 plots for travelling showpeople. The need for gypsy and traveller pitches will be accommodated by pitches within larger housing sites, for example at Tiverton Eastern Urban Extension, North West Cullompton, East Cullompton and Pedlerspool in Crediton. The Council is working with the travelling showpeople community to approve a large site near Cullompton which would meet the need requirements set out in the GTAA. Policy DM7 (gypsy and traveller accommodation) manages the development of specific sites."</i>							
18.	Policy S3 Meeting housing needs	<p>Amend c) as follows:</p> <p>To support self-build <i>and custom</i> dwellings meeting the needs of local communities, affordable self-build <i>such dwellings will be permitted as affordable housing</i> in locations outside settlement limits in accordance with Policy DM6;</p> <p>Amend d) as follows:</p> <p>To support self-build <i>and custom</i> housing on sites of 20 dwellings or more....</p> <p>Amend paragraph 2.30 as follows: "The Government is supporting the delivery of larger numbers of self-build and <i>custom homes</i> through such measures as exempting such housing from the payment of CIL. For the purposes of CIL exemption, 'self-build' is defined as all homes built or commissioned by individuals or groups of individuals for their own use. <i>The definition used in the Self-build and Custom Housebuilding Act 2015 is included in the glossary."</i></p>	In response to a comment by Lightwood Land c/o Pegasus Planning and to reflect the Housing and Planning Act 2016 which describes self-build and custom housebuilding under a single definition.						
19.	Policy S4 Ensuring housing delivery	<p>Amend table within policy S3 as follows:</p> <table><tr><td>Year</td><td></td><td></td></tr><tr><td>(1st April – 31st March)</td><td>Action Levels</td><td>Cumulative Target</td></tr></table>	Year			(1 st April – 31 st March)	Action Levels	Cumulative Target	To reflect the revised housing target.
Year									
(1 st April – 31 st March)	Action Levels	Cumulative Target							

		<table><tr><td>2013/14</td><td>0</td><td>393</td></tr><tr><td>2014/15</td><td>0</td><td>786</td></tr><tr><td>2015/16</td><td>393</td><td>1179</td></tr><tr><td>2016/17</td><td>786</td><td>1572</td></tr><tr><td>2017/18</td><td>1179</td><td>1965</td></tr><tr><td>2018/19</td><td>1572</td><td>2358</td></tr><tr><td>2019/20</td><td>1965</td><td>2751</td></tr><tr><td>2020/21</td><td>2358</td><td>3144</td></tr><tr><td>2021/22</td><td>2751</td><td>3537</td></tr><tr><td>2022/23</td><td>3144</td><td>3930</td></tr><tr><td>2023/24</td><td>3537</td><td>4323</td></tr><tr><td>2024/25</td><td>3930</td><td>4716</td></tr><tr><td>2025/26</td><td>4323</td><td>5109</td></tr><tr><td>2026/27</td><td>4716</td><td>5502</td></tr><tr><td>2027/28</td><td>5109</td><td>5895</td></tr><tr><td>2028/29</td><td>5502</td><td>6288</td></tr><tr><td>2029/30</td><td>5895</td><td>6681</td></tr><tr><td>2030/31</td><td>6288</td><td>7074</td></tr><tr><td>2031/32</td><td>6681</td><td>7467</td></tr><tr><td>2032/33</td><td>7074</td><td>7860</td></tr></table>	2013/14	0	393	2014/15	0	786	2015/16	393	1179	2016/17	786	1572	2017/18	1179	1965	2018/19	1572	2358	2019/20	1965	2751	2020/21	2358	3144	2021/22	2751	3537	2022/23	3144	3930	2023/24	3537	4323	2024/25	3930	4716	2025/26	4323	5109	2026/27	4716	5502	2027/28	5109	5895	2028/29	5502	6288	2029/30	5895	6681	2030/31	6288	7074	2031/32	6681	7467	2032/33	7074	7860	
2013/14	0	393																																																													
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2031/32	6681	7467																																																													
2032/33	7074	7860																																																													
20.	Policy S5 Public open space	<p>Amend S5 Policy as follows:</p> <p>In the parishes <i>Within the parish boundaries</i> of Tiverton, Cullompton and Crediton and the <i>parishes containing</i> villages defined in Policy S13, the following standards for the provision of high quality open space will be applied:</p> <table><tr><td>Type of open space</td><td>Quantity standard</td><td>Access standard</td></tr></table>	Type of open space	Quantity standard	Access standard	<p>To clarify the initial paragraph and to provide greater ease in calculating standard requirements.</p> <p>Amendments to the</p>																																																									
Type of open space	Quantity standard	Access standard																																																													

			(hectare per 1000 population <i>square metres per dwelling</i>)			supporting text have also been made to reflect this change.
	Allotments	0.25 6		300 metres or 6-7 minutes' walk time		
	Amenity green space	1.0 23.5		300 metres or 6-7 minutes' walk time		
	Parks, sport and recreation grounds	1.50 35 include both public and private grounds (excluding education sites)		600 metres or 12-13 minutes' walk time		
	Play space (children)	0.06 1.5		300 metres or 6-7 minutes' walk time		
	Youth space (teenagers)	0.02 0.5		600 metres or 12-13 minutes' walk time		
	In all other parishes, the following standards for the provision of open space will be applied:					
	Type of open space	Quantity standard (hectare per 1000 population <i>square metres per dwelling</i>)		Access standard		
	Allotments	0.25 6 (for new provision)		600 metres or 12-13 minutes' walk time		
	Recreation space	1.20 28 to include both		600 metres or 12-13		

			public and private grounds (excluding education sites)	minutes' walk time			
		Play space (children and youth)	0.05 1	600 metres or 12-13 minutes' walk time			
		<p><i>Development of 11 or more dwellings within the parishes of Tiverton, Cullompton and Crediton, and 6 or more dwellings elsewhere, New housing developments will provide open space onsite or through offsite financial contributions, as follows:</i></p> <p>Amend heading in second column of third table in policy as follows: <i>Up to 1-49 dwelling</i></p> <p>Amend paragraph 2.35 as follows: The standards will be applied to development proposals according to the average size of households in Mid Devon (2.35 people). For example, a development of 200 dwellings will be assumed to give rise to 470 people. Applying the standards in Policy S5, this development will be required to provide for 0.118 hectares allotment land, 0.47 hectares amenity green space and so on.</p>					
21.	Policy S5 Public open space	<p>Amend paragraph 2.37 as follows: "Smaller developments (fewer than 6 dwellings in rural areas or 11 dwellings in the towns) will not be required to provide a public open space contribution, in accordance with national guidance. Most housing developments the full range of open space onsite, but nonetheless the residents of those developments will increase the demand for open space in the area, but a financial contribution towards a public open space project outside the site (an offsite contribution) will be accepted according to the amount of development being proposed, as set out in the policy. The Open Space and Play Area Strategy sets out describes..."</p>				To reflect national policy regarding thresholds for tariff-based financial contributions through S106 Agreements.	

22.	Policy S5 Public open space	Amend paragraph 2.38 as follows: “...Open Space Supplementary Planning Document, to be undertaken in 2015 <i>after the adoption of the Local Plan.</i> ”						Amendments to the supporting text to update the context of the Local Plan.
23.	Policy S6 Employment	Within the policy replace ‘154,000’ with ‘ <i>147,000</i> ’ and within paragraph 2.46 replace ‘14,850’ with ‘ <i>approximately 7,000</i> ’						The original figures were based on an inaccurate interpretation of the findings of the Retail Study.
24.	Policy S6 Employment	Replace the following rows of the table after paragraph 2.47 to state:						To update the floorspace figures to reflect the latest proposed allocations. The total has been deleted as it was superfluous to the purpose of the table which is to set out the Local Plan allocations and where their policies can be found in the document. Total figures for commercial development are set out in the ‘Overall provision of housing and employment
		Tiverton	Phoenix Lane	TIV12	1.4	1	8,000 7,000	78
		Cullompton	North West Urban Extension	CU1-6	95	3	21,000 10,000	85
		Cullompton	Venn Farm	CU19	4.4	2.5	9,000 12,000	10
		Willand	Willand Industrial Estate	WI2	2.2 9.2	2.2 9.2	8,800 13,000	13
		Total					121,975	
		At the end of paragraph 2.46 add the following text: “ <i>In addition, development as proposed at Junction 27 of the M5 meets a tourism / leisure need in a location which is suitable for its regional role with a controlled retail element supporting the tourism and leisure aspects of the proposal.</i> ”						

			development section of the plan' with targets outlined under S2 'Amount and distribution of development'. Supporting text of paragraph 2.46 updated to reflect the Council decision on 22 nd September to propose an allocation of land at Junction 27 for mixed use leisure, tourism and associated retail.
25.	Policy S7 Town centres	<p>Amend paragraph 2.48 by adding:</p> <p><i>"This focus on healthy town centres does not preclude retail, leisure and recreation uses within strategic site allocations, such as East Cullompton. Sustainable development of such large sites requires a mix of uses, providing residents with close access to employment, recreation and small-scale convenience shopping, though these mixed uses must be carefully planned so as not to undermine town centres. A masterplan will set out the principles to be followed in subsequent planning applications. A sequential test applied at planning application stage will be considered in this context. The allocation of land at Junction 27 to provide a high quality tourist and leisure focused development to meet needs identified within the tourism study will include associated outlet/discounted retail floorspace to meet a regional comparison floorspace need and deliver the tourist and leisure elements of the allocation. Existing town centres will be safeguarded through planning controls."</i></p> <p>Amend table under 2.51 to refer to 7,000sqm. of mixed commercial floorspace rather than 8,000sqm.</p>	<p>In response to representation from Lightwood Land c/o Pegasus Planning (3678), which questioned application of policy to East Cullompton and to reflect the proposed allocation at J27.</p> <p>Amendment following updated commercial</p>

			figures.
26.	Policy S8 Infrastructure	<p>Paragraph 2.54 is updated as follows:</p> <p>The strategic sites (Tiverton Eastern Urban Extension, North West Cullompton and, East Cullompton <i>and Junction 27</i>) will be zero-rated for CIL and these developments will be required to pay for necessary infrastructure through Section 106 agreements, undergoing viability assessment at planning application stage if necessary.</p>	To reflect the proposed allocation of J27.
27.	Policy S9 Environment	Delete “environmental” from “special environmental qualities” in Criterion e).	In response to representation from Blackdown Hills AONB Partnership (1195).
28.	Policy S10 Tiverton	Add “ <i>and areas to the north.</i> ” At the end of the first sentence.	In response to representation from Exmoor National Park (115) to reflect the wider area served by Tiverton.
29.	Policy S10 Tiverton	<p>Within policy amend ‘2,160’ to ‘2,358’, ‘540’ to ‘660’ and ‘30,800’ to ‘29,400’. Within criterion a) amend ‘8,000’ to ‘7,000’.</p> <p>Within paragraph 2.60 amend ‘2,160’ to ‘2,358’ and ‘600’ to ‘1,000’ and the final sentence to ‘TwoA contingency sites have has been allocated within the town, forming part of the strategy for providing flexibility within the plan.’</p>	To reflect the revised development targets, latest housing monitoring data and the proposed deletion of TIV14 Wynnards Mead contingency site.

30.	Policy S10 Tiverton	Add <i>“and their interchange in the town centre;”</i> at the end of b).	In response to representation from Devon County Council (626) given bus station improvements are proposed.
31.	Policy S10 Tiverton	Add <i>“working with natural processes wherever possible”</i> at the end of f)	In response to Environment Agency representation (943).
32.	Policy S10 Tiverton	At end of paragraph 2.59 insert: <i>“Cumulative traffic impacts on Junction 27 of the M5 must also be considered. While the evidence suggests that improvements to signalisation of the junction have provided capacity for planned strategic development in Tiverton, additional development may require improvements to the junction. Traffic assessments will be required where appropriate to consider impacts on the local and strategic road network.”</i>	In response to representation from Highways England (1172).
33.	Policy S10 Tiverton	In table below paragraph 2.63 replace ‘1520 dwellings’ against Eastern Urban Extension with ‘1580 dwellings’ and replace ‘300 dwellings’ against Farleigh Meadows with ‘255 dwellings’	In response to approved applications for the Eastern Urban Extension site and representations from N Jillings for Devonshire Homes Ltd (1050); Pemberton Hutton Developments c/o Jillings Hutton (5786); Mr R Persey c/o Jillings Hutton (4654) to ensure that the most up to date information on site

			capacity is reflected throughout the plan.				
34.	Policy S10 Tiverton	In table below paragraph 2.63 replace ‘8,000 sqm.’ against Phoenix Lane with ‘7,000sqm’.					To reflect the revised need for non-food retail as set out in the Retail Study 2012.
35.	Policy S10 Tiverton	In table below paragraph 2.63 delete row containing Wynnards Mead.					To reflect the proposed deletion of the contingency.
36.	Policy S10 Tiverton	In table below paragraph 2.63 include the following:					To reflect the proposed allocation of Blundells School.
		Blundells School	TIV16	14	200 dwellings	XX	
37.	Policy S11 Cullompton	Within policy amend ‘3,600’ to ‘3,930’, ‘900’ to ‘1,100’ and ‘77,000’ to ‘73,500’.					To reflect the revised development targets.
38.	Policy S11 Cullompton	Add to Criterion g): “and make provision for green infrastructure.”					In response to representation from Environment Agency (943).
39.	Policy S11 Cullompton	Amend paragraph 2.64 by replacing the final sentence as follows “ The Environment Agency (EA) is a statutory consultee for all development within a CDA <i>The Environment Agency is a statutory consultee on all developments in Critical Drainage Areas and flood zones 2 and 3, while the Lead Local Flood Authority (Devon County Council) will be a statutory consultee on all major development.</i> ”					To reflect amended legal situation.
40.	Policy S11 Cullompton	Add to paragraph 2.66: “ <i>The town centre acts as a strategic relief route for the M5 during closures resulting in significant congestion</i> ”					To provide additional local context.

41.	Policy S11 Cullompton	Amend North West Cullompton entry in table under paragraph 2.69 to state 1,350 dwellings.	To reflect amendment to policy
42.	Policy S11 Cullompton	Amend East Cullompton entry in table under paragraph 2.69 to state 1,700 dwellings within plan period.	To reflect the later commencement of the site within the overall trajectory.
43.	Policy S11 Cullompton	Amend Knowle Lane entry in table under paragraph 2.69 to state 296 dwellings.	To reflect the revised capacity following the grant of reserved matters consent.
44.	Policy S11 Cullompton	Amend Land at Exeter Road entry in table under paragraph 2.69 to 24 dwellings	To reflect the dwelling stipulated within the planning permission for the site. Part of the site remains undeveloped, but there is uncertainty regarding delivery. It could nevertheless come forward as a windfall.
45.	Policy S11 Cullompton	Amend Cummings Nursery entry in table under paragraph 2.69 to 100 dwellings.	To reflect the revised site total arising from the reserved matters permission.
46.	Policy S11 Cullompton	Amend Venn farm entry in table under paragraph 2.69 to 12,000 sqm.	To reflect the revised total arising from the grant of planning

			permission.																									
47.	Policy S12 Crediton	Within policy amend '720' to '786', '180' to '220' and '15,400' to '14,700'. Within paragraph 2.73 amend '720' to '783'.	To reflect the revised development targets.																									
48.	Policy S12 Crediton	Add “e) <i>community and education facilities and other infrastructure to support the development proposed.</i> ”	In response to representations, reflecting the infrastructure needs of the town.																									
49.	Policy S13 Villages	Amend penultimate sentence of paragraph 2.80 to state “ <i>However, recent permissions indicate there is demand for employment in Willand so Willand Industrial Estate is retained along with Scott’s Quarry at Bampton because the development has planning permission and is deliverable.</i> ”	To reflect the latest information about the deliverability of the Willand Industrial Estate allocation.																									
50.	Policy S14 Countryside	Amend criterion a) to omit ‘gypsy and traveller accommodation’ and add to paragraph 2.82: “ <i>National policy requires that new sites for travellers should be very strictly limited in open countryside that is away from existing settlements or outside areas allocated in the development plan. In certain circumstances the development of such sites outside of settlement limits will be appropriate, providing it can meet the criteria set out within Policy DM7 (gypsy and traveller accommodation).</i> ”	To reflect Planning Policy for Traveller Sites published in August 2015.																									
51.	Site allocations introduction	<div>Amend table 10 under paragraph 3.2 as follows:</div> <table><tr><th>Use</th><th>Completions 1 April 2013 – 31 March 2014</th><th>2016</th><th>Commitments at 31 March 2014</th><th>2016</th><th>Net requirement</th><th>Uncommitted Allocations to 2033</th></tr><tr><td>Housing (dwellings)</td><td>3,209</td><td>24</td><td>1,369</td><td>2,012</td><td>5,511</td><td>4,924</td><td>6,139</td><td>5,648</td></tr><tr><td>Commercial</td><td>9,787</td><td></td><td>43,259</td><td></td><td>100,954</td><td></td><td>121,620</td><td></td></tr></table>	Use	Completions 1 April 2013 – 31 March 2014	2016	Commitments at 31 March 2014	2016	Net requirement	Uncommitted Allocations to 2033	Housing (dwellings)	3,209	24	1,369	2,012	5,511	4,924	6,139	5,648	Commercial	9,787		43,259		100,954		121,620		To update the table with the latest monitoring data.
Use	Completions 1 April 2013 – 31 March 2014	2016	Commitments at 31 March 2014	2016	Net requirement	Uncommitted Allocations to 2033																						
Housing (dwellings)	3,209	24	1,369	2,012	5,511	4,924	6,139	5,648																				
Commercial	9,787		43,259		100,954		121,620																					

		(employment, retail and leisure) square metres floorspace *(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31 st March 2014)																				
52.	Site allocations Tiverton section	Replace Table 11, under paragraph 3.3 with the following: <table><tr><th>Use</th><th>Commitments at 31 March 20142016</th><th>Completions since 2013</th><th>Uncommitted Allocations</th><th>Total</th></tr><tr><td>Housing (dwellings)</td><td>522745</td><td>93261</td><td>1,6431,540</td><td>2,2582,546</td></tr><tr><td>Commercial (employment, retail and leisure) square metres floorspace *(Note at time of publication latest commercial monitoring not yet available – figures presented remain</td><td>805</td><td>1,550</td><td>38,000</td><td>40,355</td></tr></table>					Use	Commitments at 31 March 2014 2016	Completions since 2013	Uncommitted Allocations	Total	Housing (dwellings)	522 745	93 261	1,643 1,540	2,258 2,546	Commercial (employment, retail and leisure) square metres floorspace *(Note at time of publication latest commercial monitoring not yet available – figures presented remain	805	1,550	38,000	40,355	To update the table with the latest monitoring data.
Use	Commitments at 31 March 2014 2016	Completions since 2013	Uncommitted Allocations	Total																		
Housing (dwellings)	522 745	93 261	1,643 1,540	2,258 2,546																		
Commercial (employment, retail and leisure) square metres floorspace *(Note at time of publication latest commercial monitoring not yet available – figures presented remain	805	1,550	38,000	40,355																		

		position at 31 st March 2014)																																			
53.	Site allocations Tiverton section	Within paragraph 3.4 amend first sentence to read “ Six <i>Seven</i> sites are allocated for housing in Tiverton, excluding two <i>one</i> contingency sites at Tidcombe Hall and Wynnard’s Mead....” Amend final sentence of paragraph 3.4 to read “...and applications for in excess of 1,000 dwellings pending determination <i>now with planning permission or resolution to grant subject to a section 106 agreement.</i> ”					To reflect the removal of the Wynnards Mead contingency site and to provide the latest position in regards to the applications on the Tiverton Eastern Urban Extension site.																														
54.	Site allocations Tiverton section	Replace Table 12 with the following: <table><tr><th>Site</th><th>Policy</th><th>Gross site area (ha)</th><th>Net site area (ha)</th><th>No. dwellings allocated <i>without permission</i></th></tr><tr><td>Eastern Urban Extension</td><td>TIV1-TIV5</td><td>153</td><td>64.86</td><td>152 201,250</td></tr><tr><td>Moorhayes Park</td><td>TIV8</td><td>0.4</td><td>0.4</td><td>8</td></tr><tr><td>Howden Court</td><td>TIV9</td><td>0.47</td><td>0.38</td><td>10</td></tr><tr><td>Roundhill</td><td>TIV10</td><td>0.4</td><td>0.4</td><td>20</td></tr><tr><td>Palmerston Park</td><td>TIV11</td><td>0.9</td><td>0.72</td><td>25</td></tr></table>					Site	Policy	Gross site area (ha)	Net site area (ha)	No. dwellings allocated <i>without permission</i>	Eastern Urban Extension	TIV1-TIV5	153	64.86	152 201,250	Moorhayes Park	TIV8	0.4	0.4	8	Howden Court	TIV9	0.47	0.38	10	Roundhill	TIV10	0.4	0.4	20	Palmerston Park	TIV11	0.9	0.72	25	To reflect the latest position with regard to allocated sites without planning permission.
Site	Policy	Gross site area (ha)	Net site area (ha)	No. dwellings allocated <i>without permission</i>																																	
Eastern Urban Extension	TIV1-TIV5	153	64.86	152 201,250																																	
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Palmerston Park	TIV11	0.9	0.72	25																																	

		<table><tr><td>Phoenix Lane</td><td>TIV12</td><td>1.4</td><td>1</td><td>60</td></tr><tr><td>Blundells School</td><td>TIV16</td><td>14</td><td>6</td><td>200</td></tr><tr><td>Total</td><td></td><td></td><td></td><td>1,6431,540</td></tr></table>	Phoenix Lane	TIV12	1.4	1	60	Blundells School	TIV16	14	6	200	Total				1,643 1,540																
Phoenix Lane	TIV12	1.4	1	60																													
Blundells School	TIV16	14	6	200																													
Total				1,643 1,540																													
55.	Site allocations Tiverton section	<p>Amend first sentence of paragraph 3.5 to state ‘A number of housing sites were allocated in the previous Local Plan and already have planning approval, but are <i>either</i> not yet under construction <i>or only recently implemented.</i>’</p> <p>Replace Table 13 with the following:</p> <table><tr><th>Site with planning permission</th><th>Policy</th><th>Site area</th><th>Dwellings with planning permission</th></tr><tr><td><i>Eastern Urban Extension</i></td><td><i>TIV1-5</i></td><td><i>153</i></td><td><i>330</i></td></tr><tr><td>Farleigh Meadows</td><td>TIV6</td><td>8.2</td><td>300255</td></tr><tr><td>Town Hall</td><td>TIV7</td><td>0.5</td><td>5958</td></tr><tr><td><i>Moorhayes Park</i></td><td><i>TIV8</i></td><td><i>0.4</i></td><td><i>4</i></td></tr><tr><td><i>Palmerston Park</i></td><td><i>TIV11</i></td><td><i>0.9</i></td><td><i>26</i></td></tr><tr><td>Total</td><td></td><td>8.7</td><td>359693</td></tr></table> <p>Table 13: Housing allocations with planning permission (position at 31 March 20142016)</p> <p>Within Table 14 amend ‘8,000’ against Phoenix Lane to ‘7,000’.</p>			Site with planning permission	Policy	Site area	Dwellings with planning permission	<i>Eastern Urban Extension</i>	<i>TIV1-5</i>	<i>153</i>	<i>330</i>	Farleigh Meadows	TIV6	8.2	300 255	Town Hall	TIV7	0.5	59 58	<i>Moorhayes Park</i>	<i>TIV8</i>	<i>0.4</i>	<i>4</i>	<i>Palmerston Park</i>	<i>TIV11</i>	<i>0.9</i>	<i>26</i>	Total		8.7	359 693	In response to representations from N Jillings for Devonshire Homes Ltd (1050); Pemberton Hutton Developments c/o Jillings Hutton (5786); Mr R Persey c/o Jillings Hutton (4654) to ensure that the most up to date information on site capacity is reflected throughout the plan. To also update the table with the latest information about permitted sites.
Site with planning permission	Policy	Site area	Dwellings with planning permission																														
<i>Eastern Urban Extension</i>	<i>TIV1-5</i>	<i>153</i>	<i>330</i>																														
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Total		8.7	359 693																														
56.	TIV1 Eastern Urban Extension	<p>Amend Criterion a) to replace “1520” with “1580 to 1830”.</p> <p>Add new first sentence to paragraph 3.8 to state “<i>The allocation is carried forward from the Allocation and Infrastructure DPD which identifies it for 1550 to 2000 dwellings.</i>”</p>			Amend quantum of development to 1580 to 1830 dwellings to provide a range to																												

		After the 3 rd sentence of paragraph 3.8 insert the following: <i>“Taking into account permisisions granted or with a resolution to grant permission subject to a S106 agreement, it is considered that the site would be suitable to provide for 1580 dwellings. More detailed masterplanning of Area B is yet to take place and will establish the final number of dwellings and may demonstrate that a higher number of dwellings are able to be accommodated. Accordingly a range of housing numbers is given for the allocation. This approach to housing numbers reflects that taken by the Inspector on the Allocations and Infrastructure DPD.</i>	enable greater flexibility for the remaining masterplanning work. The lower end of the range has been increased to reflect recent permissions granted on Area A. . Paragraph 3.8 updated to provide explanation of the updated housing figure.
57.	TIV2 Eastern Urban Extension Transport Provision	Amend Criterion a) and b) as follows: (a) Provision of a new <i>grade-separated</i> junction to the A361 and road links to the site; (b) Traffic calming and environmental enhancement between Heathcoat Way and Putson Lane, including Blundell’s Road and Tidcombe Lane	In response to representation from Devon County Council (626). Reference to Tidcombe Lane removed from criterion B in response to confirmation from DCC that traffic calming of Tidcombe Lane not required.
58.	TIV2 Eastern Urban Extension	At the end of paragraph 3.14 add the following sentence: <i>“The first phase of Blundells Road traffic calming and environmental enhancement has been implemented.”</i>	Supporting text amended to provide an

	Transport Provision	<p>Amend paragraph 3.16 as follows: “This development is not expected to exceed approximately 1,500 homes. The final number of dwellings on the site will be established following further masterplanning exercise in relation to Area B. However, additional development of this site or further expansion to the east if exceeding 2,000 dwellings would likely trigger a requirement for a second access onto Heathcoat Way. Devon County Council has considered options for the route of this road, should it be required in the future.</p> <p>Amend paragraph 3.20, replace final sentence with: “Ongoing support of appropriate bus services will be required from the development until the point at which such services are self-supporting. Support of appropriate bus services will be required from the development for a minimum period of 5 years”</p>	<p>update on the latest information available.</p> <p>In response to representation from Devon County Council (626).</p>
59.	TIV3 Eastern Urban Extension Environmental Protection and Green Infrastructure	<p>Separate criterion e) into two criterion and amend wording as follows:</p> <p>e) Appropriate provision of a sewerage system to serve the development; and a Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance</p> <p>f) <i>The provision of a strategic Sustainable Urban Drainage Scheme provided in step with development to deal with all surface water from the development, paying particular attention in relation to runoff into Tidcombe Fen SSSI in terms of quality and quantity of water entering the fen, and arrangements for future maintenance of the scheme;</i></p> <p>Amend other criterion numbers accordingly.</p>	Request by the Environment Agency particularly having regard to the sensitivity of Tidcombe Fen SSSI.

60.	Policy TIV6 Farleigh Meadows	<p>Within criterion a) of the policy replace '300' with '255'.</p> <p>Within paragraph 3.35 amend the first sentence to read: "This is a previously allocated site that has planning permission <i>and but has not yet</i> commenced development."</p> <p>Within paragraph 3.35 amend third sentence to read: "The remaining 8.2 hectares has the capacity for about 300 255 dwellings..."</p> <p>Amend paragraph 3.37 as follows "An outline application for development at Farleigh Meadows was granted permission for the erection of up to 300 dwellings in 2013, <i>which was reduced to 255 dwellings at reserved matters stage. The proposal</i> Both applications met the requirements..."</p>	In response to representations from N Jillings for Devonshire Homes Ltd (1050); Pemberton Hutton Developments c/o Jillings Hutton (5786); Mr R Persey c/o Jillings Hutton (4654) to ensure that the most up to date information on site capacity is reflected throughout the plan.
61.	Policy TIV7 Town Hall / St Andrew Street	<p>Amend 3rd sentence of paragraph 3.38 as follows:</p> <p><i>As the new build part of</i> this development has not been built out, it is considered appropriate to include a policy target of 28% affordable housing to reflect the Council's viability evidence. Any revised scheme submitted in the future would need to be assessed against the criteria of the policy above and market conditions prevalent at that time.</p>	Supported text amended to add clarity.
62.	Policy TIV8 Moorhayes Park	<p>Replace final sentence of paragraph 3.40 with "A flood risk assessment will need to consider the potential for flooding. <i>A flood risk assessment will need to consider the potential for flooding from the leat including a scenario of blockage of local culverts/bridges that convey the leat.</i>"</p>	In response to Environment Agency representation (943) to ensure the latest flood advice is reflected in policy.
63.	Policy TIV9 Howden Court	<p>Replace criterion 'b' with 'Submission of a Junction Capacity Assessment to determine the need for a right turn lane from the A396 <i>if accessed via the into</i> Howden Court development; and'.</p> <p>Within paragraph 3.42 the third sentence amend beginning of sentence to state 'On the advice of the</p>	As the landowner (the Housing Department) has confirmed that the proposed access would

		Highway Authority, <i>if the site is accessed via the adjacent Howden Court development, it this development may need to be served by a right turn lane from the A396...</i> ’.	likely not be via the recently developed Howden Court allocation, but instead via Arnold Crescent to the north.
64.	Policy TIV11 Palmerston Park	Within criterion b) replace ‘a protected habitat’ with ‘ <i>any protected habitat or species</i> ’.	In response to Environment Agency representation (943).
65.	Policy TIV12 Phoenix Lane	Within criterion b) amend ‘8,000’ to ‘7,000’.	To reflect the revised retail need arising from the correct interpretation of the evidence.
66.	Policy TIV13 Tidcombe Hall CONTINGENCY SITE	Amend site area from 5.0ha to <i>8.4ha</i> .	Error in site measurement.
67.	Policy TIV13 Tidcombe Hall CONTINGENCY SITE	Separate criterion d) to form: d) Design and landscaping which protects the setting of the Grand Western Canal, Tidcombe Hall and Conservation Areas; and e) Archaeological investigations and appropriate mitigation measures.	Error in formatting.
68.	Policy TIV14 Wynnards Mead CONTINGENCY SITE	Delete allocation.	Following preparation of a Historic Environment Appraisal, as requested by Historic England representation (1170), this has

			indicated that the developable area, once the setting of various heritage assets is greatly reduced. Part of the remaining area is very steep (and therefore potentially undevelopable). The remaining quantum of development on the field to the north is unlikely to be of a sufficient size to boost supply in accordance with Policy S4 and therefore cannot fill its function as a contingency site. Accordingly it is proposed to be deleted.
69.	Policy TIV15 Tiverton Infrastructure	Amend criterion b) as follows “ <i>Traffic calming and environmental enhancement Public realm improvements and traffic calming</i> to Blundell’s Road in association with the Tiverton Eastern Urban Extension;”	Amended text for clarity.
70.	Policy TIV15 Tiverton Infrastructure	Insert new criterion between h) and i) to state “ <i>Enhanced library service provision;</i> ” Amend other criterion numbers accordingly.	In response to Devon County Council representation (626)

71.	Policy TIV16 Blundells School	<p>Insert new policy after TIV15 as follows:</p> <p>Policy TIV16 <i>Blundells School</i></p> <p><i>A site of 14 hectares north of Blundells School is allocated for residential development subject to the following:</i></p> <ul style="list-style-type: none"> <i>a) 200 dwellings with 28% affordable housing;</i> <i>b) Approximately 8 hectares of informal green infrastructure adjoining the River Lowman;</i> <i>c) Appropriate land shaping to raise areas for development above flood zone 3, including an allowance for the effects of climate change and to create additional floodplain to compensate for the loss of floodplain;</i> <i>d) Provision of a junction on Heathcoat Way and a safeguarded road route through the site to serve as a future second strategic road access for development at Tiverton eastern urban extension;</i> <i>e) Provision and enhancement of cycle and pedestrian links in the area;</i> <i>f) Site contamination assessment and remediation to mitigate risks associated with former and current land-uses including the scrapyards and former poultry factory measures;</i> <i>g) Provision of a sustainable urban drainage scheme to deal with all surface water from the development and arrangements for future maintenance;</i> <i>h) Implementation of transport plans and other non-traditional transport measures to minimise carbon footprint and air quality impacts.</i> <p>3.47 Land to the north of Blundells Road in the vicinity of Blundells School consists of a mix of Greenfield and brownfield land, including unattractive buildings no longer in use, in and adjoining the floodplain of the River Lowman. Current and former uses have the potential to cause contamination, including an impact on river quality, and development of this area has the potential to resolve such issues. The site is bounded by development to three sides, with the River Lowman forming the northern</p>	To reflect the inclusion of land at Junction 27 and associated housing.
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	<p><i>boundary. Most of the site was previously allocated for an extension to the Tiverton Business Park, which lies north of the river.</i></p> <p><i>3.48 The owners have previously confirmed availability, have sought allocation of the site, supporting the view that the site is viable. It is suitable for a relatively high density of development, as it would adjoin a large area of public open space. It is proposed to bring forward the residential element of the allocation from the previous plan (Allocations and Infrastructure DPD 2011).</i></p> <p><i>3.49 The flooding issues associated with the development of this site have been examined. The regeneration and sustainability benefits arising from redevelopment are sufficient that the sequential test set out in national policy is overcome, and the measures set out in the policy overcome the exceptions tests. The policy requires that remodelling of the site be carried out, in order to raise certain areas and lower others, the end result being no change to the functionality of the floodplain to deal with a 1:100 year return period flood event, including appropriate allowance for the effects of climate change. This remodelling would create a total of 6 hectares of developable land along the southern edge of the site, and 8 hectares of floodplain, which would be provided as Green Infrastructure. The Environment Agency has indicated that it is supportive of the carrying forward of the allocation given the opportunity it provides to assist in the provision of wider flood risk mitigation proposals in this area of the River Lowman.</i></p> <p><i>3.50 The western end of Blundells Road has air quality issues which have been within about 15% of exceeding the relevant guidelines. Additional road traffic from this site has the potential to bring this permanently over the relevant limits if access is obtained from Blundells Road. Accordingly, access to the site is proposed to be direct from Heathcoat Way via a new junction. The design and location of this junction and site access may in the future form part of a second strategic access to the Eastern Urban Extension. The development of this site will need to ensure that any future route through it to service the Eastern Urban Extension is not precluded. Non-vehicular access into and through the site should also be enhanced, through new and improved cycle and pedestrian routes including non-vehicular links to Blundells Road. An air quality assessment will be required with any application.</i></p> <p><i>3.51 The site contains a working scrapyards, adjoining the River Lowman, which has the potential to harm water quality. Its removal and cleanup of the site would be a particular benefit, and is a key</i></p>	
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		<p><i>justification for this allocation. Similarly, the former poultry factory on the site may be contaminated and is becoming increasingly derelict. It would be inappropriate to allow redevelopment of land within the site for new housing before the removal of the scrapyards, given the impact on the living conditions and health of occupiers arising from its continued operation. Accordingly, no residential development will be permitted on the site until the scrapyards have been removed and the site remediated. Appropriate measures, agreed with the Council, will be needed to allow the site's development.</i></p> <p><i>3.52 Provision of a Sustainable Urban Drainage Scheme will be required, to deal with the quality and quantity of surface water.</i></p>																
72.	Site allocations Cullompton section	<p>Replace Table 15 with the following:</p> <table><tr><th>Use</th><th>Commitments at 31 March 20142016</th><th>Completions from 1 April 2013 – 31 March 20142016</th><th>Uncommitted Allocations (within the plan period)</th><th>Total</th></tr><tr><td>Housing (dwellings)</td><td>199209</td><td>87487</td><td>3,5333,118</td><td>3,8193,814</td></tr><tr><td>Commercial (employment, retail and leisure) square metres floorspace <i>*(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31st March 2014)</i></td><td>19,669</td><td>3,598</td><td>57,000</td><td>89,267</td></tr></table>	Use	Commitments at 31 March 2014 2016	Completions from 1 April 2013 – 31 March 2014 2016	Uncommitted Allocations (within the plan period)	Total	Housing (dwellings)	199 209	87487	3,533 3,118	3,819 3,814	Commercial (employment, retail and leisure) square metres floorspace <i>*(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31st March 2014)</i>	19,669	3,598	57,000	89,267	To update the tables and text with the latest monitoring information/latest position with regard to permitted sites.
Use	Commitments at 31 March 2014 2016	Completions from 1 April 2013 – 31 March 2014 2016	Uncommitted Allocations (within the plan period)	Total														
Housing (dwellings)	199 209	87487	3,533 3,118	3,819 3,814														
Commercial (employment, retail and leisure) square metres floorspace <i>*(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31st March 2014)</i>	19,669	3,598	57,000	89,267														

Add additional sentence to end of paragraph 3.64 to state *‘Four sites are wholly or partially without planning permission and these are shown below:’*

Replace Table 16 with the following:

Site	Policy	Gross Site Area (ha)	Net site area (ha)	Allocated dwellings <i>Uncommitted Allocations (within the plan period)</i>
North West Cullompton	CU1-6	95	60	1,200 1,350
East Cullompton	CU7-12	160	96	2,100 1,700
Knowle Lane	CU13	9.8	5.9	30
Ware Park & Footlands	CU14	2.1	1.3	38
Exeter Road	CU15	1.4	1.1	45
Cummings Nursery	CU16	5.3	3.2	120
Total				3533 3,118

Amend paragraph 3.65 with the following: “Knowle Lane (Policy CU13) has planning permission for ~~285~~266 dwellings. Part of the site remains undeveloped and this is represented in Table 16. *Similarly Exeter Road (Policy CU15) has permission for 24 dwellings; there is uncertainty about the remainder of the site (it was originally allocated for 45 dwellings) and the balance is no longer shown above. Cummings Nursery (Policy CU16) now has commenced construction with permission for 100 dwellings.*”

Within Table 17 amend ‘9,000’ to ‘12,000’ against Venn Farm. Amend table total ‘65,000’ to ‘68,000’

73.	Policy CU1 North West Cullompton	<p>Amend '1200' to '1350' in policy.</p> <p>Amend '21,000' to '10,000' square metres commercial floorspace in policy.</p> <p>Add the following text to the end of paragraph 3.70: <i>"Traffic management measures on Willand Road and Tiverton Road will also be required. Devon County Council queue length monitoring at junction 28 of the M5 motorway indicates congestion at the AM peak. The development will need to mitigate its impact upon the junction's capacity through implementation of an improvement scheme, either to the existing junction or in the form of more extensive junction improvement works involving a second overbridge required in connection with development east of Cullompton under policy CU7."</i></p>	To reflect the North West Cullompton Masterplan SPD (Adopted February 2016) and a boundary amendment to North West Cullompton.
74.	Policy CU2 North West Cullompton Transport Provision	<p>As part of the development of North West Cullompton, the following transport infrastructure will be provided and funded by at the expense of all new development within the site:≡</p> <p>a) Provision of a network of streets linking to the existing highway network, including a through route suitable for buses linking Tiverton Road to Willand Road <i>suitable for buses</i> and wider all agricultural vehicles;</p> <p>b) Provision of bus, pedestrian and cycle routes at appropriate locations throughout the development, creating an attractive, permeable network for non-car modes travelling within, into and out of the area;</p> <p>c) Cycle and pedestrian links to and from the town centre and within the mixed-use urban extension;</p> <p>d) Implementation of travel plans and other non-traditional transport measures to minimise carbon footprint and air quality impacts;</p> <p>e) <i>Financial contributions</i> to bus service enhancements within, into and out of, the mixed-use urban extension; and a</p> <p>f) <i>Financial Contributions</i> to bus service enhancements between Cullompton, Exeter, Tiverton Parkway and Tiverton.</p> <p>g) <i>Financial contributions towards the Town Centre Relief Road and traffic management measures on Willand Road and Tiverton Road.</i></p> <p>Insert the following text after the second sentence of paragraph 3.75: <i>The development will need to mitigate its impact upon capacity at junction 28 of the M5 by financial</i></p>	<p>Objections raised by Persimmon Homes South West (3640) to the term "at the expense of" raising issues over viability and affordable housing.</p> <p>"Suitable for buses" moved to later part of sentence, "wider" removed as it is undefined and amended to "all".</p> <p>DCC request contributions from development to Town Centre Relief Road</p>

		<p><i>contribution towards junction improvements.</i></p> <p>Delete from 3.76 “These will need to be designed as part of the masterplanning process.” and insert the following text after the second sentence of paragraph 3.76:</p> <p><i>“Applications will be expected to respond to these aspirations and as set out in the adopted masterplan SPD for the site.”</i></p> <p>Amend paragraph 3.79 as follows:</p> <p>“As part of the masterplanning exercise the <i>The</i> development should be designed to be served by a permeable network of streets providing access to/from the development. “</p>	Updated to reflect the adopted North West Cullompton Masterplan.
75.	Policy CU3 North West Cullompton Environmental Protection and Green Infrastructure	<p>Amend the following sections of policy CU3 as follows:</p> <p>As part of the development of North West Cullompton, the following environmental protection and enhancement measures will be implemented at the expense of provided and funded by all new development within the site:</p> <ul style="list-style-type: none"> (a) Measures including A strategic landscaping and tree planting scheme to protect and enhance trees, hedgerows and other environmental features which contribute to the character and biodiversity, maintaining a wildlife network within the site and linking to the surrounding countryside; (b) An area of 28 hectares for strategic green infrastructure, laid out and managed with an appropriate mix of public parkland, open space, landscaping and potential local nature reserve and including an extension to the cemetery. (c) Areas of equipped and laid out public open space, totalling 0.16 0.7 hectares of equipped children’s play, 0.05 hectares teenage facilities, 2.6 hectares amenity open space, 4 hectares for parks, sports and recreation grounds, 0.7 hectares of allotments and 0.1 hectares for a community garden adjoining the health centre; (e) Appropriate provision for sewerage systems serving the development, and provision of a <i>strategically designed, and phased,</i> Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance; 	<p>Objections raised by Persimmon Homes South West to the term “at the expense of” raising issues over viability and affordable housing.</p> <p>Measures including Removed ‘measures including’ from criterion (a) as was superfluous.</p> <p>Policy updated to reflect the adopted North West Cullompton Masterplan SPD.</p>

			Amended wording regarding criterion e) requested by the Environment Agency.
76.	Policy CU3 North West Cullompton Environmental Protection and Green Infrastructure	Amend paragraph 3.81 as follows: There is an area of flood plain associated with a watercourse running across the site from west to east. There are also a number of small watercourses running through the site for which flood risk and flood zone data is unknown. A flood risk assessment will need to consider the potential of flooding along these watercourses. The layout of the development will need to take this into account. Areas of floodplain should be retained as part of the strategic green infrastructure. The urbanisation of the area has the potential to increase surface water run-off elsewhere, through the loss of permeable surfaces. The inclusion of a sustainable urban drainage scheme (<i>SUDS</i>) approach for the entire development will ensure that there is no additional run-off from the site as a result of development. <i>Critical Drainage Area designation will require a net reduction in rain water runoff which affects parts of Willand Road and adjacent properties. Measures should be put in place to reduce this.</i> Sustainable urban drainage schemes usually involve the provision of ponds, swales and other soft areas which can serve as a dual use for public open space and can be incorporated into wildlife networks. <i>The role of landscaping and tree-planting in flood prevention and carbon reduction should be recognised in the development. A detailed sustainable drainage strategy together with proposals for ongoing management and maintenance</i> for dealing with surface water must be prepared of the site <i>which builds on the high level approach set out in the adopted masterplan SPD in order to determine the number, size and location of the required SUDS features.</i>	Changes in red requested by the Environment Agency as this part of Cullompton is identified as a critical drainage area. To reflect the North West Cullompton Masterplan (Adopted February 2016)
77.	Policy CU3 North West Cullompton Environmental Protection and Green Infrastructure	Amend paragraph 3.84 to state: “A number of listed buildings lie within or close to the area. The setting of these will need assessment and protection as part of the layout and design work associated with the masterplanning exercise, or and subsequent planning applications. <i>Careful consideration needs to be given to the design of the new road through the site linking Tiverton Road to Willand Road. The cemetery and chapels could be closely affected by the road which runs close to the cemetery extension and could be prominent given the topography. Appropriate boundary treatments and screening is critical to mitigate</i>	Paragraph 3.84 updated to reflect the adopted North West Cullompton Masterplan SPD and in response to Historic England representation

		<i>any potential harm."</i>	(1170) which requested that the impact of the proposal, potential harm and mitigation be informed by a Historic Environment Appraisal which was subsequently undertaken by the Council.
78.	CU4 North West Cullompton Community Facilities	Remove words "at the expense of " and insert <i>"and funded by"</i>	Objections raised by Persimmon Homes South West c/o CLP Planning Ltd (3640) the term "at the expense of" raising issues over viability and affordable housing.
79.	CU4 North West Cullompton Community Facilities	<p>Amend the following criterion in policy CU4 as follows:</p> <p>"b) Construction costs for 300 places that <i>arise from the development to contribute to</i> a 420 place primary school with provision for early years;"</p> <p>Add the following to the end of paragraph 3.86: <i>"...and the adopted masterplan SPD."</i></p> <p>Amend the last sentence of paragraph 3.87 as follows: The location of community facilities will be considered as part of the masterplanning process <i>has been established within the masterplan for the site</i>, to ensure the highest level of access for residents and</p>	<p>Requested change by Devon County Council (626) representation.</p> <p>To reflect the adoption of the North West Cullompton Masterplan SPD.</p>

		other uses.	
80.	CU5 North West Cullompton Carbon Reduction and Air Quality	Remove words “at the expense of “ and insert “ <i>funded by</i> ”	Objections raised by Persimmon Homes South West c/o CLP Planning Ltd (3640) to the term “at the expense of” raising issues over viability and affordable housing
81.	CU5 North West Cullompton Carbon Reduction and Air Quality	Amend criterion e) to include “Offsite tree planting <i>where sufficient cannot be accommodated onsite</i> ”	To provide clarity in the policy the circumstances when offsite tree planting would be considered.
82.	Policy CU6 North West Cullompton Phasing	Amend Policy CU6 as follows: Criterion (c) “Provision of commercial development <i>after the delivery of the first 500 houses and prior to the delivery of the first 800 houses in step with housing</i> , at a rate of at least 0.91 hectare per 150 350 occupied dwellings <i>thereafter</i> ;” Criterion (d) “Provision of <i>8.8 hectares of strategic green infrastructure including broadly in step with development</i> , with equipped public open space <i>and one playing pitch prior to the occupation of no more than provided at a rate of at least 1 hectare per 200-500 dwellings</i> ;” Criterion (e) “ Occupation of no more than 400 dwellings before the Implementation of <i>local bus service improvements prior to the occupation of no more than 500 dwellings and strategic bus service enhancements phased with development</i> ;” Criterion (f) “ Occupation of no more than 500 300 dwellings before the opening of a ‘through route’ linking Willand Road to Tiverton Road and the delivery of traffic management measures on Willand ”	Change to CU6 c, d, e,f,g, h and insert new criteria (i) and supporting text proposed to reflect the adopted Masterplan.

		<p><i>Road;</i></p> <p>Criterion (g) "Transfer of serviced land for a primary school <i>together with right of accesses</i> to the Local Education Authority prior to the <i>commencement</i> of the occupation of any housing development on the site, and transfer of funding for education facilities in instalments; and"</p> <p>Criterion (h) "The necessary sustainable urban drainage features, and linking pipe work is integrated and phased appropriately in step with development <i>and, where required, temporary measures should be taken during construction to protect downstream areas from additional water run-off.</i></p> <p>Add new criterion (i) to state: "<i>Provision of M5 access improvements before any dwellings are occupied and thereafter broadly in step with development.</i>"</p>	
83.	Policy CU6 North West Cullompton Phasing	<p>Amend paragraph 3.91 as follows:</p> <p>The phasing of development will have an important impact on the surrounding area, but it will also impact on the economic viability of the development. The policy sets out the general approach to phasing, <i>with more detail being provided within the adopted masterplan SPD February 2016. However, this will need to be supplemented by a phasing strategy prepared as part of the masterplanning of the development.</i> Legal obligations and planning conditions will be used to control these phasing requirements.</p> <p>Amend '300' to '500' in the second sentence of paragraph 3.94</p> <p>Add the following to the end of supporting paragraph 3.94:</p> <p><i>"Devon County Council queue length monitoring at junction 28 of the M5 motorway indicates congestion at the AM peak. The development will need to mitigate its impact upon the junction's capacity through implementation of an improvement scheme, either to the existing junction or in the form of more extensive junction improvement works involving a second overbridge required in connection with development east of Cullompton under policy CU7."</i></p> <p>Amend paragraph 3.95 as follows:</p> <p>The development will generate the need for additional primary school provision <i>over and above existing</i></p>	Changes to supporting text proposed to reflect the adopted Masterplan

		<i>requirement within the town.</i> To ensure that reliance on car based trips is reduced, it is important to ensure that this is provided within close proximity of new dwellings within the urban extension. It will therefore be a requirement that land is transferred to the Local Education Authority <i>with right of access</i> before any houses are occupied <i>the development commences.</i>	
84.	Policy CU6 North West Cullompton Phasing	Add to the end of Policy CU6 criterion (h): <i>“and, where required, temporary measures should be taken during construction to protect downstream areas from additional water run-off.”</i>	Identified as a critical drainage area by EA and raised by individual. Having regard to EA issues about pluvial run off temporary measures are likely to be necessary during construction phase.
85.	Policy CU7 East Cullompton	Within criterion a) Amend “2100” to “1,750” and “500” to “850”. Add the following text at the end of paragraph 3.94: <i>The Council has been working closely with statutory consultees to ensure emerging proposals for Junction 28 M5 improvements are appropriately designed.</i>	To reflect the anticipated later commencement of the site. To reflect the latest advice from the Highway Authority.
86.	Policy CU9 East Cullompton Environmental Protection and Green Infrastructure	Add additional criterion after g) to state <i>“Design solutions which respect the settings of listed buildings adjoining the site.”</i> Add additional supporting paragraph after 3.108 to state <i>“Two listed buildings are adjacent to the northern boundary of the site. The setting of these will need assessment and protection as part of the layout and design work associated with the masterplanning exercise, and subsequent planning applications.”</i>	Informed by the Historic Environment Appraisal undertaken by the Council and to ensure consideration is giving to protecting the setting of adjoining listed

			buildings.
87.	Policy CU9 East Cullompton Environmental Protection and Green Infrastructure	<p>Amend CU9 criterion f) as follows:</p> <p>“f) Appropriate provision of a sewerage system to serve the development and a <i>strategically designed, and phased</i>, Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance.”</p>	<p>To address Environment Agency concerns.</p> <p>Inserted words advised by EA.</p>
88.	Policy CU9 East Cullompton Environmental Protection and Green Infrastructure	<p>Add to para 3.107:</p> <p>“The role of landscaping and tree-planting in flood prevention and carbon reduction should also be recognised in the development.”</p> <p>Amend the first sentence of para 3.108 as follows:</p> <p>“The development of this site will have an impact on the character of the area. The incorporation of appropriate <i>screening</i>, landscaping and tree planting will act to mitigate this and should be designed to support high quality green infrastructure areas and wildlife corridors <i>and noise attenuation</i>. “</p>	<p>Additional text to recognise the role of landscaping and tree-planting in flood prevention and carbon reduction.</p> <p>Additional text to recognise noise impact.</p>
89.	Policy CU10 East Cullompton Community Facilities	<p>Replace CU10 (c) with following wording:</p> <p><i>Construction costs for a primary school of at least 630 places plus additional early years provision. The required primary school capacity should be delivered through the provision of either one or two schools;</i></p>	To reflect Devon County Council (626) proposed rewording.
90.	Policy CU10 East Cullompton Community Facilities	<p>Add additional text to end of para 3.111:</p> <p><i>“The need for additional health care provision could be accommodated within the community facilities.”</i></p>	To provide clarity that additional health care provision could be accommodated within the community

			facilities.
91.	Policy CU11 East Cullompton Carbon Reduction and Air Quality	<p>Amend criterion e) as follows:</p> <p>“Offsite tree planting <i>where sufficient cannot be accommodated onsite</i>”</p>	To provide clarity in the policy the circumstances when offsite tree planting would be considered.
92.	Policy CU12 East Cullompton Phasing	<p>Amend criterion (a) to state:</p> <p>“Provision of affordable housing will be in broad broadly in step with the market housing”</p> <p>Amend Criterion (f) to state:</p> <p>“Provision of the first phase of <i>comprehensive</i> M5 access improvements before any dwellings are occupied, followed by strategic highways infrastructure...”</p> <p>Amend Criterion (g) to state:</p> <p>“Transfer of serviced land <i>together with right of access</i> for a primary school(s) at no cost to the Local Education Authority prior to the first occupation of residential development...”</p> <p>Amend supporting text of 3.116 as follows:</p> <p>Devon County Council’s Strategic Highways Option Report (2014) sets out an initial assessment of the various elements phasing of transport infrastructure needed to service the site. A scheme, referred to in the report and scheduled to be delivered during 2014/15, only provides sufficient capacity for the allocations contained with the previous Local Plan. A signalisation scheme at junction 28 of the M5 was undertaken in 2015. However this scheme does not produce junction capacity to accommodate this development. The first phase referred to in criterion (f) above therefore only relates to the subsequent</p>	<p>Amended for clarity.</p> <p>Added for clarity.</p> <p>To reflect the latest advice from the Highway Authority.</p>

		<p>highway works set out in the Devon County Council report. <i>The Council has been working closely with statutory consultees to ensure emerging proposals for junction 28 M5 improvements are appropriately designed.</i></p> <p>Amend supporting text of paragraph 3.117 as follows: While East Cullompton developers will be expected to pay for most of the infrastructure associated with this development through a Section 106 legal agreement, the Town Centre Relief Road was allocated in the previous Local Plan and was required in response to other developments in and around Cullompton. With the allocation of East Cullompton, <i>a larger area is available within which to locate the relief road as it is proposed as part of the transport mitigation in connection with this allocation.</i> it may now be possible to deliver the relief road on the eastern side of the motorway, possibly as part of the transport mitigation to serve East Cullompton. Dependent on the final route option, the relief road may be either east or west of the motorway. Development contributions are proposed via planning obligations on East Cullompton and NW Cullompton developments. may either be funded by the development of East Cullompton or through the Community Infrastructure Levy. In addition, the Council will seek external sources of funding to help bear the cost of highways works that are needed early in the East Cullompton development, as these are critical to the delivery of this strategic site.</p> <p>Add <i>‘together with right of access’</i> after <i>‘the serviced land should...’</i> in paragraph 3.119.</p>	
93.	Policy CU13 Knowle Lane	<p>Within criterion a) amend “315” to “296” and within paragraph 3.122 amend “285” to “266” and “315” to “296”.</p> <p>Add new criterion (j) to state: <i>‘Provision of M5 access improvements before more than 266 dwellings are occupied.’</i></p> <p>Add <i>‘its delivery is not dependent upon further M5 access improvements’</i> after the first sentence of 3.122.</p>	<p>To reflect revised site capacity following granting of the reserved matters consent over the majority of the site. Supporting text updated to reflect the latest advice from the Highway Authority.</p>

94.	Policy CU14	<p>Amend policy criterion b) to state “No development until the road through the North West Cullompton site (Policy CU1) linking Tiverton Road to Willand Road is fully in operation <i>for public use.</i>”</p> <p>Amend policy criterion c) to state “No development until <i>the significant improvements works associated with the provision of access to the East Cullompton allocation</i> an improvement scheme or mitigation measures have been implemented at M5 Junction 28.;;”</p> <p>Amend paragraph 3.127 as follows:</p> <p>“ The site will also impact on the capacity of Junction 28 of the M5 motorway which at present cannot accommodate the additional trips generated by this development. <i>Significant improvement works, including provision of a new overbridge, are proposed to provide additional junction capacity and access to the East Cullompton allocation (CU7-CU12). Once completed, these works should</i> An improvement scheme, being developed by Devon County Council is scheduled to be delivered during 2014/15 and should provide the additional capacity required....’”</p>	<p>Policy criterion b) proposed change added for clarity. Amendment to policy criterion c) to delay development of the site until after improvements works have taken place in response to the latest traffic modelling of the capacity of J28 by Devon County Council.</p>
95.	Policy CU15 Land at Exeter Road	<p>Within criterion a) amend “45” to “24”.</p> <p>Replace the final sentence of paragraph 3.128 with the following: “The site can accommodate 45 dwellings, of which 28% will be affordable. Planning permission has been granted for 24 dwellings, though potentially the site could accommodate more <i>subject to sufficient capacity being available at J28 of the M5.</i>”</p>	<p>To reflect the recent planning permission granted on the site. Part of the site does not have permission however there is uncertainty over its delivery and it is unlikely to make the contribution in numbers stipulated by the original policy. It is therefore assumed to</p>

			make no further contribution to supply, however this would not preclude the remainder coming forward on a windfall basis. Paragraph 3.128 updated to reflect the latest advice from the Highway Authority.
96.	Policy CU16 Cummings Nursery	<p>Within criterion a) amend “120” to “100” and “35%” to “30%”.</p> <p>Amend third sentence of paragraph 3.130 as follows: “The site has outline reserved matters permission for 120100 dwellings including 3530% affordable housing but has not yet commenced construction.”</p> <p>Add the following sentence to the end of paragraph 3.130: <i>“Any revised scheme proposing additional housing numbers will be subject to capacity at junction 28 of the M5.”</i></p>	<p>To reflect the obligations and dwelling numbers permitted in the reserved matters application.</p> <p>Paragraph 3.130 updated to reflect the latest advice from the Highway Authority.</p>
97.	Policy CU17 Week Farm	<p>Delete criterion c) <i>“Development shall not commence until the completion of improvements to M5 Junction 28 through signalisation of the slip roads east of the motorway.”</i></p> <p>Amend criterion numbers following the above accordingly.</p> <p>Include an additional criterion as follows: <i>“g) Provision of M5 access improvements before any commercial floorspace is brought into use.”</i></p>	<p>These works were undertaken in 2015.</p> <p>The plan has been updated to reflect recently completed highways works.</p>

		<p>Include the following at paragraph 3.134:</p> <p><i>Signalisation Development should not commence until improvement works programmed at M5 Junction 28 are complete were undertaken in 2015. Devon County Council queue length monitoring at junction 28 of the M5 motorway indicates congestion at the AM peak. The development will need to mitigate it's impact upon the junction's capacity through implementation of an improvement scheme, either to the existing junction or in the form of more extensive junction improvement works involving a second overbridge required in connection with development east of Cullompton under policy CU7. A transport assessment to accompany a planning application would need to consider the impacts on the local and strategic road network including Junction 28 of the M5.</i></p>	<p>Additional text also provided to clarify requirements of the transport assessment and impacts on the M5 Junction 28.</p>
98.	Policy CU18 Venn Farm	<p>Within criterion a) amend "9,000" to "12,000". Replace 'B2 – B8' with 'B1 – B8'.</p> <p>Delete criterion c) <i>"Development shall not commence until the completion of improvements to M5 Junction 28 through signalisation of the slip roads east of the motorway."</i></p> <p>Amend criterion numbers following the above accordingly.</p> <p>Include an additional criterion as follows:</p> <p><i>"g) Provision of M5 access improvements before any commercial floorspace is brought into use."</i></p> <p>Add the following sentence to paragraph 3.139: <i>"Planning permission was granted in March 2015 for 12,000 sq.m of B1, B2 and B8 floorspace. A reserved matters planning application has been submitted for part of the site."</i></p>	<p>To reflect the quantum of development recently granted permission on the site.</p> <p>These works were undertaken in 2015.</p>

		<p>Amend paragraph 3.140 as follows:</p> <p>Signalisation Planned improvement works to Junction 28 were undertaken in 2015 will accommodate development at Vonn Farm and the Highways Agency England has removed a holding direction that previously prevented the development from taking place. <i>Devon County Council queue length monitoring at junction 28 of the M5 motorway indicates congestion at the AM peak. The development will need to mitigate it's impact upon the junction's capacity through implementation of an improvement scheme, either to the existing junction or in the form of more extensive junction improvement works involving a second overbridge required in connection with development east of Cullompton under policy CU7. Planning permission already granted does not include this requirement however it would apply to any new full or outline applications.</i> Access is achievable via Saunders Way, avoiding increased use of Kingsmill Road.</p>	<p>The plan has been updated to reflect recently completed highways works. Additional text also provided to clarify requirements as a result of impacts on the M5 Junction 28.</p>
99.	Policy CU19 Town Centre Relief Road	<p>Amend the last sentence of criterion d) to state:</p> <p><i>"Appropriate noise measures to mitigate the effects from the relief road including the provision of landscaping</i> Provision of landscaping to mitigate the effects of noise from the relief road</p> <p>Add additional criterion e) to state: <i>"Archaeological investigation and appropriate mitigation."</i></p> <p>Add new paragraph after 3.143 to state:</p> <p><i>"If the final route of the road is located on the western side of the motorway, there is the potential for impact on the settings of nearby listed buildings and the Cullompton conservation area. The extent of any impact will depend on the road's design and elevation above the flood plain, and therefore the final scheme will need to incorporate design solutions which mitigate such impacts. The site also lies in an area known to have been occupied since at least the Roman era, the area potentially containing archaeological deposits from this period onwards. Archaeological investigation and mitigation will therefore be required."</i></p>	<p>To provide greater clarity and flexibility.</p> <p>To reflect the findings of the Council's Historic Environment Appraisal of local plan sites.</p>

100.	Policy CU19 Town Centre Relief Road	<p>Within paragraph 3.142 amend as follows: “The Town Centre Relief Road, previously known as the Eastern Relief Road, is an integral part of the development strategy for Cullompton, designed to relieve traffic through the town centre in conjunction with a road through the North West urban extension to link Tiverton Road to Willand Road. The evidence in 2010 concluded that a new road to the east of the town centre is essential if the objectives of traffic relief, air quality improvement and with it town centre enhancement, are to be achieved. <i>It is also important since the town centre acts as a strategic relief route for the M5 during closures resulting in significant congestion.</i> Careful consideration will need to be taken in finalising the route, which could be located either side of the motorway. The aim will be to cause minimum impact on the CCA fields and <i>acceptability in terms of flood risk and flood flows.</i> Devon County Council is producing a Flood Risk Assessment and will consult on the options for the exact route of the road <i>should the final route impact on the loss of sports or open space, replacement provision will need to be made available in a suitable location.</i> At the planning application stage, safety measures such as the closure of the relief road via an automated system prior to its flooding may need to be considered. <i>The Council has been working closely with statutory consultees to ensure emerging proposals for junction 28 M5 improvements are appropriately designed.</i>”</p> <p>Within paragraph 3.142, at the end of the 4th sentence add “, <i>should the final route impact on the loss of sports or open space, replacement provision will need to be made available in advance of any development.</i>” Add the following sentence at the end of paragraph 3.142: “<i>The Council has been working closely with statutory consultees to ensure proposals for Junction 28 improvements are appropriately designed.</i>”</p>	<p>To provide additional local context and clarity.</p> <p>In response to representation from individual (2160) to ensure there is no short-term loss of provision of sports or open space during the development.</p>
101.	Policy CU20 Cullompton Infrastructure	Amend 3 rd sentence of policy to state: “The Council will use <i>developer funding via planning obligations</i> and the Community Infrastructure Levy and planning obligations where appropriate,...	Amended for clarity.

		<p>At the end of policy criterion b) add: <i>"and other Cullompton allocations;"</i></p> <p>Within the policy add criterion after l) to state 'Provision of works to reduce flood risk'.</p>	<p>In response to Environment Agency representation (943) and individual (3588) given the importance attached to reducing flood risk following the designation of Cullompton as a Critical Drainage Area.</p>
102.	Policy CU21 Land at Colebrook	<p>Replace criterion b) with 'The development shall not commence until the Town Centre Relief Road has been provided completion of the North West Cullompton through route linking Tiverton Road to Willand road;'</p> <p>Replace paragraph 3.149 with 'If this site comes forward for development, it must contribute to the provision of offsite highways infrastructure. Development in this location would increase traffic through the town centre, so would not be permissible until the Town Centre Relief Road has been provided, offering an alternative route. Development in this location has the potential to place pressure on the capacity of both the strategic and local road network. Devon County Council has therefore stipulated that development should only take place providing there is sufficient network capacity. If released, the site will need to be phased to come forward after further M5 access improvements are implemented. Any application for development must undertake an assessment of the impact of the proposal on both the capacity of the local road network and Junction 28 of the M5 and permission will only be granted where there are no significant adverse impacts which cannot be mitigated. Site commencement will also need to be deferred until after the completion of the through route linking Willand Road to Tiverton Road, which is being provided as part of the North West Cullompton allocation. The site is expected to</p>	<p>The revised criteria reflect the constraints of the road network in Cullompton and specify the circumstances when it would be acceptable for development to take place. .</p>

		contribute to the provision of off-site highways infrastructure. The development would also be expected to provide two points of access from Siskins Chase.																									
103.	Site allocations Crediton section	<div>Replace Table 18 with the following:</div> <table><tr><th>Use</th><th>Commitments at 31 March 20142016</th><th>Completions from 1 April 2013 – 31 March 20142016</th><th>Uncommitted Allocations</th><th>Total</th></tr><tr><td>Housing (dwellings)</td><td>216245</td><td>58107</td><td>633583</td><td>907935</td></tr><tr><td>Commercial (employment, retail and leisure) square metres floorspace *(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31st March 2014)</td><td>551</td><td>3,598</td><td>9,820</td><td>13,969</td></tr></table> <div>Amend paragraph 3.153 to state “Nine housing sites are allocated in Crediton, including Wellparks and Red Hill Cross which have has planning permission. All housing sites are considered achievable in principle, corresponding to a Crediton map that accompanies this document. Sites without planning permission are shown in Table 19 below:”</div> <div>Amend Table 19 as follows:</div> <table><tr><th>Site</th><th>Policy</th><th>Gross Site</th><th>Net site area</th><th>Uncommitted Local Plan</th></tr></table>					Use	Commitments at 31 March 20142016	Completions from 1 April 2013 – 31 March 20142016	Uncommitted Allocations	Total	Housing (dwellings)	216245	58107	633583	907935	Commercial (employment, retail and leisure) square metres floorspace *(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31 st March 2014)	551	3,598	9,820	13,969	Site	Policy	Gross Site	Net site area	Uncommitted Local Plan	To update the tables and text with the latest monitoring information/latest position with regard to permitted sites.
Use	Commitments at 31 March 20142016	Completions from 1 April 2013 – 31 March 20142016	Uncommitted Allocations	Total																							
Housing (dwellings)	216245	58107	633583	907935																							
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Site	Policy	Gross Site	Net site area	Uncommitted Local Plan																							

				Area (ha)	(ha)	allocations	
		Wellparks	CRE1	7.9	4.74	185	
		Red Hill Cross	CRE2	3.1	1.86	135	
		Cromwells Meadow	CRE3	2.4	1.44	35	
		The Woods Group	CRE4	0.17	0.17	8	
		Pedlerspool	CRE5	23.5	14.1	200	
		Sports Fields	CRE6	5.5	3.3	120	
		Stonewall Lane	CRE7	3.2	1.92	50	
		Land at Barn Park	CRE8	1.64	1.3	20	
		Land off Alexandra Close	CRE9	0.63	0.504	15	
		Total				765583	
104.	Policy CRE1 Wellparks	Add criterion e) <i>"Improved pedestrian and cycle access to the town centre and facilities to the south of the A377."</i>					In response to Crediton Neighbourhood Plan Steering Group representation (1734) and to mirror provision proposed as part of the planning permission (granted subject to S106).
105.	Policy CRE2 Red Hill Cross	Replace criterion c) with <i>"Provision of a safe and convenient footpath from Old Tiverton Road to the footway on the southern boundary of the site on Exhibition Road-Improved access to the town centre for pedestrians and cyclists;"</i>					In response to representations from Crediton Town Council

		Replace the first sentence of paragraph 3.161 with “ For the safety and convenience of pedestrians a footpath is required from the access to the site to link to the existing footway on the southern boundary of the site on Exhibition Road. The development will also be expected to provide improved access to the town centre for pedestrians and cyclists with scope for improvements along Exhibition Road. The development will need to contribute towards these and other improvements to the local pedestrian and cycle way network. A comprehensive approach to pedestrian and cycle route improvements should be taken in relation to allocations CRE2 Red Hill Cross, CRE5 Pedlerspool and CRE6 Sports Fields all on Exhibition Road.”	(678), Sustainable Crediton (2689) and Crediton Neighbourhood Plan Steering Group (1734) .
106.	Policy CRE2 Red Hill Cross	Replace paragraph 3.159 with the following: <i>‘The site previously had outline planning permission for 135 dwellings with 22% affordable housing, however the permission lapsed in 2016. It is understood that delivery of the site is likely to take place after the Pedlerspool allocation has received permission with options for joint access being considered.</i>	To update the text given the planning permission on the site has lapsed.
107.	Policy CRE2 Red Hill Cross	Replace paragraph 3.160 with “ The site is in a prominent position, which is visible from historic Shobrooke Park to the east. Detailed design and development which respect the local distinctiveness, including a generous landscape margin on the east facing side of the site will mitigate any potential impact. The site is in a prominent position, which is visible from historic Shobrooke Park to the east. Detailed design and development which respect local distinctiveness, including a generous landscape margin on the east facing side of the site will mitigate any potential impact.”	In response to Historic England representation (1170) which requested that the impact of the proposal, potential harm and mitigation be informed by a Historic Environment Appraisal which was subsequently undertaken by the Council.
108.	Policy CRE3 Cromwells Meadow	Add criterion b): “ <i>Archaeological investigations and appropriate mitigation measures.</i> ” At end of paragraph 3.163 add additional sentence to state: “ <i>The site also lies in an area of archaeological potential on the western edge of the floodplain. Archaeological investigation and</i>	To reflect the findings of the Council’s Historic Environment Appraisal of all local plan sites.

		<i>appropriate mitigation will be required.'</i>	
109.	Policy CRE3 Cromwells Meadow	At the end of paragraph 3.162 add new sentence ' <i>Appropriate landscaping will be required along the eastern boundary given the potential visibility of the site from historic Shobrooke Park.</i> '	In response to Historic England representation (1170) which requested that the impact of the proposal, potential harm and mitigation be informed by a Historic Environment Appraisal which was subsequently undertaken by the Council.
110.	Policy CRE4 The Woods Group	Delete full stop at end of paragraph 3.165 and insert " <i> whilst the site contains a number of unlisted buildings of strong traditional local character. The retention and conversion of these buildings would enhance the character of the conservation area. The loss of these buildings would be considered unacceptable without special justification.</i> "	To reflect the findings of the Council's Historic Environment Appraisal of all local plan sites.
111.	Policy CRE5 Pedlerspool	<p>Replace criterion b) with "Extra care housing comprising at least 25 units A serviced site of 1.1 hectares for a new primary school"</p> <p>Replace criterion d) with "A phasing strategy which ensures that extra care housing and a site for sports pitches are delivered broadly in step with the housing development A phasing strategy which ensures that sites for the sports pitches, affordable housing and gypsy and traveller pitches are delivered broadly in step with the housing development, and the school is transferred to the local education authority at a timetable agreed with Devon County Council."</p> <p>Replace paragraph 3.167 with "A need has been identified in Crediton for 25 extra care housing units. These should be provided within the Pedlerspool site in lieu of an employment use which was included in</p>	In response to representation from Devon County Council (626) which sets out the need for a new primary school in Crediton. This site is a suitable location given the quantum of development being focused on the north

		<p>a previous Local Plan policy. Commercial uses would still be considered on this site in addition to extra care housing, should a proposal demonstrate a suitable relationship between housing and commercial uses. Devon County Council has identified that there is a need for a new primary school in Crediton. Both existing schools are on constrained sites and are being expanded to their maximum potential. This site is a suitable location for a new school, given that the north east part of the town is the focus of growth and provides the opportunity to balance the distribution of schools in Crediton, thereby reducing travel distances for future and existing residents of this part of the town. Given that the need for the school arises from the wider growth of Crediton, the Pedlerspool allocation will not be expected to meet the full costs of providing the facility. The actual cost to the development and the timing of the transfer will be subject to negotiation between the landowner/developer, Mid Devon District Council and Devon County Council as Local Education Authority. The school should be provided within the site in lieu of an employment use which was included in a previous Local Plan policy. Commercial uses would still be considered on this site in addition to the school should a proposal demonstrate a suitable relationship between housing, commercial and community uses."</p>	<p>east of the settlement. The school is proposed in lieu of the extra care scheme, which retains an employment-generating use on site. The delivery of the school is considered to be a higher priority than the extra care scheme, as it is required to mitigate the impact of proposed development on pupil place provision within the town.</p>
112.	Policy CRE5 Pedlerspool	<p>Insert new criterion between h) and i) to state <i>"Improved access to the town centre for pedestrians and cyclists;"</i></p> <p>Amend criterion numbering following the above accordingly.</p> <p>Insert the following at the end of paragraph 3.170 <i>"The development will also be required to provide improved access to the town centre for pedestrians and cyclists with scope for improvements along Exhibition Road. The development will need to contribute towards these and other improvements to the local pedestrian and cycle way network. A comprehensive approach to pedestrian and cycle route improvements should be taken in relation to allocations CRE2 Red Hill Cross, CRE5 Pedlerspool and CRE6 Sports Fields all on Exhibition Road."</i></p>	<p>In response to representations from Crediton Town Council (678), Sustainable Crediton (2689) and Crediton Neighbourhood Plan Steering Group (1734) and in the interests of joined up planning.</p>
113.	Policy CRE5 Pedlerspool	<p>Replace paragraph 3.171 with "A small watercourse runs along the southern boundary of the site. A flood risk assessment will need to consider the potential for flooding. An onsite Sustainable Urban Drainage</p>	<p>In response to representation from the</p>

		Scheme will require implementation to negate any increase in flood risk. Sustainable drainage is a standard requirement of Policy DM1. The River Creedy flows to the east of the site. Hydrological and hydraulic assessment should be undertaken to verify the flood extent. The results of the modelling will inform the location of different uses on the site, directing residential development to areas of lowest flood risk. This will need to be set out in a Flood Risk Assessment and accompanying drainage strategy."	Environment Agency (943).
114.	Policy CRE6 Sports fields, Exhibition Road	<p>Insert new criterion between c) and d) to state <i>"Improved access to the town centre for pedestrians and cyclists;"</i></p> <p>Amend the criterion numbers following the above accordingly.</p> <p>Insert new paragraph after 3.174a to state <i>"The development will also be required to provide improved access to the town centre for pedestrians and cyclists with scope for improvements along Exhibition Road. The development will need to contribute towards these and other improvements to the local pedestrian and cycle way network. A comprehensive approach to pedestrian and cycle route improvements should be taken in relation to allocations CRE2 Red Hill Cross, CRE5 Pedlerspool and CRE6 Sports Fields all on Exhibition Road."</i></p>	In response to representations from Crediton Town Council (678), Sustainable Crediton (2689) and Crediton Neighbourhood Plan Steering Group (1734).
115.	Policy CRE7 Stonewall Lane	Within paragraph 3.177 amend as follows: <i>".... Any scheme for the redevelopment of the site would need to ensure adequate landscaping is provided to mitigate any landscape or visual impacts, as well as any heritage impacts associated with the adjoining Creedy Park. High quality design will be required in accordance with Policy DM1. There is the potential for cumulative highway impacts on the local road network arising from the development of this site and the nearby Pedlerspool allocation. A Transport Assessment will need to be provided, which comprehensively assesses the transport issues related to development of the site, taking into account the potential cumulative impact of nearby allocations...."</i>	In response to Historic England representation (1170) which requested that the impact of the proposal, potential harm and mitigation be informed by a Historic Environment Appraisal which was subsequently undertaken by the Council and in response to MJ Gleeson c/o Bell

			Cornwell LLP (3775) representation and to ensure the need to cumulatively assess the transport impacts of CRE5 and CRE7 is set out in both policies.
116.	Policy CRE10 Land south of A377	Replace '1.9 hectares' in policy to '2.6 hectares'.	In response to Tesco Stores Limited C/O Burnett Planning (4323) representation requesting the site area be increased to cover the areas deemed appropriate for employment development in application reference 09/00244/MOUT but not to include those proposed for landscaping or drainage.
117.	Policy CRE10 Land south of A377	Replace paragraph 3.182 with "There is a small watercourse which passes through the centre of the site. A flood risk assessment will need to consider the potential for flooding. A better understanding of the flows of the Rivers Yeo and Creedy, undertaken by the Environment Agency, has indicated that this area is at greater risk of flooding than indicated at the time of the original permissions which covered the wider Tesco site. They have indicated that some of the site may actually lie within an area of floodplain that	In response to Environment Agency (943) representation and subsequent advice provided.

		<i>would be highly functional in times of severe flood, and subsequently development previously considered acceptable could now exacerbate flood risk. A Flood Risk Assessment will therefore need to be submitted with any application on the site which will need to incorporate both a comprehensive level survey of the site's current arrangement, and additional modelling taking into account current levels. The purpose of such will be to determine the risks so that fully informed decisions regarding the suitability, or otherwise, of the currently undeveloped plots that benefit from outline permission can be made. The layout, site and floor levels of any development will be heavily dictated by the flood risks."</i>	
118.	Policy CRE10 Land south of A377	At the end of paragraph 3.182 insert additional sentence to state <i>"Appropriate landscaping and sensitive design and materials will be required given the position of the site to the south of the historic Downes park and garden and the listed complex at Wellparks."</i>	In response to Historic England representation (1170) which requested that the impact of the proposal, potential harm and mitigation be informed by a Historic Environment Appraisal which was subsequently undertaken by the Council.
119.	Policy CRE11 Crediton Infrastructure	Add additional criterion k) <i>"Provision of works to reduce flood risk."</i>	In response to Environment Agency (943) representation.
120.	Policy J27 Land at Junction 27.	Insert new policy after CRE11 as follows: <i>Land at Junction27</i> <i>Policy J27</i> <i>Land at Junction 27 of the M5 Motorway</i>	To reflect the Council decision on 22 nd September 2016 to propose an allocation of land at Junction 27 for mixed use leisure, tourism and associated

		<p><i>A site of approximately 71 hectares adjoining the south bound carriageway of the M5 motorway, adjacent to junction 27 is identified for major development. The land, which lies to the south of the A38, is allocated for the provision of a major high quality regional tourism, leisure and retail attraction supported by ancillary roadside services and supporting infrastructure including a pedestrian bridge across the M5 motorway linking the site to Tiverton Parkway railway station.</i></p> <p><i>The site provides a prime location for delivery of a major leisure destination themed around agriculture and the agri-economy; the regional environment and tourism; outdoor land and water-based adventure activities and outlet-retailing. The site provides a major opportunity to deliver a unique leisure destination at the gateway to Devon and Cornwall which should be realised as a single cohesive and comprehensively masterplanned visitor attraction.</i></p> <p><i>The allocation makes provision for the following elements:</i></p> <ul style="list-style-type: none"> • <i>Travel Hub (7ha) – Motorway/roadside services; electric car hub; hotel.</i> • <i>Agronomy Visitor Centre (9ha) – exhibition space and hall, gallery; research and education space; regional visitor centre and hotel.</i> • <i>Outdoor Adventure Zone (6ha) – Surf lake/lagoon; beach; high ropes adventure area.</i> • <i>Outlet Shopping Village (6ha) - Designer outlet shopping centre retailing controlled goods comprising discontinued/end-of-range lines, seconds and surplus/sample stock.</i> <p><i>The development is subject to the following:</i></p> <ul style="list-style-type: none"> a) <i>Provision of supporting access roads, parking and infrastructure/landscaping (43 ha);</i> b) <i>Provision of transport improvements to ensure appropriate accessibility for all modes, including new or improved access and egress onto the M5 motorway and pedestrian and cycling links across the motorway to Tiverton Parkway Railway Station;</i> c) <i>Environmental protection and enhancement including noise mitigation;</i> 	<p>retail.</p>
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- d) A comprehensive phasing programme to ensure the tourist and leisure provisions are delivered at the same time as the retail and service elements of the development; and**
- e) Prior to the approval of any planning permission for the site any required mitigation measures for the Culm Grasslands Special Area of Conservation shall be identified and agreed together with a time-scale for their provision and a mechanism for their maintenance.**

Development of the site should be brought forward in accordance with the terms of a detailed development brief, comprehensive masterplanning including at least two stages of public consultation and adoption of the Masterplan as a Supplementary Planning Document before any planning application for the any part of the site is determined.

3.184a A site of 71 hectares is allocated to the south and east of Junction 27 of the M5 motorway. The allocation identifies the land for tourism, leisure and retail development. The proposal seeks to significantly increase the tourism and leisure offer available in Mid Devon as identified in the Mid Devon Tourism Study 2014. The 2014 study identified that the M5 and the mainline railway provides an opportunity to develop Mid Devon's tourism infrastructure around these key links. To encourage a greater proportion of people to break their journey in the area, for instance to visit a local attraction, market or retail facilities or to stay. It identifies that this opportunity builds on the District's location at the gateway location to Exmoor and the North Devon Coast; and on the route to Dartmoor, the South Devon Coast and Cornwall from much of the UK. Given the volume of tourists who pass through Mid Devon on route to other destinations, such as North and South Devon and Cornwall, the study identified that more could be done to encourage these tourists to stop en-route and increase the length of time (and money) tourists spend in Mid Devon.

3.184b The study identified six potential strands to assist the growth of tourism in Mid Devon offering opportunities for visitors to stop and stay when travelling through to destinations further south and west. The allocation at J27 makes provision to directly address three of the recommended strategies by setting

		<p>a policy which can provide a major tourist, leisure and retail facility which caters for all age groups and which encourages visitors passing through to stop and spend time in Mid Devon.</p> <p>3.184c The allocation includes associated outlet/discounted retail floorspace to meet a regional comparison need and deliver the tourist and leisure elements of the allocation. Existing town centres will be safeguarded through planning controls.</p> <p>3.184d The proposals for a major facility of this nature needs to be considered carefully in terms of its impacts and the policy makes provision for detailed transport assessments, environmental protection and green infrastructure, energy conservation, provision of improved public transport, pollution and drainage considerations, phasing and importantly master planning with full public consultation prior to any planning applications being approved. Controls using legal agreements will be required to control the extent and types of use that take place on the site, particularly in respect of retailing which will be tightly controlled. Section 106 planning obligations will also make provision for any necessary infrastructure and public transport improvements and would need to ensure appropriate mechanisms are in place to ensure that the integrity of the Culm Grasslands SAC will not be adversely affected.</p>																
121.	Site allocations Rural Areas section	<p>Amend Table 21 as follows:</p> <table><tr><th>Use</th><th>Commitments at 31 March 20142016</th><th>Completions from 1 April 2013 to 31 March 20142016</th><th>Uncommitted Allocations</th><th>Total</th></tr><tr><td>Housing (dwellings)</td><td>432535</td><td>82347</td><td>330407</td><td>8441,289</td></tr><tr><td>Commercial (employment, retail and leisure) square metres floorspace *(Note at time of</td><td>20,733</td><td>4,119</td><td>8,800</td><td>33,652</td></tr></table>	Use	Commitments at 31 March 2014 2016	Completions from 1 April 2013 to 31 March 2014 2016	Uncommitted Allocations	Total	Housing (dwellings)	432 535	82 347	330 407	844 1,289	Commercial (employment, retail and leisure) square metres floorspace *(Note at time of	20,733	4,119	8,800	33,652	To update the tables and text with the latest monitoring information/latest position with regard to permitted sites. To also reflect the deletion of the proposed allocation HE1 'Depot', the inclusion of the site UF1 'West of Uffculme' which was allowed at
Use	Commitments at 31 March 2014 2016	Completions from 1 April 2013 to 31 March 2014 2016	Uncommitted Allocations	Total														
Housing (dwellings)	432 535	82 347	330 407	844 1,289														
Commercial (employment, retail and leisure) square metres floorspace *(Note at time of	20,733	4,119	8,800	33,652														

		publication latest commercial monitoring not yet available – figures presented remain position at 31 st March 2014)					appeal, the inclusion of the permitted and previously allocated site ‘School Close’, and the proposal not to delete the remainder of the existing allocation WI2. The site total for WI1 ‘Land east of M5’ within the table did not reflect the total in the allocation policy and has been amended here for consistency.	
		Amend Table 22 as follows:						
		Parish/location	Policy	Site	Gross Site Area (ha)	Net site area (ha)		Uncommitted Local Plan allocations
		Bampton	BA1	Newton Square	0.25	0.25		5
		Bow	BO1	Hollywell	1.2	0.96		20
		Bow	BO2	West of Godfrey Gardens	0.23	0.23		6
		Bradninch	BR1	Hele Road	0.3	0.3		7
		Chawleigh	CH1	Barton	1.25	1		20
		Cheriton Bishop	CB1	Land off Church Lane	1.9	1.52		3020
		Cheriton Fitzpaine	CF1	Barnshill Close	0.3	0.3		7

		Cheriton Fitzpaine	CF2	Land adj school	1.1	0.88	22	
		Copplestone	CO1	Old Abbatoir	1.5	1.2	30	
		Culmstock	CL1	Linhay Close	0.23	0.23	6	
		Culmstock	CL2	Hunter's Hill	0.4	0.4	10	
		Halberton	HA1	Land adj Fishers Way	0.6	0.48	10	
		Hemyock	HE1	Depot	0.55	0.44	10	
		Morchard Bishop	MO1	Greenaway	1.2	0.96	20	
		Newton St Cyres	NE1	Court Orchard	2.7	1.62	25	
		Sampford Peverell	SP1	Former Tiverton Parkway Hotel	0.45	0.36	10	
		<i>Sampford Peverell</i>	<i>SP2</i>	<i>Higher Town</i>	<i>6</i>	<i>3.6</i>	<i>60</i>	
		Sandford	SA1	Fanny's Lane	1.5	1.2	278	
		Silverton	SI1	Old Butterleigh Road	0.35	0.35	8	
		Silverton	SI2	The Garage	0.11	0.11	5	
		Thorverton	TH1	South of Broadlands	0.7	0.56	12	
		<i>Uffculme</i>	<i>UF1</i>	<i>West of Uffculme</i>	<i>3.49</i>	<i>2.1</i>	<i>60</i>	

Willand	WI1	Land east of M5	2.9	1.74	40-42
Total					330 347

Amend paragraph 3.187 as follows: “~~Three~~*Five* allocated housing sites already have planning approval, and these are set out below. The figures for these sites are based on the position as at 31st March ~~2014~~*2016*. The site, ‘West of Uffculme’ was granted permission on appeal, but fell outside the monitoring year and hence is included in the table above.”

Amend Table 23 with the following:

Site	Policy	Site area	Dwellings with planning permission
Stone crushing works (Scotts Quarry), Bampton	BA2	3.41	18
Ashleigh Park, Bampton	BA3	0.3	7
<i>School Close, Bampton</i>	<i>BA4</i>	<i>0.7</i>	26
<i>West of Godfreys Gardens, Bow</i>	<i>BO2</i>	<i>0.23</i>	6
Fanny’s Lane, Sandford	SA1	1.12	19
Total			44 76

Amend Table 24 with the following:

Parish/location	Site	Gross site area (ha)	Net site area (ha)	Floorspace (sq.m)
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		<table><tr><td>Bampton</td><td>Stone crushing works (Scott's Quarry), Bampton</td><td>0.45</td><td>0.36</td><td>355</td></tr><tr><td>Willand</td><td>Willand Industrial Estate</td><td>229.2</td><td>225.52</td><td>8,80022,000</td></tr><tr><td>Total</td><td></td><td></td><td></td><td>9,15522,355</td></tr></table>	Bampton	Stone crushing works (Scott's Quarry), Bampton	0.45	0.36	355	Willand	Willand Industrial Estate	2 29.2	2 25.52	8,800 22,000	Total				9,155 22,355	
Bampton	Stone crushing works (Scott's Quarry), Bampton	0.45	0.36	355														
Willand	Willand Industrial Estate	2 29.2	2 25.52	8,800 22,000														
Total				9,155 22,355														
122.	OBA4 School Close Bampton	<p>Insert additional policy after BA3 to state:</p> <p>Policy BA4</p> <p>School Close, Bampton</p> <p>A site of 0.7 hectares at School Close, Bampton is allocated for residential development subject to the following:</p> <p>a) 26 dwellings with 38% affordable housing;</p> <p>b) Access to be achieved off West Street;</p> <p>c) Traffic calming measures along West Street;</p> <p>d) Provision of a pedestrian footpath along West Street to link with the entrance to the site on West Street; and</p> <p>e) Provision of a Drainage Strategy and a Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance;</p> <p><i>3.194a This greenfield site is located towards the south of the former primary school and forms the remaining part of a previous allocation. It slopes upwards from north to south with the higher ground of the former school site on approximately the same level as that of the lower portions of the site.</i></p>			To be consistent with the approach taken elsewhere in the plan that all permitted but unimplemented existing allocations be rolled forward into the Local Plan Review.													

		<p><i>3.194b An application for 26 dwellings and associated vehicular and pedestrian accesses was granted outline permission by the Council in April 2013 subject to conditions. The permission includes 10 affordable units and consequently, the policy provides the criteria to be applied as a starting point, should any revised scheme be submitted.</i></p> <p><i>3.194c Parts of West Street are narrow and it is a Devon County Council Highways requirement that improvements, in the form of traffic calming measures, shall be made to the section immediately to the east of the access point and include the provision of a pedestrian path to link with an existing path further along West Street.</i></p>	
123.	Policy BO1 Land adjacent to Hollywell, Bow	<p>Within paragraph 3.195 amend as follows “Due to a large number of existing accesses further south along Station Road, <i>advice from the Highway Authority states that</i> a suitable access can only be achieved into the site via the north west corner where the boundary abuts Station Road. The existing house, ‘Hollywell’, will therefore need to be demolished to deliver the required access. <i>However, an alternative access option will be considered if a suitable scheme can be demonstrated to the satisfaction of the Highway Authority.</i>”</p>	In response to Bow Parish Council representation (47) and to ensure the policy is suitably flexible to respond to alternative highway options.
124.	Policy CH1 Barton, Chawleigh	<p>Insert additional criterion between b) and c) to state “<i>Design solution which respects the setting of the conservation area and listed buildings; and</i>”</p> <p>Amend criterion numbers following the above accordingly.</p> <p>Insert additional sentence at the end of supporting paragraph 3.201 to state “<i>Appropriate landscaping will be required to mitigate any potential impact on the conservation area and listed buildings, including the grade I church which lies to the south east.</i>”</p>	In response to Historic England representation (1170) which requested that the impact of the proposal, potential harm and mitigation be informed by a Historic Environment Appraisal which was subsequently undertaken by the

			Council.
125.	Policy CB1 Land off Church Lane, Cheriton Bishop	Amend site area to “1.4 hectares” from 1.9 hectares and reduce ‘30’ to “20” dwellings in criterion a).	In response to Cheriton Bishop Parish Council representation (42) and Individuals (4163, 5359, 5320, 4326, 4361, 5661, 4672, 4167, 4630, 4210, 4316, 5781, 4634, 4083, 4296, 4220) to ensure proposal is more in keeping with the existing pattern of development.
126.	Policy CB1 Land off Church Lane, Cheriton Bishop	Add new criterion d) to state “Provision of a landscape buffer along the northern boundary of the site.”	In response to Cheriton Bishop Parish Council representation (42) to reduce the impact on amenity of the neighbouring properties
127.	Policy CB1 Land off Church Lane, Cheriton Bishop	At end of paragraph 3.203 add new sentence to state “A design solution which provides the footpath on the inside of replacement planting to offset the loss of the hedgerow will be looked upon favourably at the planning application stage.”	In response to Cheriton Bishop Parish Council representation (42) and Individuals (4489, 4672, 4316) to ensure consideration is given to retaining the hedgerow

			along the boundary with the main road.
128.	Policy CF1 Barnhill Close, Cheriton Fitzpaine	At the end of paragraph 3.205 add the following: 'The site lies outside but relatively close to the edge of the conservation area. Appropriate design and choice of materials should ensure that there is no detrimental impact on the character and appearance of the historic environment.'	To reflect the findings of the Council's Historic Environment Appraisal of local plan sites.
129.	Policy HA1 Land Adjacent Fishers Way Halberton	Delete criterion c) and delete supporting paragraph 3.213.	The Devon County Council Archaeology Team has confirmed that the scale and situation of the development would not have an impact on any known heritage assets. As such they do not require any archaeological investigation to take place.
130.	Policy HA1 Land Adjacent Fishers Way, Halberton	Within the third sentence of paragraph 3.212 replace '20-25%' with "25-50%".	Error in text which did not reflect the original advice provided by Devon County Council as set out in the SHLAA site appraisals.

131.	Policy HA1 Land Adjacent Fishers Way, Halberton	Add additional sentence at the end of paragraph 3.212 to state: 'The site lies a short distance from the edge of the conservation area. Appropriate design, choice of materials and landscaping should ensure that there is no detrimental impact on the character and appearance of the historic environment.'	To reflect the findings of the Council's Historic Environment Appraisal of local plan sites.
132.	Policy HE1 Depot, Hemyock	Delete policy.	In response to representations from Messers Brooks & Nicholson c/o Greenslade Taylor Hunt (5767) and Individual (4376) which indicate the site is no longer immediately deliverable.
133.	Policy NE1 Court Orchard	<p>Insert new criterion between b) and c) to state <i>"Design which respects the setting of the conservation area;"</i></p> <p>Amend criterion numbers following the above accordingly.</p> <p>Within paragraph 3.222 after second sentence insert <i>"The conservation area boundary was revised in 2015 and now extends up to the south western boundary of the site. Careful design will be required to ensure the development can be sensitively accommodated."</i></p>	In response to Historic England representation (1170) which requested that the impact of the proposal, potential harm and mitigation be informed by a Historic Environment Appraisal which was subsequently undertaken by the Council and to reflect the revised conservation area boundary.

134.	Policy SP1 Former Tiverton Parkway Hotel, Sampford Peverell	Within the first sentence of paragraph 3.224 replace '20-25%' with "0-25%".	Error in text which did not reflect the original advice provided by Devon County Council as set out in the SHLAA site appraisals.
135.	Policy SP1 Higher Town, Sampford Peverell	<p>Insert new policy after SP1 as follows:</p> <p><i>Policy SP2</i></p> <p>Higher Town, Sampford Peverell</p> <p><i>A site of 6 hectares at Higher Town, Sampford Peverell is allocated for residential development, subject to the following:</i></p> <ul style="list-style-type: none"> <i>a) 60 dwellings with 30% affordable housing;</i> <i>b) No development until the completion of improved access works to the A361;</i> <i>c) Landscaping and design which respect the setting and character of the area;</i> <i>d) Provision of a drainage strategy and Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance;</i> <i>e) Mitigation of any wildlife impact including protection of hedgerows; and</i> <i>f) Archaeological investigation and appropriate mitigation.</i> <p><i>3.224a The site is on the edge of Sampford Peverell, outside the main built up part of the village. The site is elevated and will require careful landscaping and mitigation measures. Development of the highest ground should remain undeveloped. Low density and good design will be required to respect the existing character of edge-of village housing and conservation area. The site is currently bounded by hedgerow. Some loss of hedgerow would be required to enable access however, careful design should be considered to minimise this impact including incorporating new hedgerow into the design of the</i></p>	To reflect the inclusion of land at Junction 27 and associated housing.

		<p><i>development.</i></p> <p><i>3.224b This site lies in an area of archaeological potential with the Historic Environment Record recoding prehistoric activity. Any application will need to be accompanied by archaeological investigation and appropriate mitigation.</i></p> <p><i>3.224c The Highway Authority has advised that any development of the site should only commence once improvements to the A361 junction have been implemented.</i></p>	
136.	Add Uffculme, land west of Harvesters in following appeal decision	<p>Policy UF1</p> <p><i>Land west of Uffculme, Uffculme</i></p> <p><i>A site of 3.49 hectares at land west of Uffculme, Uffculme, is allocated for residential development subject to the following:</i></p> <ul style="list-style-type: none"> <i>a) 60 dwellings with 35% affordable housing;</i> <i>b) Archaeological investigation and appropriate mitigation; and</i> <i>c) Provision of a drainage strategy and Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance.</i> <p><i>3.238 The site is located to the west of Uffculme, adjacent to Uffculme Road. It comprises an agricultural field together with part of the rear garden belonging to the property known as Harvesters. The field has a frontage onto Uffculme Road from which access would be taken. An appeal decision has granted outline planning permission on the site for 60 dwellings with 35% affordable housing. The policy provides the criteria to be applied as a starting point, should any revised scheme be submitted. The site occupies an area where prehistoric activity is recorded in the wider landscape. Archaeological investigation and appropriate mitigation will therefore be required.</i></p>	This site was consulted upon as an option site in 2014. It was not included within the proposed submission version but was granted permission at appeal in 2016. It is proposed to be included in the plan as an allocation for Uffculme.

137.	Policy W12, Willand Industrial Estate, Willand	<p>Within the policy replace '2.2' with "9.2" hectares. Within criterion a) replace '8,800' with "22,000". Amend paragraph 3.238 as follows: "The site comprises level land within and adjoining the existing Willand Industrial Estate. It is part of a larger site that was previously allocated, but only part of Phase 1 of the development has proved deliverable. This smaller allocation will complete the development of industrial land close to the existing access into the industrial estate, commensurate with rural employment needs, while larger commercial allocations are located in more strategically accessible locations at Cullompton and Tiverton. It is part of a larger site allocated in the previous Local Plan, which has been partly developed. Access has now been secured to Phase 2 and an application for nearly 13,000 sqm of employment units has been submitted. This application would facilitate the relocation of Pallex from the neighbouring industrial estate to a purpose built Regional Distribution Centre within Phase 2 whilst providing a range of different sized units to meet market demand. It is anticipated that any remaining unconsented parts of the site could come forward over the plan period."</p>	<p>In response to representations from Pallex SW Ltd c/o WYG Planning (5769), which have addressed the Council's original reasons for deletion as the remainder of the site is now deliverable, with access to Phase 2 having been secured. The viability of delivering employment units in this location, which was another of the Council's concerns, is addressed by the representor's marketing report which demonstrates demand for a range of employment units sizes in this location and by the submission of a planning application for approx. 13,000sqm employment on this phase covering the</p>
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			entirety of phase 2. Also in response to representation from Willand Parish Council (44), the remaining undeveloped parts, approximately 0.45 hectares, of Phase 1 are also to be included within the enlarged allocation.
138.	DM1 High Quality Design	Amend Criterion d) as follows: “Creation of safe and accessible places that also encourage <i>and enable</i> sustainable modes of travel such as walking and cycling;”	To reflect representation by Crediton Neighbourhood Plan (1734), Crediton Town Council (678). It is also consistent with terminology used in other DM policies in the Local Plan Review such as DM5.
139.	DM1 High Quality Design	Amend paragraph 4.5 as follows ‘Development proposals must also accord with sustainable waste management principles, the requirements for which are set out in Policy W4 ‘Waste Prevention’ within the Devon Waste Plan. <i>The Devon County Council Waste Management and Infrastructure SPD should also be a material consideration.</i> Development Proposals....’	To reflect comment from Devon County Council (626) and better reflect the context of Mid Devon Local Plan and its relationship to

			other relevant documents.
140.	DM1 High Quality Design	Following paragraph 4.5 and a new paragraph: <i>'Soft landscaped SuDs are best placed to provide water quantity, water quality, public amenity and biodiversity benefits. When considering SuDs there is a preference for 'soft' landscaped solutions which should be sought in the first instance where possible and appropriate. Robust evidence should be provided where no soft landscaped solutions are used'.</i>	To reflect Environment Agency (943) preference for hierarchical approach. Devon County Council also supports this approach.
141.	DM2 Renewable and low carbon energy	Amend paragraph 4.6 as follows: <i>'... Examples of development considered under this policy include wind turbines, hydropower, or solar installations, and energy systems associated with other development such as combined heat and power (CHP) or district heating. Any wind turbine proposals will be considered in the context of the 18 June 2015 Written Ministerial Statement or latest government guidance thereafter. Evidence for this plan has identified that there is limited capacity for wind turbine development which includes reasons of landscape constraints of the district. Therefore no area within this plan has been identified as suitable for wind energy development.</i>	To reflect changes to National policy and updated evidence in response to the change in National policy.
142.	DM2 Renewable and low carbon energy	Add the following statement to paragraph 4.6: <i>Any wind turbine proposals will be considered in the context of the 18 June 2015 Written Ministerial Statement which requires planning applications for such development should only be granted if areas of suitable for wind energy development are identified in Local or Neighbourhood Plans. Following consideration of the evidence commissioned, the Council has concluded that it does not propose to identify such areas at a district level. This does not preclude suitable areas for wind energy development to come forward in Neighbourhood Plans.</i> Amend paragraph 4.8 as follows "For instance, renewable and low carbon energy proposals that use waste materials originating...."	Paragraph 4.6 updated to reflect the Government's Written Ministerial Statement of the 18 June 2015. To reflect Devon County Council (626) comment that the word 'waste' should precede 'materials' in paragraph

			4.8 to provide clarity. Devon County Council suggests the existing wording implies that the County are the Local Planning Authority for any energy development that uses fuel brought into the site which is incorrect.
143.	DM3 Transport and air quality	Add additional sentence to the beginning of Policy DM3: <i>'Development must ensure safe access to the transport network. Development proposals that would...'</i>	To reflect Devon County Council (626) comment that the policy could also refer to safe access to the transport network.
144.	DM3 Transport and air quality	Add a new paragraph under 4.9 <i>"A Transport Statement is similar to a Transport Assessment but is less detailed and can be used in some cases where transport issues arising from the development proposals do not require a full Transport Assessment. Where a Transport Statement in lieu of a Transport Assessment is considered acceptable this will be agreed by the planning authority in consultation with Devon County Council as the highway authority. All major applications will require a Transport Assessment unless advised by the planning authority "</i> .	To reflect Devon County Council (626) comment that transport statements are different from transport assessments and may be acceptable in some cases in lieu of a transport assessment.
145.	DM5 Parking	Within Non-residential table B8 Warehousing and distribution amend Cycle Parking Standard from '1 per 46.5' to <i>"1 per 465"</i>	Error in table and to ensure consistency with the provision of cycle

			parking for all other uses.
146.	DM5 Parking	Re-order supporting text paragraphs. Paragraph 4.21 to be place under 4.19.	To improve the readability of the supporting text. Numbered 4.19a for purposes of submission.
147.	DM7 Gypsy and traveller accommodation	<p>Gypsy and traveller accommodation <i>Traveller sites</i></p> <p>Planning applications for gypsy and traveller pitches, including pitches or plots for travelling showpeople, will be permitted where:</p> <p>a) — The need cannot be met on another suitable site in Mid Devon which has consent or is allocated for gypsy and traveller pitches;</p> <p>b) — Local services can be accessed without the use of a car;</p> <p>a) Suitable onsite facilities will be provided including space for children's play;</p> <p>b) The proposal will have suitable environmental quality for residents including non-isolating boundary treatments; and</p> <p>c) Occupation will be limited to those who meet the Government's published definition of gypsies and travellers, including travelling showpeople-;</p> <p><i>Where development proposals are considered under S13 local services can be accessed without the use of a car.</i></p> <p><i>Where development proposals are considered under S14, the need cannot be met on another suitable site in Mid Devon which has consent or is allocated for gypsy and traveller pitches.</i></p>	To provide clarity on the circumstances in which this policy will be relevant in-line with other strategic policies in the Local Plan.

		Sites with associated employment or storage elements may be permitted where there is specific justification and the location <i>of the proposed development</i> will not have harmful impacts on local amenity or the local environment. Gypsy and traveller accommodation may be included as part of the affordable housing requirement.	
148.	DM7 Gypsy and traveller accommodation	Amendment to paragraph 4.28 ‘....national policy indicated that local planning authorities should <i>very</i> strictly limit new traveller site development in the countryside...’	To reflect Planning Policy for Traveller Sites published in August 2015.
149.	DM7 Gypsy and traveller accommodation	Replace first sentence of paragraph 4.29 with ‘There is a need for 35 new pitches for gypsies and travellers for the period 2014-34. This need is proposed to be met on the largest strategic allocations. The travelling showpeople community is predominantly based in one large site at Cullompton, which is at capacity. A need for 11 plots has been identified and the Council is in discussions with a landowner to grant permission for one additional site near to the town which will meet the outstanding requirement.	To reflect new updated Mid Devon evidence on Gypsy and Traveller Accommodation Assessment.
150.	DM9 Conversion of Rural buildings	Additional paragraph to be inserted in supporting text under paragraph 4.38 <i>‘Policy DM9 refers to the conversion of existing buildings to a residential, tourism or employment use. Proposals for new-build employment and expansion of existing businesses will be assessed against DM18. Other policies in the Local Plan will also be applied as appropriate.’</i>	To provide clarity in the supporting text.
151.	DM12 Design of Housing	Amend policy DM12 as follows: “Policy DM12 Design of Housing <i>Housing Standards</i> New housing development should be designed to deliver: a) High quality local places taking into account physical context, local character, density and land use mix; b) a) Adequate levels of daylight, sunlight and privacy to private amenity spaces and principal windows;	To avoid repetition within the Local Plan a number of criterion have been deleted as they are repetitive of DM1 High Quality Design. Also to provide clarity DM12 and DM13 have also been

		<p>e) b) Suitably sized rooms and overall floorspace which allows for adequate storage and movement within the building together as set out in the Nationally Described Space Standard with external space for recycling, refuse and cycle storage;</p> <p>d) Adaptable dwellings that can accommodate a range of occupiers and their changing needs over time which will include the provision of a stairway suitable for stairlift installation or space for the provision of a lift in homes with more than one storey;</p> <p>e) c) Private amenity space that reflect the size, location, floorspace and orientation of the property; and</p> <p>f) Sustainable forms of development that maximise the natural benefits of the site through design, materials, technology and orientation;</p> <p>g) d) On sites of 10 houses or more the provision of 30% of dwellings built to Level 2 of Building Regulations Part M 'access to and use of dwellings'.; and</p> <p>h) Car parking in accordance with Policy DM5</p>	<p>combined to form this proposed policy. The criterion in DM13 are no longer set out as they are repetitive of the Nationally Described Space Standard, instead reference to the space standard is made within criterion b). The change also responds to Home Builders Federation (129) comment that the policy does not reflect Ministerial Statement 25th March in criterion c), d) and g). The supporting text from DM13 has been transferred to sit under this combined policy. The title of this policy has also been changed to better reflect the combined content.</p>
152.	DM13 Dwelling sizes	Combine policy with DM12 as set out above.	To provide clarity DM12 and DM13 have also

			<p>been combined to form this proposed policy set out above in DM12. The criterion in DM13 are no longer set out as they are repetitive of the Nationally Described Space Standard, instead reference to the space standard is made within criterion b). The change also responds to Home Builders Federation (129) comment that the policy does not reflect Ministerial Statement 25th March in criterion c), d) and g). The supporting text from DM13 has been transferred to sit under this combined policy. The title of this policy has also been changed to better reflect the combined content.</p>
153.	DM14 Town	Remove 'and Bampton' from the second line of DM14.	Bampton is not

	centre development		classified in the Local Plan Review as a town, as such its town centre boundary is proposed for deletion, this also reflects comment from Willand Parish Council (44).
154.	DM14 Town centre development	Amend second sentence of the policy to read “Within defined town centres, development proposals for <i>main town centre uses</i> , community and residential development will be supported where they:”	To ensure a consistent approach across policies and to align closely with the NPPF.
155.	DM14 Town centre development	Amend last sentence of the policy to read “Within primary shopping frontages, at ground floor level the proportion of A1, A2 and A3 retail uses will not be permitted to fall below 65 85% of all units”	To reflect changes to permitted development rights. The updated percentage reflects the increased range of uses considered within the primary shopping frontages and historic evidence demonstrating an average of 85% of A1-A3 uses within the town centres in Mid Devon since 2009.
156.	DM15 Development outside town	Remove ‘and Bampton’ from first line of DM15.	Bampton is not classified in the Local Plan Review as a town,

	centres		as such its town centre boundary is proposed for deletion, this also reflects comment from Willand Parish Council (44).
157.	DM15 Development outside town centres	<p>Amend third paragraph of policy to read: The Council will require an impact assessment to be submitted for any proposals for retail, and leisure <i>and office</i> development outside town centres, where the proposed total gross floorspace would exceed 500 square metres.</p> <p>Amend paragraph 4.48 as follows;</p> <p><i>“National policy requires local authorities to apply a sequential approach to retail development in towns main town centre uses, to ensure the vitality and viability of town centres are not harmed by out-of-centre development. A proportionate, locally set threshold may be applied to retail, leisure and office floorspace proposed outside of town centres, over which an impact assessment should be required. The Mid Devon Retail Study recommends a threshold of 500 square metres gross floorspace. The need for an impact assessment will be considered in the context of each application and will be required where the development will result in total gross floorspace of over 500 square metres, either itself or cumulatively with other existing or proposed development of a similar type.”</i></p>	<p>The inclusion of the word ‘office’ reflects the wording in the NPPF. The amendment of the word ‘proposed’ to ‘total’ in the policy clarity as to when an impact assessment will be required.</p> <p>Amendments to the supporting text are also provided to reflect these changes.</p>
158.	DM15 Development outside town centres	<p>Addition of new paragraph under 4.51 after ‘....Tourism Study and any other appropriate evidence’ to include:</p> <p><i>“Where specific allocations of this plan contain proposals for uses which are subject to the sequential test, a proportionate approach to the application of the test will be required, reflecting the strategic decisions already made through the local plan process. However, the local planning authority will still fully consider the potential impact on town centre vitality and viability to ensure that the primary role of the town</i></p>	<p>To provide guidance and clarity of what is to be considered when proposals for uses which are subject to the sequential test have been allocated.</p>

		<p><i>centres in meeting such development needs is maintained.”</i></p> <p>Start new paragraph of existing supporting text after the above proposed change:</p> <p>‘Where proposals are predicated to have a likely adverse impact.....’</p>	
159.	DM22 Tourism and leisure development	Amend criterion b) to “Where possible <i>appropriate</i> , involve conversion or replacement of existing buildings; and”	To improve clarity in applying the policy in a range of circumstances. The word ‘appropriate’ is considered in this instance more suitable than ‘possible’ in the context of this policy.
160.	DM23 Community Facilities	Amend third sentence of paragraph 4.70 as follows: “National policy seeks to retain and develop local services and community facilities and guard against their unnecessary loss, <i>while the vision for this Local Plan recognises the importance of providing safe, healthy and crime free neighbourhoods.</i> ”	To provide clarity in context.
161.	DM24 Protection of Local Green Space and recreational land/buildings	Include Bampton Millennium Green as Local Green Space.	To reflect request from Bampton Society (1319) and Mid Devon CPRE (486). The green space is in reasonably close proximity to the community. It is demonstrably special to the local community in conformity with the purposes of a Millennium Green, it is

			local in character and is not an extensive tract of land.
162.	DM24 Protection of Local Green Space and recreational land/buildings	Remove Bickleigh Church Green from Local Green Space designations.	<p>Since the proposed submission consultation, the reconsideration of Bickleigh Church Green has been reconsidered as a local heritage asset and has been removed from the register. Reasons for its removal include the lack of historic significance as a 'green' and historic community use of the space appears to be very occasional and therefore does support the claim that the plot has been used as a community space. For the reasons above it is considered that Bickleigh Church Green no longer meets the second test in</p>

			<p>paragraph 77 of the NPPF and therefore should be undesignated as a Local Green Space in the Local Plan Review. This also responds to comments from individuals (5237, 5827) that Bickleigh Church Green should not be designated as Local Green Space as there is no historic significance and it is private land.</p>
163.	DM24 Protection of Local Green Space and recreational land/buildings	Include Sanford Millennium Green as Local Green Space	<p>To reflect request from Bampton Society (1319) and Mid Devon CPRE (486). The green space is in reasonably close proximity to the community. It is demonstrably special to the local community in conformity with the purposes of a Millenium Green, it is local in character and is not an</p>

			extensive tract of land.
164.	DM25 Development affecting heritage assets	Amend criterion b) as follows: ‘...to consider their significance, character, setting (<i>including views to or from</i>), <i>appearance, design, layout</i> and local distinctiveness...’	To reflect comments by Historic England (1170). An exact copy of the representation has not been reflected in line with national guidance, in which in drafting policies undue repetition has been avoided by using criteria which sets out principles that are common to the different types of heritage assets. As such the full replacement policy by Historic England is not recommended however aspects of the suggested policy have been incorporated.
165.	DM25 Development affecting heritage	Amend point e) as follows: “...as set down in the guidance from English Heritage: “The Setting of Heritage Assets” <i>Historic England: ‘The Setting of Heritage Assets: Historic Environment Good Practice Advice in Planning:3’.</i> ”	To reflect rebranding of English Heritage to Historic England and

	assets		replacement of 'The Setting of Heritage Assets' with 'The Setting of Heritage Assets: Historic Environment Good Practice Advice in Planning: 3'
166.	DM25 Development affecting heritage assets	Amend paragraph 4.83 to state: Details of Mid Devon's non-designated heritage assets are on the register of heritage assets, which is available on the Council's website at www.middevon.gov.uk/heritageassets . The Council's online Public Access system at www.middevon.gov.uk/online applications has a property address search facility that identifies where heritage assets are present. Further details of heritage assets are available from English Heritage Historic England and the Historic Environment Service at Devon County Council, which holds the Devon County Historic Environment Record. The Council will publish a local register of non-designated heritage assets	To reflect comment from National Trust (170) and ensure most up to date information is available to the user.
167.	DM26 Green infrastructure in major development	Add new sentence at the end of Policy DM26 <i>"Where appropriate, the Council will seek contributions toward off-site green infrastructure where on-site green infrastructure is unfavourable."</i>	To reflect comment from the Environment Agency (943). The amendment will guide development to look towards off-site contribution where on-site provision is deemed inappropriate/unfavourable.

168.	DM26 Green infrastructure in major development	Add sentence at the end of paragraph 4.86: <i>“Green infrastructure in some cases can also serve the purpose of protecting or enhancing heritage assets.”</i>	To reflect comment from Historic England (1170). The addition of the sentence provides clarity.
169.	DM27 Protected landscapes	Amend first sentence of paragraph 4.94 “...are proposed within <i>or adjoining</i> protected landscapes or adjoining National Parks, it must be demonstrated...”	To respond to comment from Blackdown Hills AONB Partnership (1195) that applications adjoining should be applied equally to AONB’s as well as National Park’s.
170.	DM27 Protected landscapes	Add wording to paragraph 4.94 <i>“The impact of light pollution should also be considered with particular regard provided for the Dark Sky Reserve status of Exmoor National Park.”</i>	To respond to comment from Exmoor National Park authority (115) that consideration should be given to light pollution to minimise impacts on the Dark Sky Reserve status of Exmoor National Park.
171.	DM28 Other protected sites	Add sentence at the end of criterion c) of policy: <i>“Where mitigation measures are not possible compensatory measures in some cases may be considered appropriate.”</i>	To respond to Environment Agency (943) comment that compensatory measures should be included in the policy.

172.	DM28 Other protected sites	Add wording to end of paragraph 4.102 as follows: <i>“Where development is permitted and would lead to an adverse impact, appropriate mitigation measures should be put in place. Compensatory measures in some cases, where mitigation measures are not possible, may be considered appropriate. Compensatory measures are not possible in all cases and will depend on the context of the protected site. In the case of Natura 2000 sites, compensatory measures may only be considered if the proposal is deemed to be of overriding public interest and would involve engagement with both Central Government and European Commission.”</i>	To respond to Environment Agency (943) comment that compensatory measures should be included in the policy. Supporting has been proposed to set out the context for to the use of compensatory measures.
173.	Monitoring	Amend ‘360’ to ‘380’ against indicator ‘Housing trajectory showing net additional dwellings from 2013-2033’	To reflect updated housing target.
174.	Monitoring	Against the indicator ‘Total amount of additional commercial floorspace for whole district and individually for Tiverton, Cullompton, Crediton and rural areas’ update the average annual completions figures to state: Mid Devon 7350 Tiverton 1470 Cullompton 3675 Crediton 735 Rural areas 1470	To reflect the revised commercial development target within Policy S6.
175.	Policies Map General	Amend key in all maps where relevant to reference ‘Minerals Consultation Area’ instead of ‘Minerals Consultation Zone’.	To respond to Devon County Council (626) comment that reference to ‘Minerals Consultation Zone’ should be amended to ‘Minerals Conservation

			Area'.
176.	Policies Map General	Base maps to be updated to show the latest OS mapping updates	Comment from Bradninch Town Council (86) and individuals (773, 5843) noted that recently developed affordable housing was not shown on the Bradninch policies map this was due to a time lag between completed housing and OS mapping updates. This also responds to comments from individuals (5269, 5781) with regard to the Cheriton Bishop policies map.
177.	Policies Map General	Conservation areas to be updated to show the latest Conservation are boundaries.	To reflect updated 2015 Conservation Area boundaries and to respond to comment by individual (4489) which identifies an error on the proposed submission Cheriton Bishop Map in which

			the Conservation Area boundary differs from what was shown on the policies map.
178.	Policies Map Tiverton	Removed a part of TIV10 Roundhill allocation which overlapped a small area of some gardens at Lower Cotteylands.	In response to representation from individuals (5262, 5326)
179.	Policies Map Tiverton	Removed a part of TIV9 Howden Court allocation which overlapped a small area at the side of 17 Arnold Crescent	In response to representation from individual (5870)
180.	Policies Map Tiverton	Delete TIV14 Wynnards Mead allocation from policies map.	Policy is proposed to be deleted.
181.	Policies Map Cullompton	Amend allocation CU1-CU6 to reflect adopted NW Cullompton masterplan amendments.	In response to the adoption of the NW Cullompton masterplan. This amendment also relates to the comment made by individual (1901), Growen Estates c/o Rocke Associates (5748) and Rull Hamlet Association (1796).
182.	Policies Map Cullompton	Amend allocation CU1-CU6 to reflect a boundary error at the end of St George's Well Avenue.	In response to new information presented by an individual (outside of Local Plan Review consultation) that the border of their

			property is incorrectly shown. Land Registry documents have been presented as evidence.
183.	Policies Map Cullompton	Amend allocation CU7-CU12 to exclude outline over private garden.	In response to representation from individuals (5563, 5370 and 5818)
184.	Policies Map Cullompton	Amend area for town centre relief road to incorporate land to the south.	In response to representation from individual 5211 that it would be appropriate to extend the area identified for town centre relief road to incorporate land to the south to allow consideration of Duke Street bridge as part of the transport solutions.
185.	Policies Map Crediton	Settlement limit boundary amended to include land identified for development adjoining CRE10.	To respond to comment by Tesco Store Limited C/O Burnett Planning (4323), as part of the site is suitable for development the principle of which has already been accepted

			via previous outline permissions.
186.	Policies Map Bampton	Include remaining allocation OBA4 School Close, Bampton (previously AL/BA/1) to be reflected on policies map. To be identified as 'BA4' on the policies map. Outline of allocation and settlement limit to be amended to follow area with planning permission.	To be consistent with the approach taken elsewhere in the plan that all permitted but unimplemented existing allocations be rolled forward into the Local Plan Review.
187.	Policies Map Bampton	Include Bampton Millennium Green as Local Green Space.	To reflect proposed policy change.
188.	Policies Map Bickleigh	Remove designation of Church Green from Bickleigh Policies Map as Local Green Space.	To reflect proposed policy change.
189.	Policies Map Cheriton Bishop	Reduce site area to 1.4 hectares for proposed allocation CB1.	In response to Cheriton Bishop Parish Council representation (42) and Individuals (5269, 4163, 5359, 4122, 5320, 4326, 4361, 4168, 4630, 5781, 4634) to ensure proposal is more in keeping with the existing pattern of development.
190.	Policies Map Hemyock	Remove allocation HE1 from the map. Delete 'Proposed Residential Allocation' from the key.	To reflect a proposed modification to the plan discussed in the

			Hemyock modifications section to remove the allocation HE1. Also in response to representations from Messers Brooks & Nicholson c/o Greenslade Taylor Hunt (5767) and Individual (4376).
191.	Policies Map Sandford	Include Sandford Millenium Green as Local Green Space.	To reflect proposed policy change.
192.	Policies Map Thorverton	Amend Thorverton Local Green Space northern boundary to reflect the Green's deeds.	To respond to individual (5215) comment that the Thorverton Millenium Green's deeds differs from the outline of the Local Green Space shown on the policies map.
193.	Policies Map Uffculme	Remove waste management facility from policies map.	To respond to Devon County Council (626) that the Waste Management Facility should be omitted as it is no longer in the Devon Waste Plan.
194.	Policies Map	Inclusion of allocation UF1 Land west of Uffculme	In response to an

	Uffculme		additional allocation proposed following the 2016 appeal decision allowing outline planning permission for up to 60 dwellings.
195.	Policies Map Willand	Reduce the size of the area marked 'Proposed deleted site' for the allocation WI2 and accordingly increase the size of the allocated area to 9.2ha	In response to representations from Pallex SW Ltd c/o WYG Planning (5769), which has addressed the Council's original reasons for deletion as the remainder of the site is now deliverable, with access to Phase 2 having been secured. The viability of delivering employment units in this location, which was another of the Council's concerns, is addressed by the representor's marketing report which demonstrates demand for a range of employment units sizes

			in this location and by the submission of a planning application for approx. 13,000sqm employment on this phase covering the entirety of phase 2. Also in response to representation from Willand Parish Council (44), the remaining undeveloped parts, approximately 0.45 hectares, of Phase 1 are also to be included within the enlarged allocation.
196.	Glossary	Add additional entry which states: "Public Rights of Way (PRoW): give you the right to walk, ride a horse or cycle along certain routes and are are legally protected in the same way as roads."	Suggestion by Devon Countryside Access Forum (1534) to include a definition of Public Rights of Way in the Glossary.
197.	Glossary	Add additional entry which states: "Recreational Trail: a corridor, route or pathway, generally land or water based, primarily intended for recreational purposes, including walking, hiking, cycling, canoeing and horse-riding."	Suggestion by Devon Countryside Access Forum (1534) to include a definition of recreational trails in the

			Glossary.
198.	Glossary	Add additional entry which states: "Green Infrastructure: A network of multi-functional green space with recreational, visual and ecological value."	Omitted in error from glossary.
199.	Glossary	Add additional entry which states: "Self-Build and Custom Housebuilding: Homes built by individuals, associations of individuals or developers working with or for those individuals, to be occupied by those individuals. Homes that are built wholly or mainly to plans or specifications decided or offered by a developer/seller are excluded."	To respond to comment by Lightwood Land c/o Pegasus Planning (3678) in which it is suggested that reference to self-build should be amended to self/custom build.
200.	Glossary	Add additional entry which states: "Community Facilities: community facilities provide for the health and wellbeing, social, educational, spiritual, recreational, leisure and cultural needs of the community. They include pubs, post offices, shops, village halls, allotments, places of worship and various recreational facilities."	To respond to Devon and Cornwall Police c/o WYG (5762) to include a definition of community facilities in glossary.
201.	Glossary	Define 'main town centre uses' in glossary following the definition in the NPPF.	To provide clarity in interpretation of DM14 and DM15.

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1.0 Introduction

Preparation of the Local Plan

1.1 The purpose of planning is to help achieve sustainable development. This means ensuring that providing for the development needs of the current generation does not worsen the lives of future generations. The National Planning Policy Framework (NPPF) sets out how local councils should achieve this through the preparation of Local Plans and decisions on planning applications, having regard to the economic, social and environmental roles of sustainable development.

1.2 The Government requires that Local Plans are 'sound', meaning that they are:

- Positively prepared
- Justified
- Effective
- Consistent with national policy

1.3 The preparation of the Mid Devon Local Plan 2013-2033 has been guided by national planning policy and legislation in this respect. The plan sets out the strategic policies for development, identifies sites for housing, employment, infrastructure and environmental protection, and provides general policies on matters such as the design of development.

1.4 This Local Plan supersedes and replaces the following earlier plans:

- Core Strategy 2026 (adopted 2007)
- Allocations and Infrastructure Development Plan Document (adopted 2010)
- Local Plan Part 3: Development Management Policies (adopted 2013)

1.5 The Mid Devon Local Plan also forms part of the Development Plan for the district, alongside Devon County Council's Waste and Minerals Local Plans.

1.6 National planning policy sets the planning framework within which the Local Plan Review has been prepared. The National Planning Policy Framework (NPPF) was introduced in March 2012 and replaced multiple national policy statements and guidance with an overarching planning policy document. The NPPF requires local planning authorities to base local plans on adequate, up-to-date and relevant evidence about the economic, social and environmental characteristics and prospects of the area. Assessments of and strategies for housing, employment and other uses should be integrated, taking full account of relevant market and economic signals. In May 2014 the Government launched web-based planning practice guidance that brought together supporting planning guidance entirely on-line in an accessible and useable way.

1.7 Most importantly, the NPPF applies a 'presumption in favour of sustainable development'. For plan-making this means:

- Local planning authorities should positively seek opportunities to meet the development needs of their area;
- Local Plans should meet objectively assessed needs, with sufficient flexibility to adapt to rapid change, unless:
 - any adverse impacts of doing so would significantly and demonstrably outweigh the benefits, when assessed against the policies in the NPPF taken as a whole; or
 - specific policies in the NPPF indicate development should be restricted (for example, restrictions on development affecting Sites of Special Scientific Interest, Areas of Outstanding Natural Beauty, designated heritage assets or areas at risk of flooding).

1.8 The NPPF goes on to provide national policy on all areas of planning for development, such as design, transport, employment growth and the conservation of environmental and heritage assets. Before it can be adopted, a Local Plan must be subject to Examination in Public. The Planning Inspector applies tests of 'soundness', one of which refers to the plan's consistency with national policy. In addition, a Local Plan must be positively prepared, justified and effective, and the NPPF defines the meaning of these terms.

1.9 There is no longer a regional tier of planning policy in the form of a Regional Spatial Strategy. However, the Heart of the South West Local Economic Partnership (HotSW) has prepared a Strategic Economic Plan which has a bearing on strategic planning in Mid Devon.

1.10 Whilst national planning policy provides the planning framework within which a plan is to be prepared, the document has also been prepared in accordance with a regulatory framework set down by the EU requiring that the environmental impact of a plan be assessed. UK regulations take this a step further, requiring local planning authorities to also consider the social and economic impact of a plan in an environmental report when a Local Plan is submitted to the Secretary of State for Examination in Public, and subsequently adopted. Considering these three key elements together is central to assessing the sustainability of a plan. A Sustainability Appraisal has been carried out during the preparation of this Local Plan in order to gain an understanding of the sustainability challenges the district faces.

1.11 Local Authorities are also required to undertake a Habitat Regulations Assessment (HRA) of development plans. The HRA for the Mid Devon Local Plan Review considers the impact of the Plan on European sites either alone or in combination with other plans. European sites include Special Areas of Conservation (SACs) designated for species and habitats and Special Protected Areas (SPAs) designed for birds. Consideration is also provided to potential SPAs, candidate SACs, Sites of Community Importance and Ramsar sites. The HRA concludes that the development proposed in the Local Plan alone will not result in adverse effects on the integrity of European Sites around Mid Devon. However uncertainties exist regarding the potential for North Devon and Torridge Local Plan to have significant effects on the integrity of the Culm Grasslands SAC as a result of increased air pollution. Therefore it is not yet possible to conclude that there will be no likely significant effects as a result of implementing the new Mid Devon Local Plan in-combination with the North Devon and Torridge Local Plan. Further work has been commissioned to determine this impact; the HRA will be updated to reflect the latest evidence. The Sustainability Appraisal carried out during the preparation of the Local Plan has taken into account the findings of the HRA.

1.12 Furthermore, the Equalities Act 2010 requires Local Authorities to eliminate discrimination and promote equality when producing a Local Plan and Policies. An Equalities Impact Assessment

has been carried out to assess each policy and site allocation against five policy areas which have taken into account the 'protected characteristics' as set out in the Equalities Act. Policies have evolved and altered throughout the Local Plan Review process to reduce discrimination and promote equality.

1.13 The process of preparing the Local Plan and the Sustainability Appraisal has helped develop a picture of the district, its characteristics, constraints and sustainability issues. In particular Mid Devon is defined by:

- An inland district covering an area of 352 square miles, lying between Dartmoor, Exmoor and the Blackdown Hills
- One of the most sparsely populated local authorities in England and Wales with a high proportion of residents living outside the three market towns of Tiverton, Cullompton and Crediton
- Important transport routes cross cut the district, including the M5 motorway and A361, and the Great Western mainline railway
- A population of 78,600 (2013 Mid Year Estimate)
- High house prices compared with local wage levels, resulting in low levels of affordability (in line with a pattern which applies across the region and nationally)
- Low levels of inward commuting but high outcommuting, particularly to Exeter and Taunton
- High and increasing levels of car ownership
- 12 Sites of Special Scientific Interest, three Local Nature Reserves, two nature reserves managed by Devon Wildlife Trust and over 8 square kilometres of ancient woodland
- Rich historic environment including over 2000 listed buildings, 51 Conservation Areas, 49 Scheduled Monuments, 3 registered parks and gardens and 16 locally important parks and gardens
- Small areas of social deprivation within Tiverton, Cullompton and some of the remote rural areas

1.14 These characteristics and sustainability issues, and a range of other important issues which have informed the content of the plan, are discussed in greater detail in the accompanying Sustainability Appraisal (SA). The Local Plan has been prepared in response to these issues, seeking to deliver development in a sustainable manner, whilst respecting environmental limits. The SA charts this development process, reflecting how the plan has been put together following previous consultations and the production of evidence.

Vision and Spatial Strategy

Vision

1.15 The vision and spatial strategy describes how the sustainable development of Mid Devon will bring positive benefits to local communities through promoting community well-being, supporting economic success, conserving and enhancing the area and respecting environmental limits:

Mid Devon will be a prosperous and sustainable rural district, where individuals, families and communities can flourish as a result of access to good quality local employment, housing and services and a clean, green, safe environment. Local communities and private, public and voluntary organisations will work in partnership to meet social and economic needs in ways that enhance the environment and reduce the area's carbon footprint. High quality development in the right places with appropriate infrastructure will bring regeneration, social and economic benefits and enhance towns, villages and countryside while promoting sustainable use of energy and other resources and tackling the causes and effects of climate change. The Council will use planning and related powers to:

Promote community well-being

- Diverse, inclusive communities with a vibrant mix of accessible uses and local services
- Sufficient 'fit for purpose', decent homes which people can afford
- Safe, healthy and crime free neighbourhoods
- Active, involved, well-educated citizens
- A good range of opportunities to travel by active and sustainable modes
- Strong town and village communities
- Green Infrastructure for personal leisure amenity space

Support sustainable economic success

- A good range of jobs in urban and rural areas
- Growth that respects Mid Devon's relationship with Exeter and Taunton
- Profitable and expanding local businesses, attracting inward investment
- Attractive, lively and successful town centres
- Tourism and leisure enterprises that benefit the whole district
- Recognition of the role of heritage as a tourism attraction

Conserve and enhance the area

- High quality design in new developments
- Clean air and water
- Countryside, environment and heritage assets conserved and enhanced
- Attractive countryside providing for biodiversity and employment
- Effective reuse of existing buildings
- Conservation and enhancement of protected landscapes

Respect environmental limits

- Social and environmental benefits of development are optimised
- Developments use land, energy and resources effectively
- Waste is minimised and recycling rates are high
- Public transport, walking and cycling are encouraged
- Floodplains remain undeveloped
- Renewable energy projects within environmental limits

Spatial Strategy

Overall Strategy

In order to move towards achieving the vision, development will be managed to:

- Create a prosperous economy which increases inward investment into the district
- Meet objectively assessed needs for development, guided to locations which are or can be made sustainable, achieving a suitable balance of housing, employment, facilities and other uses within towns, villages, neighbourhoods and rural areas
- Reduce the need to travel by car, increasing the potential of public transport, cycling and walking
- Reduce carbon emissions in support of national targets
- Promote social inclusion and reduce inequalities by enhancing access for all to employment, services and housing

Cullompton

In the medium to long term, the market town of Cullompton will become the strategic focus of new development, reflecting its accessibility, economic potential and environmental capacity.

Development will be targeted to:

- Provide sustainable urban extensions containing a mix of fit for purpose homes, businesses, local shopping and other services and sustainable transport links
- Provide enhancements to the town centre through additional investment, traffic and transport improvements and environmental enhancements to provide a significant boost to its vitality and viability, provide for a better range of retail and other uses and a significantly improved visitor environment
- Develop any remaining underused brownfield sites within the town
- Protect and enhance the key environmental assets including heritage, biodiversity and air quality

Other Market Towns

The market towns of Tiverton and Crediton will be the secondary focuses of new development, in scale with their individual infrastructures, economies, characters and constraints.

Development will be targeted to:

- Provide a sustainable mix of fit for purpose homes, businesses, shops, leisure, health, education and many other uses, to resolve existing problems where feasible and to meet rural needs

- Protect and enhance their environmental assets including their character, biodiversity, heritage, setting and air quality
- Develop underused and brownfield sites within the towns in preference to greenfield land or public open spaces
- Enhance town centres as accessible, vital and viable locations for a vibrant mix of uses, and as public transport hubs

Junction 27, M5 Motorway

Regionally significant transport infrastructure linkages and acts as a gateway to the South West Peninsula.

Development will be targeted to:

- Provide a high quality tourist and leisure focused development to meet needs identified within the tourism study.
- Associated outlet/discounted retail floorspace to meet a regional comparison floorspace need and deliver the tourist and leisure elements of the allocation. Safeguarding existing town centres through planning controls.
- Ensuring enhanced linkages to Tiverton and Cullompton and the National Rail Network.
- Mitigating environmental impacts.
- Upgrading directly affected transport infrastructure.

Villages

A network of villages with sufficient services and public transport provision will be locations for limited development, targeted to:

- Provide for housing, shops, local services, community facilities and low impact businesses, at a scale commensurate with that of the existing village
- Avoid significantly increased travel by car
- Protect and enhance their environmental assets, including their character, biodiversity, heritage and setting

Countryside

Development in countryside areas outside defined towns and villages, including hamlets and other small settlements, will be targeted to:

- Meet agricultural and other rural business needs
- Promote environmental enhancement including landscape and biodiversity
- Encourage appropriate economic diversification to support the rural economy
- Provide infrastructure to meet the needs of the community

1.16 The Council has considered what strategic approaches are available to meet the vision for sustainable development which has been carried forward from the previous Core Strategy and which continues to reflect the national policy provisions for sustainable development. In particular, the NPPF requires that councils make significant efforts to meet the objectively assessed development needs for their area in their Local Plans. Environmental constraints at Tiverton and Crediton mean that a new approach to the strategic distribution of development is required in this Local Plan Review. Some provision in the more sustainable villages is now

proposed, but a wider distribution of housing in these smaller settlements risks significant increases in unsustainable travel. The possibility of a new settlement in the vicinity of Willand was examined but found to be both inappropriate and likely to be unachievable. Cullompton has more limited environmental constraints than the other market towns and long term growth potential to the east of the town. Cullompton Town Council is supportive of increased growth rates, reflecting the importance they attach to the economic renaissance of the town and in particular the town centre. Given these constraints, and the lack of feasibility of a new settlement led approach to strategic growth, Cullompton is the appropriate long term focus of the district's growth. The Council understands significant potential infrastructure constraints to this growth will need to be overcome, but by providing certainty to the long term planning policy of the area, the Council will be in a position to work towards overcoming these constraints. Further details are set out in strategic policy S11 Cullompton and in the Cullompton section of Chapter 3.0, Site Allocations.

Neighbourhood planning

1.17 The Localism Act 2011 devolved planning powers to local communities. A town or parish council designated as a neighbourhood forum can produce a neighbourhood plan, neighbourhood development order or community right to build order.

1.18 A neighbourhood plan must be consistent with the strategic planning policies of the district council, national planning policy and human rights legislation. A Sustainability Appraisal and Strategic Environmental Assessment may also be required. The plan is then subject to independent examination and a referendum. If it succeeds at referendum, a neighbourhood plan becomes part of the Mid Devon Development Plan and a statutory consideration in planning decisions.

1.19 Depending on its scope, the preparation of a neighbourhood plan can be a complex and time-consuming process, requiring a certain amount of technical expertise. The Council will support local communities wishing to pursue neighbourhood planning. Cullompton, Crediton, ~~and~~ Silverton and Tiverton / Halberton were the first to initiate neighbourhood planning in Mid Devon.

1.20 More information on neighbourhood planning and other community rights can be found on the Mid Devon website, <http://mycommunityrights.org.uk>

Superseded policies

1.21 The Local Plan Review replaces and supersedes the policies of the previous Local Plan that was adopted in three parts: The Core Strategy 2026 (Local Plan Part 1) adopted in 2007, the Allocations and Infrastructure Development Plan Document (AIDPD) (Local Plan Part 2) adopted in 2010 and the Local Plan Part 3: Development Management Policies, adopted in 2013.

2007 Core Strategy Policy	Subject	Notes
COR1	Sustainable Communities	Replaced by: S1 Sustainable development priorities
COR2	Local Distinctiveness	Replaced by: S9 Environment
COR3	Meeting Housing Needs	Replaced by: S3 Meeting housing needs
COR4	Meeting Employment Needs	Replaced by: S6 Employment
COR5	Climate Change	Replaced by: S9 Environment
COR6	Town Centres	Replaced by: S7 Town centres
COR7	Previously Developed Land	Replaced by: S9 Environment
COR8	Infrastructure Provision	Replaced by: S8 Infrastructure
COR9	Access	Replaced by: S8 Infrastructure
COR10	Strategic Transport Networks	Deleted: Unnecessary
COR11	Flooding	Replaced by: S9 Environment
COR12	Development Focus	Replaced by: S2 Amount and distribution of development
COR13	Tiverton	Replaced by: S10 Tiverton
COR14	Cullompton	Replaced by: S11 Cullompton
COR15	Crediton	Replaced by: S12 Crediton
COR16	Bampton	Deleted: Bampton has been re-classified as a village
COR17	Villages	Replaced by: S13: Villages
COR18	Countryside	Replaced by: S14 Countryside

Table 1: Schedule of 2007 Core Strategy 2026 policies

2010 AIDPD	Subject	Notes
AL/DE/1	Housing Plan, Monitor and Manage	Replaced by: S4 Ensuring housing delivery
AL/DE/2	Overall Affordable Housing Provision	Replaced by: S3 Meeting housing needs
AL/DE/3	Affordable Housing Site Target	Replaced by:

		S3 Meeting housing needs
AL/DE/4	Occupation of Affordable Housing	Replaced by: S3 Meeting housing needs
AL/DE/5	Inclusive Design and Layout	Replaced by: S1 Sustainable development priorities
AL/DE/6	Exceptions Policy	Replaced by: DM6 Rural exceptions sites
AL/DE/7	Gypsy and Traveller Provision	Replaced by: DM7 Gypsy and traveller accommodation
AL/DE/8	Public Gypsy and Travellers Provision	Deleted: No equivalent policy
AL/IN/1	Community Infrastructure Levy	Deleted: Now set out in Community Infrastructure Levy Charging Schedule and supporting documentation prepared alongside the Local Plan Review
AL/IN/2	Development Without Community Infrastructure Levy	Deleted: Now set out in Community Infrastructure Levy Charging Schedule and supporting documentation prepared alongside the Local Plan Review
AL/IN/3	Public Open Space	Replaced by: S5 Public open space
AL/IN/4	Green Infrastructure	Replaced by: S9 Environment; DM26 Green infrastructure in major development
AL/IN/5	Education Provision	Replaced by: S8 Infrastructure
AL/IN/6	Carbon Footprint Reduction	Deleted: National policy moving away from delivery of on-site renewables to energy efficiency improvements delivered through the Building Regulations
AL/MO/1	Monitoring	Deleted: Section 5.0 of the Local Plan Review focuses on Monitoring
AL/TIV/1	Eastern Urban Extension	Replaced by: TIV1 Eastern Urban Extension
AL/TIV/2	Eastern Urban Extension Transport Provision	Replaced by: TIV2 Eastern Urban Extension Transport Provision
AL/TIV/3	Eastern Urban Extension Environmental Protection & Green Infrastructure	Replaced by: TIV3 Eastern Urban Extension Environmental Protection and Green Infrastructure
AL/TIV/4	Eastern Urban Extension Community Facilities	Replaced by: TIV4 Eastern Urban Extension Community Facilities
AL/TIV/5	Eastern Urban Extension Carbon Reduction & Air Quality	Deleted: Covered by Development Management policies on renewable energy, air quality and transport and pollution

AL/TIV/6	Eastern Urban Extension Phasing	Replaced by: TIV5 Eastern Urban Extension Phasing
AL/TIV/7	Eastern Urban Extension Masterplanning	Replaced by: TIV1 Eastern Urban Extension
AL/TIV/8	Farleigh Meadows	Replaced by: TIV6 Farleigh Meadows
AL/TIV/9	Blundells School	Replaced by: TIV16 Deleted: The site is not considered deliverable.
AL/TIV/10	Howden Court	Replaced by: TIV9 Howden Court
AL/TIV/11	Belmont Hospital, Belmont Road	Deleted: Site permitted and under construction.
AL/TIV/12	St Andrew Street	Replaced by: TIV7 Town Hall/St Andrew Street
AL/TIV/13	William Street	Deleted: Part of site is complete. Remainder is not considered deliverable.
AL/TIV/14	Palmerston Park	Replaced by: TIV11 Palmerston Park
AL/TIV/15	Blundells Garage, Station Road	Deleted: Site permitted and built out.
AL/TIV/16	Roundhill	Replaced by: TIV10 Roundhill
AL/TIV/17	Hay Park, Canal Hill	Deleted: Concerns over deliverability. Within settlement limit therefore not necessary to remain allocated to come forward.
AL/TIV/18	The Avenue	Deleted: Concerns over deliverability. Part of site now has planning permission for one dwelling.
AL/TIV/19	Phoenix Lane	Replaced by: TIV12 Phoenix Lane
AL/TIV/20	Bampton Street	Deleted: Site has not come forward since allocation. Economic advice suggests unlikely that more than one town centre regeneration scheme to be likely to happen during plan period.
AL/TIV/21	Tidcombe Hall	Replaced by: TIV13 Tidcombe Hall
AL/CU/1	North West Cullompton	Replaced by: CU1 North West Cullompton
AL/CU/2	North West Cullompton Transport Provision	Replaced by: CU2 North West Cullompton Transport Provision
AL/CU/3	North West Cullompton Environmental Protection & Green Infrastructure	Replaced by: CU3 North West Cullompton Environmental Protection and Green Infrastructure
AL/CU/4	North West Cullompton Community Facilities	Replaced by: CU4 North West Cullompton Community Facilities
AL/CU/5	North West Cullompton Carbon Reduction & Air Quality	Replaced by: CU5 North West Cullompton Carbon Reduction and Air Quality
AL/CU/6	North West Cullompton Phasing	Replaced by: CU6 North West Cullompton

		Phasing
AL/CU/7	Masterplanning	Replaced in part by: CU1 North West Cullompton
AL/CU/8	Knowle Lane	Replaced by: CU13 Knowle Lane
AL/CU/9	Court Farm	Deleted: Majority of site permitted and built out. Remainder within settlement limit and does not need to be allocated to come forward.
AL/CU/10	Padbrook Farm	Deleted: Site permitted and built out.
AL/CU/11	Exeter Road	Replaced by: CU15 Land at Exeter Road
AL/CU/12	Lower Bull Ring	Deleted: Site permitted and built out.
AL/CU/13	Week Farm	Replaced by: CU17 Week Farm
AL/CU/14	Eastern Relief Road	Replaced by: CU19 Town Centre Relief Road
AL/CU/15	Cullompton Air Quality	Replaced in part by: S11 Cullompton Also, each site allocation within Cullompton is requires in their policy to have a transport assessment and implement a travel plan to minimise the carbon footprint and air quality impacts
AL/CU/16	M5 Junction 28	Replaced in part by: CU20 Cullompton Infrastructure
AL/CU/17	Town Centre Enhancement	Replaced in part by: CU20 Cullompton Infrastructure
AL/CU/18	Enhanced Walking and Cycling Route	Replaced by: CU8 East Cullompton Transport Provision
AL/CU/19	Railway Station Car Park	Replaced in part by: CU20 Cullompton Infrastructure
AL/CU/20	Colebrook	Replaced by: CU21 Land at Colebrook
AL/CRE/1	Wellparks	Replaced by: CRE1 Wellparks
AL/CRE/2	Red Hill Cross, Exhibition Road	Replaced by: CRE2 Red Hill Cross, Exhibition Road
AL/CRE/3	Cromwells Avenue	Replaced by: CRE3 Cromwells Meadow
AL/CRE/4	George Hill	Deleted: Site permitted and built out.
AL/CRE/5	The Bike Shed, High Street	Deleted: Site no longer available.
AL/CRE/6	The Woods Group, Exeter Road	Replaced by: CRE4 Woods Group, Exeter Road
AL/CRE/7	Wellparks A377	Replaced by: CRE1 Wellparks

AL/CRE/8	Crediton Air Quality	Replaced in part by: S12 Crediton CRE11 Crediton Infrastructure
AL/CRE/9	Crediton Link Road	Deleted: Crediton Link Road has been completed.
AL/CRE/10	Exhibition Road	Deleted: School no longer proposes to move to single site.
AL/CRE/11	Cemeteries	Replaced by: CRE2 Red Hill Cross, Exhibition Road
AL/CRE/12	Pedlerspool, Exhibition Road	Replaced by: CRE5 Pedlerspool, Exhibition Road
AL/BA/1	Bampton, School Close	Deleted: Site permitted and under construction. Replaced by: BA4 School Close, Bampton
AL/BA/2	Bampton, Bourchier Close	Deleted: Site has not come forward since allocation. Site no longer required <u>in accordance with the strategy for Bampton.</u>
AL/BA/3	Bampton, Ashleigh Park	Replaced by: BA3 Ashleigh Park, Bampton
AL/BA/4	Bampton, Newton Square	Replaced by: BA1 Newton Square, Bampton
AL/BO/1	Bow, West of Godfrey Gardens	Replaced by: BO2 West of Godfrey Gardens, Bow
AL/BO/2	Bow, South of Iter Cross	Deleted: No evidence of demand for employment allocation. Long-term protection of the allocation would be contrary to paragraph 22 of the National Planning Policy Framework.
AL/BO/3	Bow, South West of Junction Road	Deleted: No evidence of demand for employment allocation. Long-term protection of the allocation would be contrary to paragraph 22 of the National Planning Policy Framework.
AL/CO/1	Copplestone, Land off Bassett's Close	Deleted: Site not considered deliverable.
AL/CL/1	Culmstock, Linhay Close	Replaced by: CL1 Linhay Close, Culmstock
AL/CL/2	Culmstock, Hunters Hill	Replaced by: CL2 Hunter's Hill, Culmstock
AL/KE/1	Kentisbeare, South East of Village Hall	Deleted: No evidence of demand for employment in this location. Site has not come forward since allocated.
AL/MB/1	Morchard Bishop, Greenaway	Replaced by: MO1 Greenaway, Morchard Bishop
AL/SA/1	Sandford, South of Village Hall	Replaced by: SA1 Fanny's Lane, Sandford
AL/WI/1	Willand, Willand Moor	Deleted: Site has not come forward since allocation. Alternative allocation within the village

		included in Local Plan Review.
AL/WI/2	Willand, West of B3181	Replaced by: WI1 Land East of M5, Willand

Table 2: Schedule of 2010 Allocations and Infrastructure Development Plan Document policies

2013 Local Plan Part 3	Subject	Notes
DM1	Presumption in favour of sustainable development	Deleted: Inclusion of 'model' policy no longer required by the Planning Inspectorate
DM2	High quality design	Replaced by: DM1 High quality design
DM3	Sustainable design	Deleted: Government guidance states energy efficiency improvements in buildings to be delivered through Building Regulations. Superseded need for policy.
DM4	Waste Management	Deleted: Policy now included within Devon County Waste Plan 2014.
DM5	Renewable and low carbon energy	Replaced by: DM2 Renewable and low carbon energy
DM6	Transport and air quality	Replaced by: DM3 Transport and air quality
DM7	Pollution	Replaced by: DM4: Pollution
DM8	Parking	Replaced by: DM5 Parking
DM9	Cross subsidy of affordable housing on exception sites	Replaced by: DM6 Rural exception sites
DM10	Rural workers dwellings	Replaced by: DM8 Rural workers' dwellings
DM11	Conversion of rural buildings	Replaced by: DM9 Conversion of rural buildings
DM12	Replacement dwellings in rural areas	Replaced by: DM10 Replacement dwellings in rural areas
DM13	Residential extensions and ancillary development	Replaced by: DM11 Residential extensions and ancillary development
DM14	Design of housing	Replaced by: DM12 Housing Standards Design of housing
DM15	Dwelling sizes	Replaced by: DM13 Dwelling sizes Replaced by: DM12 Housing Standards
DM16	Town centre development	Replaced by: DM14 Town centre development
DM17	Development outside town centres	Replaced by: DM15 Development outside town centres
DM18	Front of shops and business premises	Replaced by: DM16 Front of shops and business premises
DM19	Rural shopping	Replaced by: DM17 Rural shopping

DM20	Rural employment development	Replaced by: DM18 Rural employment development
DM21	Protection of employment land	Replaced by: DM19 Protection of employment land
DM22	Agricultural development	Replaced by: DM20 Agricultural development
DM23	Equestrian development	Replaced by: DM21 Equestrian development
DM24	Tourism and leisure development	Replaced by: DM22 Tourism and leisure development
DM25	Community facilities	Replaced by: DM23 Community facilities
DM26	Protection of recreational land and buildings	Replaced by: DM24 Protection of Local Green Space and recreational land/buildings
DM27	Development affecting heritage assets	Replaced by: DM25 Development affecting heritage assets
DM28	Green infrastructure in major development	Replaced by: DM26 Green infrastructure in major development
DM29	Protected landscapes	Replaced by: DM27 Protected landscapes
DM30	Other protected sites	Replaced by: DM28 Other protected sites
DM31	Planning enforcement	Replaced by: DM39 Planning enforcement
BA1	Bampton Stone Crushing Works	Replaced by: BA2 Stone Crushing Works (Scott's Quarry), Bampton
WI1	Willand Industrial Estate	Replaced by: WI2 Willand Industrial Estate, Willand

Table 3: 2013 Local Plan Part 3: Development Management Policies

2.0 Development Strategy and Strategic Policies

Sustainable development principles

The National Planning Policy Framework (NPPF) is clear that the purpose of the planning system is to contribute to the achievement of sustainable development.

NPPF, Paragraph 7 states that: "There are three distinct dimensions to sustainable development: economic, social and environmental. These dimensions give rise to the need for the planning system to perform a number of roles:

- **an economic role** – contributing to building a strong, responsive and competitive economy, by ensuring that sufficient land of the right type is available in the right places and at the right time to support growth and innovation; and by identifying and coordinating development requirements, including the provision of infrastructure;
- **a social role** – supporting strong, vibrant and healthy communities, by providing the supply of housing required to meet the needs of present and future generations; and by creating a high quality built environment, with accessible local services that reflect the community's needs and support its health, social and cultural well-being; and
- **an environmental role** – contributing to protecting and enhancing our natural, built and historic environment; and, as part of this, helping to improve biodiversity, use natural resources prudently, minimise waste and pollution, and mitigate and adapt to climate change including moving to a low carbon economy.”

NPPF, Paragraphs 8 and 9 clarify that “These roles should not be undertaken in isolation because they are mutually dependent” and:

Pursuing sustainable development involves seeking positive improvements in the quality of the built, natural and historic environment, as well as in people's quality of life, including (but not limited to):

- Making it easier for jobs to be created in cities, towns and villages;
- Moving from a net loss of biodiversity to achieving net gains for nature;
- Replacing poor design with better design;
- Improving the conditions in which people live, work, travel and take leisure; and
- Widening the choice of high quality homes.

Therefore to achieve sustainable development, economic, social and environmental gains should be sought jointly and simultaneously through the planning system. This Local Plan takes into account local circumstances to achieve sustainable development in Mid Devon.

Overall provision of housing and employment

2.1 The Local Plan Review sets out the levels of development required over the period 2013-2033. This takes account of the Strategic Housing Market Assessment (2015), the Employment Land Review (2013) and the Retail Study (2012), all of which provide technical advice on the levels of need and demand for development in Mid Devon. The documents can be viewed on the Council's website [at www.middevon.gov.uk/evidence](http://www.middevon.gov.uk/evidence).

Housing

~~2.2~~—~~2.1a~~ National policy requires that the Council uses its evidence (known as a Strategic Housing Market Assessment, or SHMA) to ensure that the Local Plan meets the full, objectively assessed needs for housing, and that planning for housing is considered over Housing Market Areas. The most recent SHMA for the Exeter Housing Market Area (incorporating Mid Devon, along with Exeter, East Devon and Teignbridge) published 2015, sets out the Objectively Assessed Need for Mid Devon and the remainder of the HMA.

~~2.1b~~ The SHMA sets out the housing need range for Mid Devon of 359 – 381. Further explanation is given in the SHMA document. This Local Plan sets a housing target of 393 dwellings, above the housing need range set in the SHMA to ensure that housing provision in the plan is consistent with the additional need arising from job creation at Junction 27 of the M5. The HMA concludes that there is no need for further upward adjustment to reflect market signals or other such factors.

~~2.2~~ ~~7,860~~ ~~7,200~~ dwellings are required over the plan period, equating to ~~360~~ ~~393~~ dwellings per year. The following table sets out the situation at 31st March ~~2014~~ ~~2016~~, indicating a remaining need for about ~~5,514~~ ~~4,924~~ dwellings to be allocated.

Local Plan requirement	7,200 7,860
Completions since 2013	320 924
Commitments (dwellings under construction or with planning permission)	4,369 2,012
Uncommitted requirement	5,514 4,924

Table 4: Housing requirement

2.3 Across the district, this breaks down as follows:

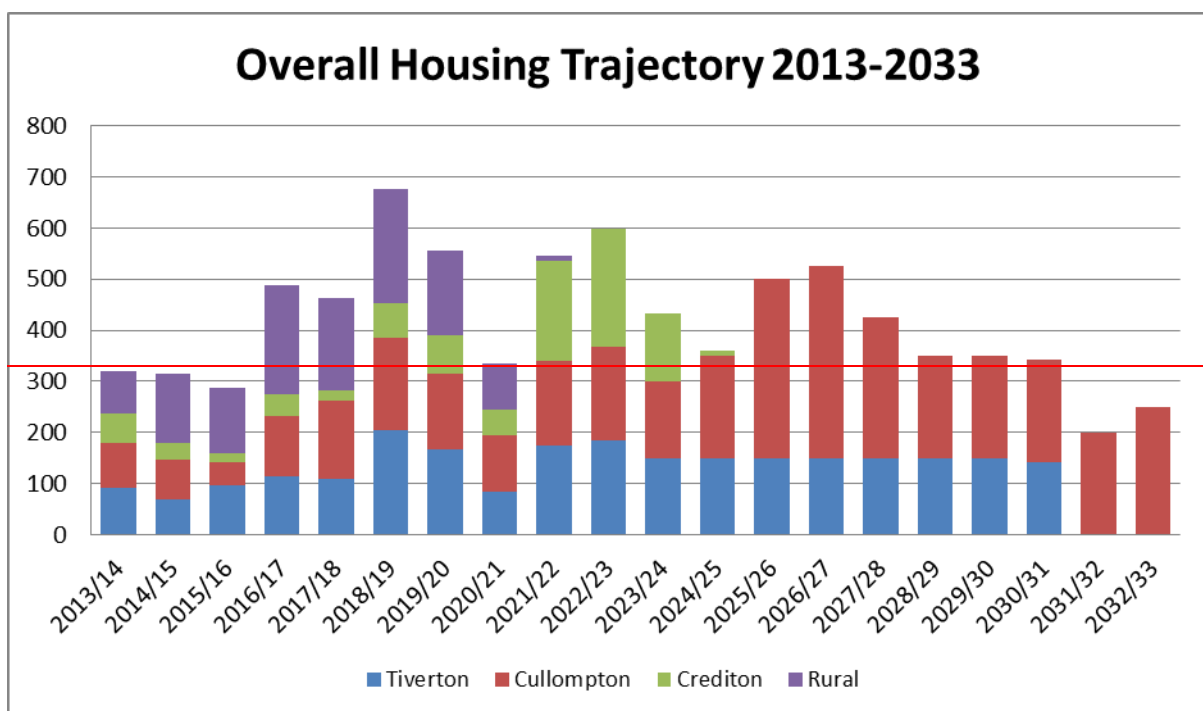
Location	Requirement	Completions (from 1 April 2013 – 31 March 2014 2016)	Commitments (at 1 April 2014 2016)	Remainder
Tiverton	2,160 2,358 (30%)	93 261	522 745	4,545 1,352
Cullompton	3,600 3,930 (50%)	87 209	499 487	3,314 3,234
Crediton	720 786 (10%)	58 107	246 245	446 434

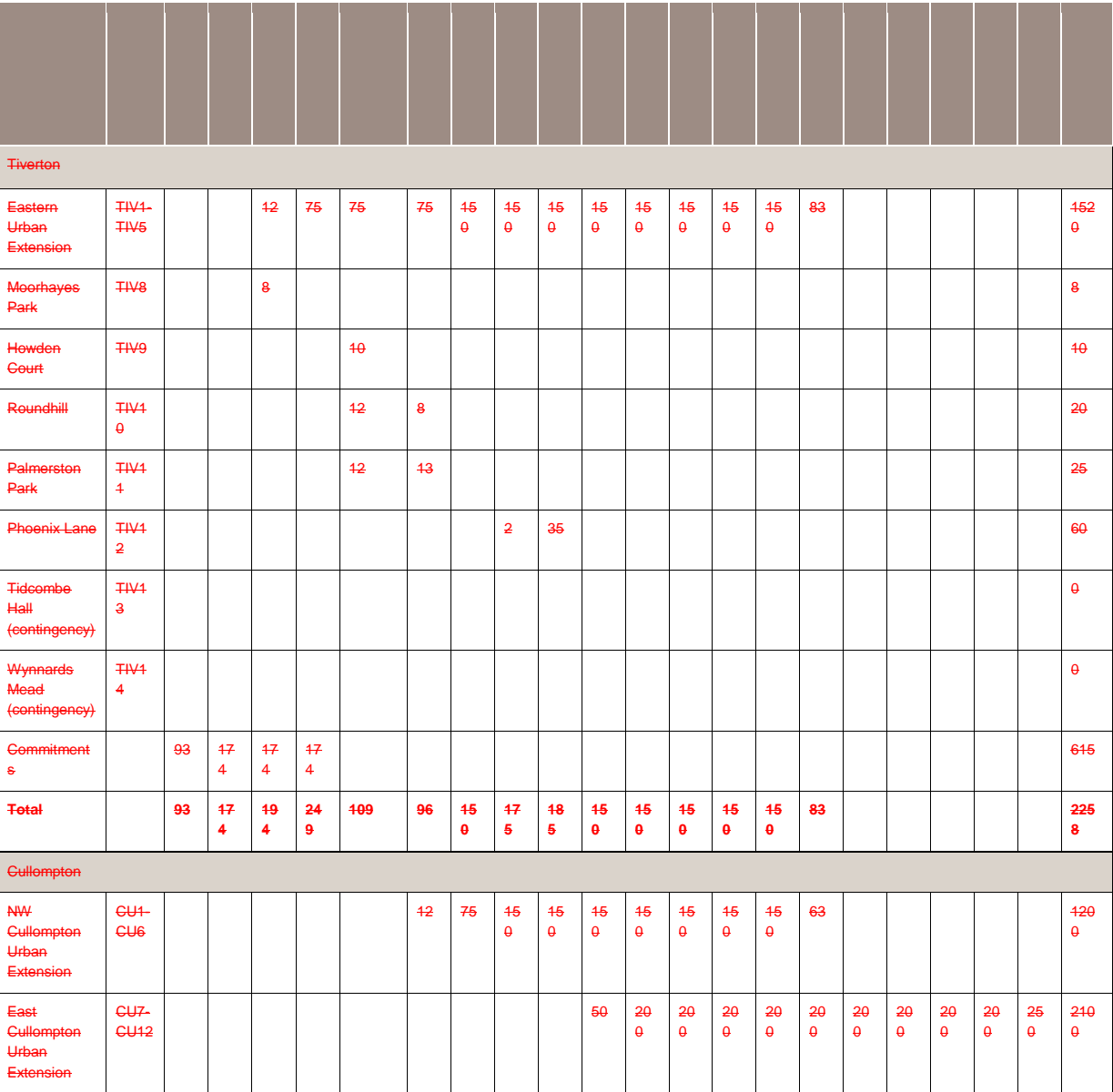
Rural	<u>720,786</u> (10%)	<u>82,347</u>	<u>432,535</u>	<u>206, -96</u>
Total	<u>7,200,786</u> (100 %)	<u>320,924</u>	<u>1,369,012</u>	<u>5,511,4924</u>

Table 5: Housing requirement by area

- 2.4 The Local Plan allocates 10% more housing than is required, to provide flexibility and account for unforeseen circumstances that might prevent some sites from coming forward as expected such as not all commitments translating into completions. The availability of land for housing, taking account of existing commitments and allocations is set out in the following trajectory. The development of existing commitments is forecast to take three years, spread evenly across that period. The development of allocated sites in Tiverton and Crediton will diminish in the latter part of the plan period, while Cullompton's role in meeting the district's long-term housing need is reflected in the town's forecast housing delivery up to 2033. Allocations in Crediton and rural areas will help to bolster housing supply in the first five years of the plan, allowing a sufficient lead-in period for the larger town sites, which have more complex infrastructure and Masterplanning requirements. These trajectories assume that housing will come forward at the earliest opportunity but it is largely the housing market that determines housing delivery and it is possible that sites will be delivered at different times and rates from those forecast. Also, windfall developments will continue to come forward throughout the plan period and these are not included in the trajectories.

Overall Housing Trajectory 2013 — 2033





Knowle Lane	CU13							25	5													30
Ware Park and Footlands	CU14							25	13													38
Exeter Road	CU15					12	25	8														45
Cummings Nursery	CU16				12	25	25	25	33													120
Golebrook (contingency)	CU21																					0
Commitment s		87	66	66	67																	286
Total		87	66	66	79	37	62	108	233	168	200	350	350	350	350	263	200	200	200	200	250	3819
Grediton																						
Wellparks	CRE 1				12	25	25	25	50	48												185
Cromwells Meadow	CRE 3					12	23															35
Woods Group	CRE 4					8																8
Pedlarspool	CRE 5					12	25	25	50	50	38											200
Sports Fields	CRE 6								25	50	45											120
Stonewall Lane	CRE 7								25	25												50
Land at Barn Park	CRE 8					12	8															20
Alexandra Close	CRE 9					12	3															15
Commitment s		58	72	72	72																	274
Total		58	72	72	84	81	84	50	150	173	83											907
Rural sites																						
Newton Square	BA1					5																5
Hollywell	BO1					12	8															20
Godfrey Gardens	BO2				6																	6
Hele Road	BR1					7																7
Barton	CH1					12	8															20
Land off Church Lane	CB1					12	18															30
Barnshill Close	CF1					7																7
Land adj school	CF2					12	10															22
Old Abbatoir	CO1					12	18															30
Linhay Close	CL1					6																6
Hunters Hill	CL2					10																10
Land adj Fishers Way	HA1					10																10

Location	Policy	2013/14	2014/15	2015/16	2016/17	2017/18	2018/19	2019/20	2020/21	2021/22	2022/23	2023/24	2024/25	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31	2031/32	2032/33	Total
Tiverton																						
Eastern Urban Extension	TIV 1-5									57	150	150	150	150	150	150	150	143				1250
Howden Court	TIV 9						10															10
Roundhill	TIV 10						12	8														20
Phoenix Lane	TIV 12									25	35											60
Tidcombe Hall (contingency)	TIV 13																					0
Blundells School	TIV 16						12	25	25	50	50	38										200
Commitments					14	10	183	160	85	93												745
Completions		93	70	98																		261
Total		93	70	98	14	10	27	193	110	225	235	188	150	150	150	150	150	143	0	0	0	2546
Cullompton																						
NW Cullompton	CU 1-CU 6					12	75	75	75	150	150	150	150	150	150	150	63					1350

[illegible]

Hunters Hill	CL2	-	-	-	-	-	1	0	-	-	-	-	-	-	-	-	-	-	-	-	10
Land adjacent Fishers Way	HA 1	-	-	-	-	-	-	1	0	-	-	-	-	-	-	-	-	-	-	-	10
Greenaway	MO 1	-	-	-	-	-	-	1	2	8	-	-	-	-	-	-	-	-	-	-	20
Court Orchard	NE 1	-	-	-	-	1	1	2	3	-	-	-	-	-	-	-	-	-	-	-	25
Former Tiverton Parkway Hotel	SP1	-	-	-	-	-	-	1	0	-	-	-	-	-	-	-	-	-	-	-	10
Higher Town	SP2	-	-	-	-	-	-	-	-	1	2	2	3	-	-	-	-	-	-	-	60
Fannys Lane	SA 1	-	-	-	-	-	-	8	-	-	-	-	-	-	-	-	-	-	-	-	8
Old Butterleigh Road	SI1	-	-	-	-	-	-	8	-	-	-	-	-	-	-	-	-	-	-	-	8
The Garage	SI2	-	-	-	-	-	-	5	-	-	-	-	-	-	-	-	-	-	-	-	5
South of Broadlands	TH 1	-	-	-	-	-	1	2	-	-	-	-	-	-	-	-	-	-	-	-	12
West of Uffculme	UF 1	-	-	-	-	-	1	2	2	3	-	-	-	-	-	-	-	-	-	-	60
Land east of M5	WI 1	-	-	-	-	-	1	2	2	5	5	-	-	-	-	-	-	-	-	-	42
Commitments		-	-	-	2	1	1	5	5	-	-	-	-	-	-	-	-	-	-	-	53
Completions		-	8	1	1	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	34
		-	2	7	8	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	7
Total		-	8	1	1	2	1	2	1	8	7	5	1	2	2	3	0	0	0	0	12
		-	2	7	8	2	0	5	0	0	5	0	2	5	3	0	0	0	0	0	89
Totals		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
		-	3	3	2	4	4	7	6	3	5	6	4	3	5	5	5	5	4	3	2
		-	2	1	8	8	7	1	0	7	7	4	5	8	0	2	1	1	4	0	2
Total		-	0	6	8	8	4	4	7	3	9	0	8	3	0	5	3	3	3	0	86
		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	34

Table 6: Housing forecast 2013-2033

2.5 The availability, suitability and achievability of the sites have been assessed during the Local Plan's preparation, through the Strategic Housing Land Availability Assessment (SHLAA) in accordance with national policy and guidance. The Council is therefore confident that they can and will deliver sufficient housing to meet Mid Devon's requirements. Delivery of housing will be monitored annually with information published in the Authority's Monitoring Report each December. Where performance falls significantly below the development targets and the Council is no longer able to demonstrate a five year supply of housing in accordance with national policy, the Council will take action as set out in Policy S4. The Local Plan will be reviewed and new sites identified if strategic sites in this plan fail to come forward.

2.6 The following table illustrates the requirement for five years' supply of housing. This is adjusted annually to take account of how many houses have been built since the beginning of the plan period (2013), with any shortfall included in the requirement for the next five years.

A	Local Plan requirement 2013-2033	7,200
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B	Implied annual rate 2013-2033 ($A \div 20$)	360
C	Local Plan requirement to date, 2013-2014 ($B * 1$)	360
D	Completions April 2013-March 2014	320
E	Shortfall to date, 2013-2014 ($C - D$)	40
F	Local Plan requirement 2015-2020 ($B * 5$)	1,800
G	5-year supply requirement ($E + F$)	1,840

A	Local Plan requirement 2013-2033	7,6007,860
B	Implied annual rate 2013-2033 ($A \div 20$)	380393
C	Local Plan requirement to date, 2013-2016 ($B * 3$)	1,1401,179
D	Completions April 2013-March 2016	924
E	Shortfall to date, 2013-2016 ($C - D$)	246255
F	Local Plan requirement 2016-2021 ($B * 5$)	1,9001,965
G	5 year supply requirement ($E + F$)	2,1462,220

Table 7: Five year housing requirement

- 2.7 Over the entire plan period (2013-2033) there is provision for 10% more housing than required, as explained in paragraph 2.4. ~~Within certain year brackets, such as 2015-2020 and 2020-2025, this is substantially higher, as shown in the table below. This maximises flexibility of housing delivery in the short to medium term, ensuring that sufficient housing will come forward for the Council to demonstrate a five year supply in accordance with national policy. Within certain year brackets, such as 2021/22-2025/26 and 2026/27-2030/31, this is substantially higher, as shown in the table below. The table indicates that even applying the 20% buffer in the short term, there is flexibility in the plan to ensure sufficient housing will come forward for the Council to demonstrate a five year supply in accordance with national policy.~~

	2015-2020	2020-2025	2025-2030
Requirement	1,840	1,800	1,800
Trajectory	2,169	2,487	1,746
Surplus	45%	38%	0%

	2016/17-2020/21	2021/22-2025/26	2026/27-2030/31
Requirement	2220	1965	1136
Trajectory	2651	2560	1994
Surplus	20%	30%	76%

Table 8: Housing supply in five year tranches

- 2.8 All the housing sites in the Local Plan have been subject to the Strategic Housing Land Availability Assessment and have been deemed to be deliverable. However, the plan has to be able to deal with uncertainty, reflecting that changes in the housing market or other circumstances may prevent allocated sites from being delivered at the rate the Council has forecast. The Local Plan deals with this uncertainty in three ways.

Extra provision

- 2.9 The Local Plan makes provision for 628774 dwellings over and above the identified requirement.
Windfalls

- 2.10 Windfalls are dwellings that come forward on sites that are not allocated. Other than windfalls included in the figures for existing committed sites (those under construction or with planning permission), the Local Plan makes no allowance for windfalls likely to occur in the plan period. However, it is highly likely that trends in windfall development will continue, and the Council's annual update of the district's housing supply will take account of windfall developments if and when appropriate. When including windfalls, the Council will assume a minimum of 104 dwellings per year, which was accepted by the Strategic Housing Land Availability Assessment Panel (SHLAA Panel) in the Mid Devon SHLAA Report (2013).

Contingency sites

- 2.11 The Local Plan allocates three-two 'contingency sites' for housing. These developments will only be permitted if housing delivery across the district falls below defined 'action levels' or the Council is unable to demonstrate a five year housing supply in accordance with national policy. The release of contingency sites will be the Council's preference if the supply of housing is insufficient, but proposals on other sites will also be considered on their merits according to the presumption in favour of sustainable development set out in national policy.

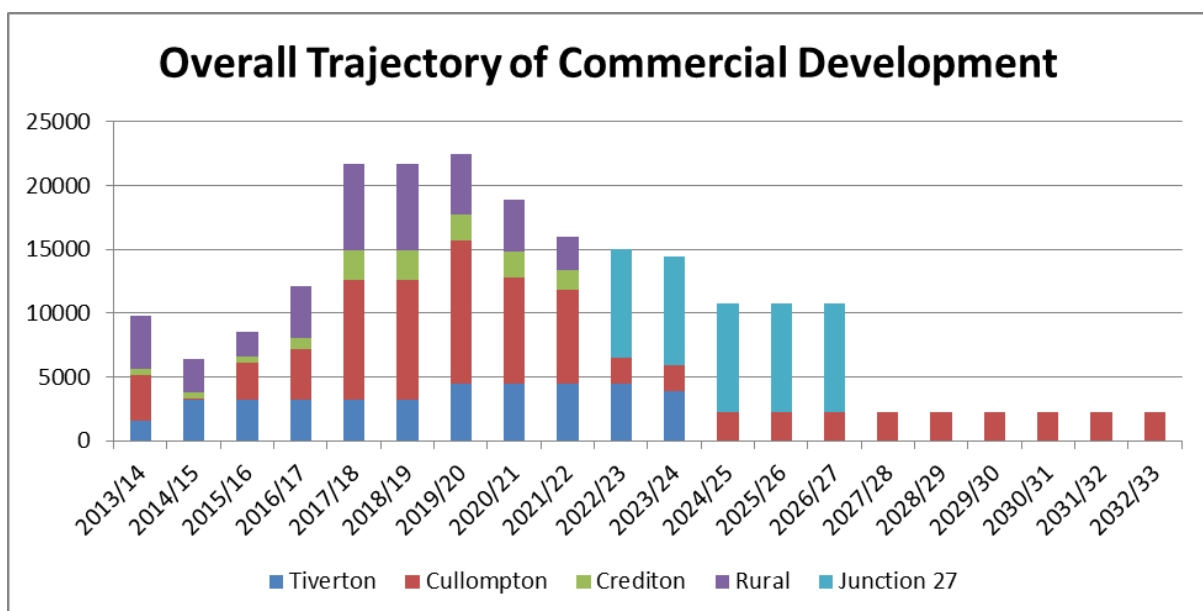
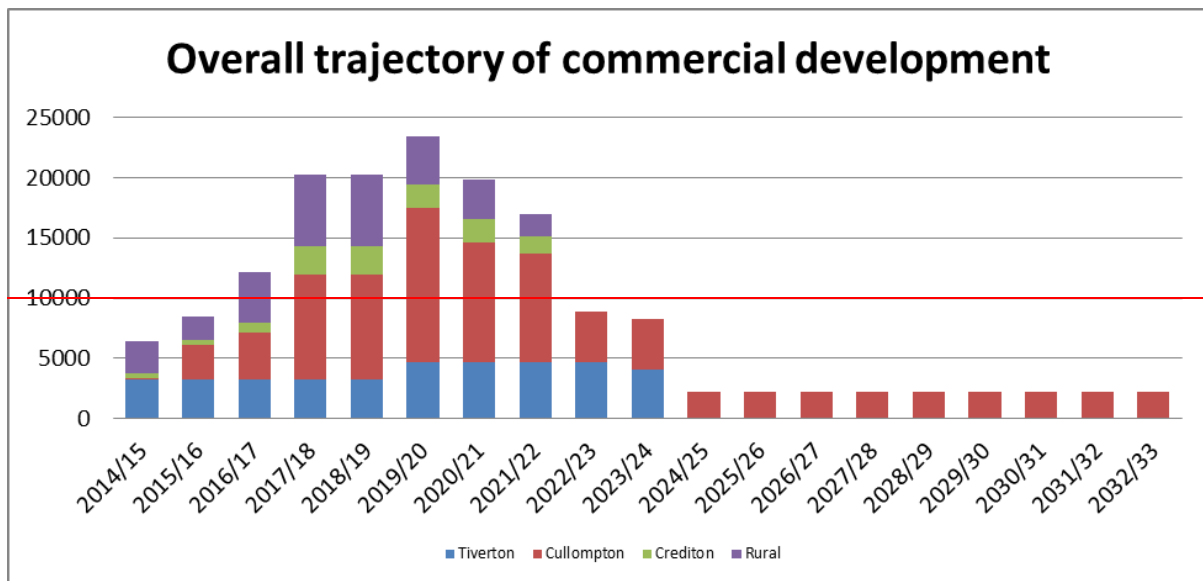
Commercial development

- 2.12 The Local Plan sets targets for commercial development, which can include traditional employment uses (B1-B8 use classes) such as offices, industrial development and storage and distribution, and also a range of other commercial uses such as retail, leisure and hospitality. Site allocation policies set out the uses considered acceptable in a certain location, but the Council maintains a flexible approach to employment development and will consider jobs creation as a supporting factor in any proposal. Nevertheless, uncontrolled retail and some other proposals in the wrong location can have serious adverse impacts on town centres and surrounding uses, so there will be careful consideration of these proposals on sites not allocated for such a use.
- 2.13 Allocations for commercial development are consistent with the Local Plan strategy being broadly in accordance with the housing locations for significant long-term growth in Cullompton, short-medium term growth in Tiverton, and growth in Crediton and rural areas that is proportionate to their circumstances and environmental constraints. The following table shows completions since 2013, existing commitments, (sites under construction and existing planning consents) and the amount of development allocated across Mid Devon. Figures are in square metres floorspace.

Location	Completions	Commitments	Local Plan provision (sqm)
Tiverton	1,550	805	38,000 37,000
Cullompton	3,598	19,669	65 57,000
Crediton	520	2052	9,820
<u>Junction 27</u>	<u>0</u>	<u>0</u>	<u>42,550</u>
Rural	4,119	20,733	8,800 13,000
Totals	9,787	43,259	121,620 159,370

Table 9: Commercial land completions, commitments and allocations

- 2.14 The Employment Land Review (2013) recommends the Council plan for 30-40 hectares employment land, which is considered equivalent to approximately 140,000 square metres floorspace. The Retail Study (2012) identifies a limited need for non-food retail at around ~~147~~,000 square metres. Taking this evidence into account, the Local Plan sets a commercial development requirement of ~~154~~147,000 square metres, with allocations distributed as shown in Table 9.
- 2.15 To provide flexibility of provision and allow for growth, the Local Plan makes provision for about ~~20~~19% more commercial floorspace than is required across the district's settlements. There is an excess of commercial land supply in the most sustainable locations – Tiverton and Cullompton – while Crediton is more constrained due to the limited availability of suitable land. Rural areas are often not suitable for large-scale employment growth, though windfall development in rural areas and on existing employment sites is likely to continue, given past performance and supportive Local Plan policies. In addition the Local Plan makes provision for a further 29% commercial floorspace at Junction 27 for a high quality tourist and leisure focussed development to meet needs identified within the tourism study. The allocated sites have been subject to Strategic Commercial Land Availability Assessment (SCLAA) and are considered available, suitable and achievable. In the event that circumstances change and a site is no longer viable for its designated use, the Council will consider alternative uses as set out in paragraph 2.~~13~~12 and Policy DM19 (protection of employment land).
- 2.16 The following trajectory illustrates the expected annual provision of commercial development across the district, taking account of existing commitments and allocations. The development of existing commitments is forecast to take seven years, spread evenly across that period. This takes account of slow historic rates of commercial development in Mid Devon. Cullompton's role in meeting the district's long-term development needs is shown in the town's forecast delivery up to 2033, while Tiverton's commercial growth from allocated sites tails off with the completion of the Eastern Urban Extension. The development of allocated sites in Crediton and rural areas may have been completed by the latter part of the plan period, but it is highly likely that windfall developments will continue to come forward.



Policy S1

Sustainable development priorities

The following strategic priorities outline what will need to be achieved to deliver the Vision and address the key issues that have been identified in Mid Devon. All development will be expected to support the creation of sustainable communities by:

- A development focus at Tiverton, Cullompton and Crediton as Mid Devon's most sustainable settlements, with long-term growth to the east of Cullompton and a limited level of development in identified villages;
- Building a strong, competitive economy through access to education, training and jobs, infrastructure, the creation of new enterprise, economic regeneration and flexibility of uses to respond to changing circumstances;

- c) Ensuring the vitality of town centres and communities through a hierarchy of centres, defined town centre shopping areas, a diverse retail offer at Tiverton, Crediton and Cullompton, through controls on Junction 27 retail and support for the vitality and viability of defined villages;
- d) Supporting a prosperous rural economy through the conversion of suitable existing buildings and well-designed new buildings in suitable locations, diversification of agricultural and other land-based businesses, support for equestrian activities, retention and development of local services and community facilities in villages, and the promotion of sustainable rural tourism and leisure development;
- e) Promoting sustainable transport by delivering appropriate infrastructure, reducing the need to travel by car, integrating public transport and other forms of sustainable travel such as walking and cycling, and providing safe environments while recognising Mid Devon's rural locality;
- f) Supporting high quality communications infrastructure by supporting the expansion of telecommunications and high speed broadband throughout Mid Devon;
- g) Delivering a wide choice of high quality homes through a diverse housing mix and by meeting the housing needs of all sectors of the community including the provision of housing for the elderly and disabled, those wishing to build their own home, affordable housing and gypsy and traveller pitches;
- h) Requiring good sustainable design that respects local character, heritage, surroundings and materials, creates safe and accessible environments, designs out crime and establishes a strong sense of place;
- i) Promoting healthy communities through the delivery of social, educational, recreational and cultural facilities and services, access to high quality open space, public rights of way, recreational trails and accessible land, and opportunities for sport and recreation and the designation of Local Green Space;
- j) Meeting the challenge of climate change by supporting a low carbon future, energy efficiency, increasing the use and supply of renewable and low carbon energy, managing flood risk and conserving natural resources. Encourage the effective use of land, taking into account the economic and other benefits of the best and most versatile agricultural land;
- k) Conserving and enhancing the natural environment by protecting and enhancing valued landscapes including the Blackdown Hills Area of Outstanding Natural Beauty, Exmoor and Dartmoor National Parks, providing accessible green infrastructure, and preventing significant harm to soil, air, water, noise and visual quality, in particular air quality as a local issue at Crediton and Cullompton;
- l) Minimising impacts on biodiversity and geodiversity by recognising the wider benefits of ecosystems, delivering natural environment objectives, providing a net gain in biodiversity and by the protection of International, European, National and local designated wildlife sites; and
- m) Conserving and enhancing the historic environment through the identification and protection of designated and non-designated heritage assets and assessing the impact of new development on the historic character of Mid Devon's landscapes and townscape.

2.17 It is a legal requirement that Local Plans contribute to the achievement of sustainable development. The Council will work in partnership with town and parish councils and other public bodies to ensure that all new development reinforces and delivers sustainable communities in line with guiding principles set out in Policy S1, which correspond to the vision and strategy for the district.

- 2.18 The sustainable development priorities aim to deliver varied and vibrant places by concentrating activities and facilities in accessible locations. The strategy aims to build a strong, competitive economy through inward investment and deliver a wide choice of high quality homes. Development will provide or utilise accessible green infrastructure networks including public open spaces, public rights of way, cycleways and other green linkages. Sustainable modes of transport include walking, cycling and public transport, though it is recognised that the private car will continue to play a significant role given the rural nature of Mid Devon. The strategy requires good design which conserves and enhances the historic and natural environment, promotes healthy life styles and reduces pollution. The supply of renewable energy should not be supported where it harms the special qualities of protected landscapes or their setting.
- 2.19 The Council will monitor development to ensure that the Local Plan delivers sustainable development.

Policy S2

Amount and distribution of development

The diverse development needs of the community will be met through the provision of approximately 7,2007,860 dwellings and 154,000-147,000 square metres of commercial floorspace between 1st April 2013 and 31st March 2033.

Development will be concentrated at Tiverton, Cullompton and Crediton, to a scale and mix appropriate to their individual infrastructures, economies, characters and constraints. Other settlements will have more limited development which meets local needs and promotes vibrant rural communities. In addition, development as proposed at Junction 27 of the M5 meets a tourism / leisure need in a location which is suitable for its regional role with a controlled retail element supporting the tourism and leisure aspects of the proposal.

Development targets are approximately as follows:

Location	Total Residential (commitments and allocations; dwellings)	Total Commercial (commitments and allocations; square metres)
Tiverton	<u>2,1602,358</u>	<u>30,80029,400</u>
Cullompton	<u>3,6003,930</u>	<u>77,00073,500</u>
Crediton	<u>720786</u>	<u>15,40014,700</u>
Rural areas	<u>720786</u>	<u>30,80029,400</u>
Total	<u>7,2007,860</u>	<u>154,000147,000</u>

- 2.20 The Strategic Housing Market Assessment (SHMA, 2015) identifies the amount and type of housing that should be provided in Mid Devon. The target for commercial development is based on the Employment Land Review (2013) and the Retail Study (2012). Paragraphs 2.1-2.16 explain how the allocations in the Local Plan will meet the development targets set out in Policy S2 above, while Policies S3 and S6 provide more detail on the types of housing and employment to be delivered. [A summary of the SHMA outputs on housing need is contained in paragraphs 2.1a and 2.1b.](#)
- 2.21 Central to Policy S2 is the role of Cullompton in meeting the district's long-term development needs. This is a departure from historic planning strategy which focused the majority of development in Tiverton, commensurate with the size and sub-regional role of the town. Available and suitable land for development in Tiverton has become increasingly scarce as the town has grown, whereas the expansion of Cullompton is both achievable and supported by the local community.
- 2.22 National policy advises that planning should actively manage patterns of growth to make the fullest possible use of public transport, walking and cycling, and focus significant development in locations which are or can be made sustainable. The largest allocation in the Local Plan is East Cullompton (Policies CU7-CU12), which will have access onto the M5 motorway and deliver significant improvements to highways infrastructure for the whole town. The Council supports the reopening of a railway station at Cullompton and the Local Plan allocates a possible site for this. Pedestrian and cycle links to the town centre will be improved, and residents will be in close proximity to job opportunities within Cullompton and also at Willand, Tiverton and Exeter. The concurrent development of the North West Cullompton Urban Extension will see a new road linking Tiverton Road to Willand Road, which will relieve traffic congestion in the town centre, improving local air quality and the living conditions of residents. In addition, a new relief road to the east of the town centre will further improve local air quality by diverting north- and south-bound traffic away from Fore Street. Significant growth in Cullompton can be made sustainable through this investment in infrastructure, addressing long-standing issues of air quality and motorway junction capacity. New and expanded education facilities will also be provided within the town, to accommodate the impacts of new development.
- 2.23 Tiverton will continue to expand through the development of the Tiverton Eastern Urban Extension (EUE) and a number of smaller sites. The adopted EUE Masterplan proposes up to 1,520 dwellings and 30,000 square metres commercial floorspace, with a new junction onto the A361, a new primary school and community facilities.
- 2.24 Crediton is the smallest of Mid Devon's market towns but serves a wide area in terms of employment, education and shopping. The physical constraints of Crediton limit the options for developable sites, and there are existing problems of traffic congestion through the town centre. Air quality should improve when the Crediton Link Road opens and a proportion of HGV and other traffic is drawn away from Exeter Road to the Lords Meadow Industrial Estate, but the housing target for Crediton only amounts to 10% of the district total due to the traffic and topographical constraints that exist.
- 2.25 Rural areas are expected to accommodate around 10% of the housing requirement for Mid Devon. The Local Plan generally allocates small sites, the development of which will help to support the vitality of rural areas without harming their character or putting undue pressure on

local infrastructure. Commercial development in rural areas will come forward on non-allocated sites according to demand, enabled by supportive general policies, but the Local Plan also retains small employment allocations in Bampton and Willand as these sites are already permitted or well-connected to existing commercial uses and infrastructure.

2.25a In addition to the development targets as set out in the policy above, land at Junction 27 is allocated for 42,550 sqm of commercial floorspace to meet a tourism/leisure need in a location suitable for its regional role with a retail element supporting the tourism and leisure aspects of the proposal. This will provide a high quality tourist and leisure focussed development to meet needs identified within the tourism study.

Housing

Policy S3

Meeting housing needs

- a) The diverse housing needs of Mid Devon will be met through the provision of approximately ~~7,200~~ 7,860 dwellings between 1st April 2013 and 31st March 2033. In line with the predicted continuing need for new housing the expected annual rate of new housing development will be ~~360~~ 393 dwellings per annum;
- b) Unless otherwise stated in a site allocation policy, on open market housing sites (i.e. excluding exception sites provided under Rural Exception Sites under policy DM6) of 11 dwellings or more in Tiverton, Cullompton and Crediton a target of 28% affordable dwellings, and on sites elsewhere of 6 dwellings or more a target of 30% affordable dwellings will be applied to the total number of dwellings, depending on viability and providing a mix of dwelling sizes and types appropriate to the evolving needs of Mid Devon's population. Sites of between 6 – 10 dwellings outside Tiverton, Cullompton and Crediton will be permitted to make a financial contribution sufficient to provide the affordable dwellings in another location;
- c) To support self-build and custom dwellings meeting the needs of local communities, ~~affordable self-build~~ such dwellings will be permitted as affordable housing in locations outside settlement limits in accordance with Policy DM6;
- d) To support self-build and custom housing on sites of 20 dwellings or more developers will supply at least 5% of serviced dwelling plots for sale to self-builders for a period of 12 months per plot and any plots subsequently developed for self-build must be completed within 3 years of purchase by a self-builder; and
- e) A five year supply of gypsy and traveller pitches will be allocated on deliverable sites within Mid Devon to ensure that the predicted need for traveller sites will be met. A further supply of developable sites or broad locations for growth will be identified equivalent to a further ten years of predicted growth. The Housing Authority will seek to provide a public site for gypsy and traveller pitches within Mid Devon, subject to the availability of funding.

2.26 As recognised in the National Planning Policy Framework (NPPF) “every effort should be made objectively to identify and then meet the housing needs....of an area”. To do this the

Council has commissioned a Strategic Housing Market Assessment (SHMA) in conjunction with other Councils to establish the level and types of housing need in Mid Devon.

'Objectively Assessed Need' (OAN) is determined by examining demographic projections, jobs-led population forecasts and market signals which may affect housing need. The SHMA concludes that Mid Devon's housing need falls between 359 and 381 dwellings per year. This has established the level and types of housing required with a total of 7,200 and an annual building rate of 360, taking into account the latest population projections and the Government's intention to increase the level of housing supply. This Local Plan sets a housing target of 393 dwellings, above the housing need range set in the SHMA to ensure that housing provision in the plan is consistent with the additional need arising from job creation at Junction 27 of the M5.

- 2.27 The Council's Corporate Plan has 'Better Homes' as one of its five main objectives and the long term vision is "To ensure that the housing needs of our residents are met through the provision of affordable homes and good quality housing in both the public and private sector". The design policies in this plan will be utilised to achieve good quality housing for Mid Devon residents. The need for affordable housing has been established by the Strategic Market Housing Assessment (SHMA). The SHMA concluded that ~~96-124~~ units of affordable housing are needed per year to meet existing "backlog" need and future needs arising in the district. This is equivalent to about ~~27~~30% of the total housing need for Mid Devon. This is reflected in the affordable housing policy which requires development to meet this need by providing a proportion of dwellings as affordable on sites above the threshold. Additional affordable housing will also continue to come forward as windfalls resulting from Homes and Communities Agency investment, exception sites and delivery of housing on Council-owned land.
- 2.28 The application of the affordable housing policy is anticipated to deliver ~~just~~ over 2,000 affordable dwellings across the plan period, equating to approximately ~~27~~30% of total housing supply. However it is recognised that the level of supply is unlikely to meet the anticipated need as not all allocations will come forward or others may be developed with a lower housing number than specified in the policy. Furthermore, the Council has to consider the implications of meeting the need on the viability of new housing development. Viability assessment work undertaken for the Council in relation to the Community Infrastructure Levy (CIL) has established that for the targets of 30% in rural areas and a target in the towns of 28% CIL charges of £60 and £40 respectively are viable. However, as affordable housing is secured through planning obligations rather than CIL, the proportion to be provided onsite is negotiable and the Council may accept financial contributions in lieu of onsite provision, which can result in a lower level of affordable housing delivery than anticipated. Setting the affordable housing targets at the level proposed is therefore considered an appropriate balance between meeting the majority of the need within the district, whilst ensuring the delivery of other important elements such as infrastructure, essential to achieve sustainable development over the plan period to 2033.
- 2.29 The SHMA forecasts a significant increase in Mid Devon's older population. Given the resource demands associated with very elderly people, such as specially adapted bathrooms and the need for lifts, this is a significant figure. Care homes or retirement complexes will be provided through the development of strategic site allocations and other sites as they come forward. ~~and~~ Policy DM12 (design of housing) requires all new housing development to be designed in a way that allows adaptation according to the changing needs of occupiers. The Building Regulations will also ensure that new housing meets certain requirements for

adaptability and an ageing population. As a result, there is no need for a specific policy target related to housing for older people.

- 2.30 The Government is supporting the delivery of larger numbers of self-build and custom homes through such measures as exempting such housing from the payment of CIL. For the purposes of CIL exemption, 'self-build' is defined as all homes built or commissioned by individuals or groups of individuals for their own use. The definition used in the Self-build and Custom Housebuilding Act 2015 is included in the glossary. Local evidence suggests that there is a demand for such housing in Mid Devon in that approximately 2,000 people search online for self-build plots every year in Mid Devon and the Council's Citizen's Panel Survey (2013) shows that 12% of respondents were considering building their own home. Policy S3 therefore includes a requirement for 5% of plots on sites of 20 houses or more to be made available for purchase by self-builders. The self-build element will form part of the market dwellings available on the site, with the percentage applied to the total number of properties on a site. For example, a site of 100 dwellings, where a policy of 25% affordable housing applies, will provide 25 affordable dwellings and 75 dwellings for sale on the open market, of which 5 of the latter would need to be provided as plots for self-build. Such plots will be marketed for a period of 12 months before being returned to the builder's control. The self-build property needs to be lived in as the owner's principal residence for 3 years, as this is a condition of the exemption from CIL liability.
- 2.31 As set out in the Government statement 'Planning policy for traveller sites' the government's aim is to ensure fair and equal treatment for gypsies and travellers in a way that facilitates the traditional and nomadic way of life of travellers while respecting the interests of the settled community. To achieve this aim the statement indicates that working collaboratively local planning authorities should make their own assessment of need for traveller sites and identify a five year supply of deliverable sites with a further ten year supply of developable sites or broad locations for growth on top of this. As a result a group of Councils within Devon commissioned a Gypsy and Traveller Accommodation Assessment (GTAA) to ascertain the need for gypsy, traveller and travelling showpeople pitch or plot requirements. This study indicated that between 2014-34 within Mid Devon there is a need for 35 pitches for gypsies and travellers and 11 plots for travelling showpeople. The need for gypsy and traveller pitches will be accommodated by pitches within larger housing sites, for example at Tiverton Eastern Urban Extension, North West Cullompton, East Cullompton and Pedlerspool in Crediton. The Council is working with the travelling showpeople community to approve a large site near Cullompton which would meet the need requirements set out in the GTAA. Policy DM7 (gypsy and traveller accommodation) manages the development of specific sites. As a result a group of councils in Devon has commissioned a Gypsy and Traveller Accommodation Assessment to ascertain the need for gypsy and traveller pitches and the predicted need will be accommodated by pitches within larger housing sites. For example, the allocated strategic sites at Tiverton Eastern Urban Extension, North West Cullompton and East Cullompton each have provisions for pitches for gypsies and travellers as does the allocation at Pedlerspool in Crediton. Policy DM7 (gypsy and traveller accommodation) manages the development of specific sites.

Policy S4

Ensuring housing delivery

The local planning authority will monitor the delivery of housing against the annual target set out in Policy S3 and against the total completions which should have taken place since the start of the Local Plan period. Cumulative dwelling completions since 1st April 2013 will be compared with the following defined action levels:

Year (1st April-31st March)	Action Levels	Cumulative Target
2013/14	0	360
2014/15	0	720
2015/16	360	1080
2016/17	720	1440
2017/18	1080	1800
2018/19	1440	2160
2019/20	1800	2520
2020/21	2160	2880
2021/22	2520	3240
2022/23	2880	3600
2023/24	3240	3960
2024/25	3600	4320
2025/26	3960	4680
2026/27	4320	5040
2027/28	4680	5400
2028/29	5040	5760
2029/30	5400	6120
2030/31	5760	6480
2031/32	6120	6840
2032/33	6480	7200

Year (1 st April – 31 st March)	Action Levels	Cumulative Target
2013/14	0	393
2014/15	0	786

<u>2015/16</u>	<u>393</u>	<u>1179</u>
<u>2016/17</u>	<u>786</u>	<u>1572</u>
<u>2017/18</u>	<u>1179</u>	<u>1965</u>
<u>2018/19</u>	<u>1572</u>	<u>2358</u>
<u>2019/20</u>	<u>1965</u>	<u>2751</u>
<u>2020/21</u>	<u>2358</u>	<u>3144</u>
<u>2021/22</u>	<u>2751</u>	<u>3537</u>
<u>2022/23</u>	<u>3144</u>	<u>3930</u>
<u>2023/24</u>	<u>3537</u>	<u>4323</u>
<u>2024/25</u>	<u>3930</u>	<u>4716</u>
<u>2025/26</u>	<u>4323</u>	<u>5109</u>
<u>2026/27</u>	<u>4716</u>	<u>5502</u>
<u>2027/28</u>	<u>5109</u>	<u>5895</u>
<u>2028/29</u>	<u>5502</u>	<u>6288</u>
<u>2029/30</u>	<u>5895</u>	<u>6681</u>
<u>2030/31</u>	<u>6288</u>	<u>7074</u>
<u>2031/32</u>	<u>6681</u>	<u>7467</u>
<u>2032/33</u>	<u>7074</u>	<u>7860</u>

If cumulative completions since 2013 fall below the expected completions total by over two years' worth of the annual target (as expressed in the defined action level for that year), or a five year supply of deliverable sites cannot be demonstrated, the Council will work proactively to bring forward allocations or outstanding planning consents. If this is insufficient to deliver the necessary level of housing, identified contingency sites will be permitted to boost housing supply.

- 2.32 To ensure that Mid Devon can deliver the level of housing development required to meet identified housing need there needs to be a mechanism that will allow further sites to come forward if for any reason the expected level of delivery falls significantly below the annual target set out under Policy S3. If housing delivery falls below the action level this will be addressed through proactive development management to bring forward allocated and permitted sites, and then through the release of deliverable contingency sites. However, there will be variation of delivery across the years so it is important that the action level when the designated contingency sites will come forward will not trigger their release in response to normal variations in completions. The trigger level will therefore be when delivery has fallen two years' worth of expected annual completions behind the expected overall total for that year (ie equivalent to 10% of overall plan housing need).
- 2.33 The National Planning Policy Framework requires local planning authorities ensure that there is a supply of specific deliverable housing sites with a capacity equivalent to 105% or five years' worth of the annual housing target. The Local Plan proposals are designed to ensure that a five year supply of housing land is and remains available through the plan period, from existing permissions and allocations. However, should the Council at any time be unable to demonstrate a five year housing supply, it will prioritise actions to overcome constraints to the development of permitted or allocated sites. If that is insufficient or will not deal with the issue

quickly enough, the Council will permit the development of one or more of the contingency sites in order to boost short term housing supply. The Council will monitor the level of housing supply through its Authority's Monitoring Report and instigate an early review of the Local Plan to identify further sites if necessary.

Policy S5

Public open space

In the parishes Within the parish boundaries of Tiverton, Cullompton and Crediton, and the parishes containing villages defined in Policy S13, the following standards for the provision of high quality open space will be applied:

Type of open space	Quantity standard (hectare per 1000 population <u>square metres per dwelling</u>)	Access standard
Allotments	0.25 <u>6</u>	300 metres or 6-7 minutes' walk time
Amenity green space	1.0 <u>23.5</u>	300 metres or 6-7 minutes' walk time
Parks, sport and recreation grounds	1.5 <u>035</u> include both public and private grounds (excluding education sites)	600 metres or 12-13 minutes' walk time
Play space (children)	0.06 <u>1.5</u>	300 metres or 6-7 minutes' walk time
Youth space (teenagers)	0.02 <u>0.5</u>	600 metres or 12-13 minutes' walk time

In all other parishes, the following standards for the provision of open space will be applied:

Type of open space	Quantity standard (hectare per 1000 population <u>square metres per dwelling</u>)	Access standard
Allotments	0.25 <u>6</u> (for new provision)	600 metres or 12-13 minutes' walk time
Recreation space	1.2 <u>028</u> to include both public and private grounds (excluding education sites)	600 metres or 12-13 minutes' walk time
Play space (children and youth)	0.05 <u>1</u>	600 metres or 12-13 minutes' walk time

Developments of 11 or more dwellings within the parishes of Tiverton, Cullompton and Crediton, and 6 or more dwellings elsewhere. New housing developments will provide open space onsite or through offsite financial contributions, as follows:

Type of provision	<u>Up to</u> 1-49 dwellings	50-199 dwellings	200+ dwellings
Play space	Offsite	Onsite	Onsite
Amenity/natural green space	Offsite	Onsite	Onsite
Allotments	Offsite	Onsite	Onsite
Park, sport and recreation ground	Offsite	Offsite	Onsite
Teenage facilities	Offsite	Offsite	Onsite

- 2.34 Access to public open space including sports facilities is an essential element of healthy communities and national policy promotes such provision. To this end the Council has undertaken an Open Space and Play Area Study (2014) to identify the level of supply across Mid Devon and the gaps in open space provision. This results in the above standards, which aim to maintain the current level of provision per person as Mid Devon's population increases, and to increase the provision for teenage facilities which has been identified as a particular area of open space deficiency. Teenage facilities might include skateboard parks, basketball courts and 'free access' Multi Use Games Areas (MUGAs). In practice, there will always be some flexibility of use where younger children use equipment designed for youths and vice versa.
- 2.35 The types of applicable public open space are set out in the policy. For the purposes of this policy, other spaces such as grass verges, tree-lined avenues and sustainable urban drainage schemes are not classed as public open space. The standards ~~will be~~ applied to development proposals according to the average size of households in Mid Devon (2.35 people). ~~For example, a development of 200 dwellings will be assumed to give rise to 470 people. Applying the standards in Policy S5, this development will be required to provide for 0.118 hectares allotment land, 0.47 hectares amenity green space and so on.~~
- 2.36 Onsite open space will be provided by the developer and designed in such a way as to maximise the attractiveness, safety and overall quality of the development. The provision of larger multi-functional open space 'hubs' is considered preferable to smaller fragmented open spaces across a development. The balance of onsite and offsite provision according to site size is set out in the policy, but the Council will consider on a case-by-case basis any proposals that seek to justify a different solution. A planning obligation will be used to control the long-term maintenance of onsite open space through a management company.
- 2.37 Smaller developments ~~(fewer than 6 dwellings in rural areas or 11 dwellings in the towns)~~ will not be required to provide a public open space contribution, in accordance with national guidance. ~~Most housing developments the full range of open space onsite, but nonetheless the residents of these developments will~~ increase the demand for open space in the area, but a financial contribution towards a public open space project outside the site (an offsite contribution) will be accepted according to the amount of development being proposed, as set

out in the policy. The Open Space and Play Area Strategy ~~sets-out~~describes which types of housing (such as open market, affordable or accommodation for the elderly) will be eligible for offsite provision of public open space. The Council will identify locations across the district that require open space improvement or new provision, and for eligible developments will require a financial contribution through a planning obligation which secures funding for a specific project. The amount required is related to the cost of providing and maintaining open space, expressed as a cost per person as set out in the Open Space and Play Area Strategy. The Council will monitor the use of funds collected in this way to ensure that planning obligations are directly related to the open space needs associated with each development. To comply with legislation, no more than five such planning obligations will be required for a single project.

- 2.38 Viability testing undertaken by the Council has demonstrated that not all sites may be able to fund the full cost of the off-site contribution. Therefore, the Council will consider a reduced contribution where it can be demonstrated that payment of the full cost would make the development unviable. Further details on the policy's application, including information on the consideration and submission of viability evidence will be set out in a review of the existing Open Space Supplementary Planning Document, to be undertaken ~~in 2015~~after the adoption of the Local Plan.
- 2.39 The Council will not use the Community Infrastructure Levy (CIL) to fund open space provision, to avoid illegal double-charging of developers who are required to provide onsite open space as part of well-designed development while also paying CIL. However, at least 15% of CIL receipts will be transferred to the parish council in the area a development takes place, and parish councils may spend this money on any infrastructure in their area which may include the creation, development, repair or maintenance of existing areas of open space.
- 2.40 Policy DM24 protects existing public open spaces from development, including some identified areas of 'Local Green Space'. Communities may also seek to protect such areas through designation in a neighbourhood plan or by registering sites as Assets of Community Value (as defined in the glossary).

Employment

Policy S6

Employment

The employment needs of the community will be met through the development of **154,147,000** square metres of commercial floorspace comprising a range of employment-generating uses, including:

- a) Offices, industry, storage and distribution (B1-B8);
- b) Retail, tourism and leisure (A1-A5, C1, D2 and relevant sui generis uses);
- c) Development for healthcare, education and public facilities (C2-C2a, D1);
and
- d) Other forms of sustainable employment-generating uses.

- 2.41 The Council's employment strategy is inclusive, seeking to provide the jobs the market can deliver by promoting a range of employment-generating uses. While the majority of commercial land allocations comprise B1, B2 and B8 uses, the plan has a positive approach to other uses that provide jobs in a sustainable manner.
- 2.42 Employment floorspace is measured according to 'gross internal floorspace', meaning the area of floor inside the walls. This applies to use classes B1 (business), B2 (general industry) and B8 (storage and distribution) and will generally be applied to all commercial development, except for retail within use class A1 (shops). A1 retail floorspace is 'net floorspace', meaning the area of a store used for sales. Within this class, 'convenience' means food sales, while 'comparison' means anything else.
- 2.43 The Employment Land Review (2013) presents forecasts for employment land in Mid Devon, taking account of economic projections and past take-up of employment land. The Employment Land Review recommends that the Council plan for 30-40 hectares of employment land over a twenty year period, equating to approximately 140,000 square metres floorspace.
- 2.44 Very large employment sites can be more difficult to deliver due to high infrastructure costs, and there is an identified shortage of small-scale employment sites. Development Management policies allow for small-scale employment and other commercial development in suitable locations. These sites can come forward according to market demand and a land allocation will not always be necessary. However, the towns are usually the most sustainable locations for planned employment growth, where there is an existing local population and access to services. Commercial development is expected to be delivered through a combination of site allocations and windfall developments elsewhere.
- 2.45 The Local Plan's employment strategy seeks to guide a deliverable level of development to the most sustainable locations while recognising that larger employment centres such as Exeter and Taunton will continue to draw some of Mid Devon's working population, and suitable employment in rural areas will benefit the rural economy.

2.46 The Retail Study (2012) identifies a quantitative need of ~~14,580~~approximately 7,000 square metres of comparison retail floorspace up to 2026. Long-term forecasting of retail demand is not very reliable, so the anticipated need has been applied across the plan period to 2033 on the understanding that allocated and non-allocated sites will come forward according to market demand and the plan will be reviewed before the need to 2026 is likely to have been exhausted. Retail development will generally be directed towards town centres and the Council will apply a sequential approach in assessing edge-of-centre or out-of-centre proposals, in accordance with Policies S7, DM14 and DM15. In addition, development as proposed at Junction 27 of the M5 meets a tourism / leisure need in a location which is suitable for its regional role with a controlled retail element supporting the tourism and leisure aspects of the proposal.

2.47 The following table sets out the Local Plan allocations which include employment-generating uses, and states where their policies can be found within this document:

Location	Site	Policy	Gross site area (ha)	Net site area (ha)	Floorspace (sq.m)	Local Plan page
Tiverton	Eastern Urban Extension	TIV1-5	153	6	30,000	65-74
Tiverton	Phoenix Lane	TIV12	1.4	1	8 <u>7</u> ,000	78-79
Cullompton	North West Urban Extension	CU1-6	95	3	24 <u>10</u> ,000	85-93
Cullompton	East Cullompton	CU7-13	160	5	20,000	94-103
Cullompton	Week Farm	CU18	10.7	8.7	15,000	107-108
Cullompton	Venn Farm	CU19	4.4	2.5	9,000 <u>12,000</u>	108-109
Crediton	Wellparks	CRE1	22.9	1.2	2,220	113
Crediton	Land south of A377	CRE10	1.9	1.9	7,600	119-120
<u>Junction 27</u>	<u>Junction 27</u>	<u>J27</u>	<u>71</u>	<u>28</u>	<u>42,550</u>	<u>XX</u>
Bampton	Stone crushing works (Scott's Quarry), Bampton	BA2	0.45	0.36	355	123-124
Willand	Willand Industrial	WI2	2.29.2	2.29.2	8,800 <u>13,000</u>	138

	Estate					
	Total				121,975	

Town centres

Policy S7

Town centres

The vitality and viability of the town centres of Tiverton, Cullompton and Crediton will be protected and enhanced by positive management so that economic regeneration and heritage conservation reinforce each other as follows:

- a) Positive measures of enhancement and regeneration;
- b) Promoting new homes, shops, leisure, offices and other key town centre uses which are well designed and contribute to vitality and viability;
- c) Outside the town centres of Tiverton, Cullompton and Crediton, only permit new retail, leisure, office and other key town centre uses where they meet the sequential and impact tests set out in Policy DM15; and
- d) Traffic management measures including improving sustainable travel opportunities and interchange facilities to improve town centre environment and accessibility.

- 2.48 Policy S7 seeks to secure the sustainability of Mid Devon's market towns, focusing development within town centres. The Council will work in partnership to deliver the objectives of Policy S7 and will integrate other local plans and strategies, including neighbourhood plans where these are being prepared. Investment will be directed to enhance and regenerate areas of environmental, social and economic deprivation. Networks and interchange facilities, which provide opportunities for better integration of public transport and sustainable ways of travelling, will be improved. Town centre health checks will be undertaken to monitor the condition of each of the market towns in respect of the objectives set out above. This focus on healthy town centres does not preclude retail, leisure and recreation uses within strategic site allocations, such as East Cullompton. Sustainable development of such large sites requires a mix of uses, providing residents with close access to employment, recreation and small-scale convenience shopping, though these mixed uses must be carefully planned so as not to undermine town centres. A masterplan will set out the principles to be followed in subsequent planning applications. A sequential test applied at planning application stage will be considered in this context. The allocation of land at Junction 27 to provide a high quality tourist and leisure focused development to meet needs identified within the tourism study will include associated outlet/discounted retail floorspace to meet a regional comparison floorspace need and deliver the tourist and leisure elements of the allocation. Existing town centres will be safeguarded through planning controls.

- 2.49 Mid Devon's town centres face a challenging future due to changing national retailer requirements, online shopping and reduced consumer spending. The Retail Study suggests that a changing role or focus for town centres may be required, involving conversion and redevelopment to other uses. To this end, the Local Plan incorporates tourism and leisure uses within the retail part of the commercial development target in Policy S2 and has a positive strategy for the enhancement and regeneration of town centres. Town centre redevelopment is expected to include some residential accommodation, to improve the viability of development and the vitality of the town centre.
- 2.50 Research by English Heritage, the Heritage Lottery Fund and others clearly demonstrate the significant contribution of heritage to the economy. Policy S7 emphasises the importance of heritage conservation in making the town centres attractive places to visit.
- 2.51 The following table contains details of the Local Plan's only town centre allocation, and states where the policy can be found within this document:

Location	Site	Policy	Site area (ha)	Use	Local Plan page
Tiverton	Phoenix Lane	TIV12	1.4	60 dwellings and 87,000sqm. of mixed commercial floorspace	78-79

Infrastructure

Policy S8

Infrastructure

The location, scale and form of development will be guided by the need for community facilities and any existing infrastructure deficiencies. The Council will work with providers and developers to ensure that new development is served by necessary infrastructure in a predictable, timely and effective fashion. Development and transport planning will be coordinated to improve accessibility for the whole community and promote the use of sustainable modes of transport. The Council will set out key infrastructure and facility requirements for new development in an Infrastructure Plan, taking account of existing provision and cumulative impact of new development. Developers will be expected to contribute fairly towards, or bear the full

cost of, new or improved infrastructure and facilities where it is appropriate for them to do so, subject to viability assessment where appropriate.

- 2.52 Ensuring that new development is served by appropriate infrastructure is an important role of the planning system. This is achieved by the provision of infrastructure in step with development and by guiding development to places where there is existing capacity. There is also the possibility that new development can be guided to locations where its infrastructure will help to achieve wider planning objectives such as air quality improvements. Developments likely to generate significant levels of traffic must be supported by a robust transport evidence base.
- 2.53 This policy underpins site allocation policies such as the North West Cullompton and East Cullompton urban extensions, which will provide traffic solutions to improve motorway junction capacity and reduce traffic through the town centre. Facilities such as schools, green infrastructure and community halls will be provided or enhanced as appropriate, to account for the increased demand arising from new development. The strategic sites will also include care homes or other provision for older people in recognition of the aging population and its associated needs. The Council will guide development to locations where there is sufficient sewerage capacity, or require that increased capacity be provided in step with development which will help to deliver Water Framework Directive objectives. The need for investment will be reviewed and addressed by South West Water through 5 yearly cycle plans. Sewerage network improvements will be negotiated in line with the provisions of the Water Act in conjunction with developers as and when the need arises.
- 2.54 For most sites funds for infrastructure delivery will be secured through the Community Infrastructure Levy (CIL); a charge per square metre of eligible new development. The rate of payment for CIL has been subject to viability assessment which takes account of the other policy requirements affecting viability, such as affordable housing targets. Legal agreements under Section 106 of The Town and Country Planning Act (1990) may be used instead of CIL if the proceeds would exceed the amount of CIL that would be generated from the development. Section 106 Agreements, a type of planning obligation, will also be used to secure funding for specific public open space projects in the district, as discussed under Policy S5. The strategic sites (Tiverton Eastern Urban Extension, North West Cullompton, ~~and~~ East Cullompton and Junction 27) will be zero-rated for CIL and these developments will be required to pay for necessary infrastructure through Section 106 agreements, undergoing viability assessment at planning application stage if necessary.
- 2.55 There is currently a significant infrastructure funding gap and the Council will also seek external sources of funding to deliver key infrastructure. More information about the means of funding infrastructure can be found in the Infrastructure Plan (2014) and the 'Regulation 123' list for CIL, available on the website ~~at~~ www.middevon.gov.uk/cil. CIL is also accompanied by a policy setting out the circumstances in which Section 106 agreements are to be used. It is anticipated that CIL will be adopted at the same time as the Local Plan.

Environment

Policy S9

Environment

Development will sustain the distinctive quality, character and diversity of Mid Devon's environmental assets and minimise the impact of development on climate change through:

- a) High quality sustainable design which reinforces the character and distinctiveness of Mid Devon's historic built environment, mitigates and adapts to climate change and creates attractive places;**
- b) The efficient use and conservation of natural resources of land, water and energy, minimising pollution and preserving the quality and productivity of the best and most versatile agricultural land wherever possible;**
- c) The provision of measures to reduce the risk of flooding to life and property, requiring sustainable drainage systems including provisions for future maintenance, guiding development to locations of lowest flood risk by applying a sequential test where appropriate, and avoiding an increase in flood risk elsewhere;**
- d) Renewable energy development in locations where there is an acceptable local impact, including visual, on nearby residents, landscape character and wildlife, balanced with the wider sustainability benefits of renewable energy;**
- e) The preservation and enhancement of the distinctive qualities of Mid Devon's natural landscape, supporting opportunities identified within landscape character areas. Within or adjoining the Blackdown Hills Area of Outstanding Natural Beauty, and Exmoor and Dartmoor National Parks, the primary objective will be to protect the special ~~environmental~~ qualities of that landscape and its setting;**
- f) The protection and enhancement of designated sites of international, national and local biodiversity and geodiversity importance. On both designated and undesignated sites, development will support opportunities for protecting and enhancing species populations and linking habitats, providing mitigation and compensation measures where appropriate; and**
- g) The preservation and enhancement of Mid Devon's cultural and historic environment, and the protection of sites, buildings, areas and features of recognised national and local importance such as listed buildings, conservation areas, scheduled monuments and local heritage assets.**

2.56 The environmental qualities of the district are highly valued by the community and the preservation and enhancement of Mid Devon's distinctive environmental assets are important to the achievement of sustainable development. Changes in land use, agricultural practices and new development are all threats to the quality of Mid Devon's environment unless properly managed, while the effects of climate change will provide both challenges and opportunities. New development will be located, designed and constructed in ways that reinforce local distinctiveness, respond to climate change and provide positive solutions for

protecting and enhancing environmental assets. Mitigation measures will be sought where appropriate, to achieve neutral or positive effects on the environment, including ecological measures which would help to deliver Water Framework Directive objectives.

- 2.57 The Government's approach in tackling climate change has evolved over time. Ambitious carbon reduction targets have led to Government incentives for renewable energy schemes, resulting in a marked increase in planning applications for wind turbines and field-scale solar energy development. The Mid Devon Landscape Sensitivity Assessment considers the susceptibility of different parts of the landscape to change as a result of wind and solar energy development of different sizes, scales and groupings. This assessment is a material consideration in decision-making, alongside evidence of biodiversity, noise, glare and other impacts.
- 2.58 Development Management policies on design, green infrastructure, protected landscapes/habitats and heritage assets provide detailed criteria for development.

Tiverton

Policy S10

Tiverton

Tiverton will continue to develop in a balanced way as a medium sized market town serving a rural hinterland in the central part of Mid Devon and to the north. The strategy will maintain its status as the largest urban area in Mid Devon and increase the self-sufficiency of the town and its area by improving access to housing, employment and services for its population and that of the surrounding rural areas. Proposals will provide for approximately 2,160,358 dwellings, of which 540,660 will be affordable, and 30,800-29,400 gross square metres of commercial floor space over the plan period.

The Council will guide high quality development and other investment to:

- a) Manage the town centre so that economic success and heritage reinforce each other, promoting new homes, shops, leisure, offices and key town centre uses which contribute to vitality and viability, including an additional 8,000,000 square metres of gross commercial floorspace in accordance with the sequential approach in Policy DM15;
- b) Enhance walking and cycling opportunities and bus services around the town, particularly improving access via these more sustainable modes to the town centre, Tiverton Parkway Station, Exeter and Taunton, and their interchange in the town centre;
- c) Retain the green setting provided by the steep open hillsides, particularly to the west and south of the town and the historic parkland of Knightshayes to the north of the A361;

- d) Protect the importance of Tidcombe Fen, other areas of biodiversity value and green infrastructure, supporting opportunities for enhancement;
- e) Enhance the tourism and visitor role of the town and surrounding area; and
- f) Support measures to reduce flood risk within Tiverton, working with natural processes wherever possible.

2.59 Tiverton is the largest settlement in Mid Devon, with the largest economic concentration and level of social and commercial services. It is the focus of a reasonable level of public transport provision. However, the long-term options for Tiverton's growth are constrained by the town's topography, flood plains and the position of the A361. Cumulative traffic impacts on Junction 27 of the M5 must also be considered. While the evidence suggests that improvements to signalisation of the junction have provided capacity for planned strategic development in Tiverton, additional development may require improvements to the junction. Traffic assessments will be required where appropriate to consider impacts on the local and strategic road network.

2.60 As the largest town in the district, there is an expectation that Tiverton will deliver approximately 2,460-2,358 dwellings over the plan period. Recent completions and current commitments total over 600-1,000 dwellings. It is therefore expected that a significant proportion of the town's outstanding housing needs will be delivered as part of the Eastern Urban Extension allocation (TIV1-5), with the remainder provided by smaller allocations. Sites have been allocated in excess of the anticipated development levels to allow for flexibility in the supply of housing and employment, as discussed in paragraphs 2.1-2.16. ATwo contingency sites has~~ve~~ been allocated within the town, forming part of the strategy for providing flexibility within the plan.

2.61 Retail forecasts identify a need for additional non-food retail floorspace in Tiverton. The Retail Study (2012) recommends that site allocations for retail development include the redevelopment and improvement of the bus station and existing open-air car parks. The area around Phoenix Lane in Tiverton is available, suitable and achievable for a mixed use redevelopment scheme.

2.62 Historically, the take-up of employment allocations in Tiverton has been slow, while the larger urban centres of Exeter and Taunton are established employment destinations and will continue to draw a large number of Mid Devon's working residents. The Employment Land Review (2013) advises on the locations and amounts of development appropriate in the towns. In accordance with this, the Tiverton Eastern Urban Extension is expected to provide 30,000 square metres of employment floorspace, phased to come forward in step with housing development. Employment development in this location, close to the A361, may serve to claw back some of the jobs that are currently being lost to other settlements outside Mid Devon.

2.63 The following table sets out the allocations in Tiverton, their policy reference, site area and use, and states where the relevant policies can be found within this document:

Site	Policy	Site area (ha)	Use	Local Plan page(s)

Eastern Urban Extension	TIV1-TIV5	153	1520-1580 dwellings and 30,000 sqm of commercial floorspace	65-74
Farleigh Meadows	TIV6	8.2	300-255 dwellings	74
Town Hall	TIV7	0.5	59 dwellings	75
Moorhayes Park	TIV8	0.4	8 dwellings	76
Howden Court	TIV9	0.47	10 dwellings	76
Roundhill	TIV10	0.4	20 dwellings	77
Palmerston Park	TIV11	0.9	25 dwellings	77
Phoenix Lane	TIV12	1.4	60 dwellings and 8,000 7,000sqm. of mixed commercial floorspace	78
Tidcombe Hall (contingency)	TIV13	5	100 dwellings	79
Wynnards Mead (contingency)	TIV14	6.3	70 dwellings	80
<u>Blundells School</u>	<u>TIV16</u>	<u>14</u>	<u>200 dwellings</u>	<u>XX</u>

Cullompton

Policy S11

Cullompton

Cullompton will develop as a fast growing market town with a strategic role in the hierarchy of settlements in Mid Devon. The town will become the strategic focus of new development reflecting its accessibility, economic potential and environmental capacity. This strategy will improve access to housing through urban extensions and expanded employment opportunities. There will be significant improvements to the town's infrastructure and connectivity, including the reopening of the railway station, and improved services for its population and nearby rural areas. Proposals will provide for approximately ~~3,600~~3,930 dwellings, of which ~~900-1,100~~ will be affordable, and ~~77,000~~73,500 gross square metres of commercial floor space over the plan period.

The Council will guide high quality development and other investment to:

- Make any necessary improvements to the M5 motorway including junction 28 to maintain highway capacity and safety;

- b) Promote further public transport improvements within Cullompton and to other urban centres (particularly Tiverton and Exeter) and improved access to the rail network by the reopening of Cullompton Railway Station;
- c) Continue measures to support the implementation of the Cullompton Air Quality Action Plan including the construction of new highway links to relieve the town centre and enhanced walking and cycling opportunities around the town;
- d) Manage the town centre so that economic regeneration and heritage reinforce each other by promoting new homes, shops, leisure, offices and other key town centre uses which are well designed and contribute to vitality and viability;
- e) Provide community infrastructure such as education and enhanced open space to support new development proposals;
- f) Enhance the tourism and visitor role of the town and surrounding area; and
- g) Support measures to reduce flood risk within Cullompton and make provision for green infrastructure.

2.64 Cullompton is situated 11 miles north of Exeter and about 20 miles south west of Taunton. The M5 motorway runs close to the east side of the town. The B3181 runs through the centre of the town and links Exeter and Willand. The town lies in the Culm Valley with the river passing the east side of the town. Cullompton's location on the strategic road network, its close proximity to Exeter and the availability of land for development make it a suitable destination for long-term growth. A Critical Drainage Area (CDA) has been identified by the Environment Agency at Cullompton. The aim of this CDA is to ensure there is no increase in flood risk downstream as a result of development pressure. A Flood Risk Assessment will be required at the planning application stage for development proposed in the CDA to determine specific recommendations for mitigation. All new development will require additional water storage areas to be created within the site compared to the normal SUDs design thereby contributing to a reduction in flooding downstream. The Environment Agency (EA) is a statutory consultee for all development within a CDA. The Environment Agency (EA) is a statutory consultee on all developments in Critical Drainage Areas and flood zones 2 and 3, while the Lead Local Flood Authority (Devon County Council) will be a statutory consultee on all major development.-

2.65 The largest single site allocation in the Local Plan is East Cullompton (Policies CU7-CU12), which will have access onto the M5 motorway and deliver significant improvements to highways infrastructure for the whole town. There has also been a long-standing public desire to see the reopening of Cullompton Railway Station. The proposal is gaining momentum and is included within Network Rail's Western Route Study (draft for consultation) 2014 which sets out the strategic vision for the western part of the rail network over the next 30 years. The Council supports the reopening of the station and the Local Plan allocates a possible site for this. The combination of highways improvements and a new railway station provides an opportunity to significantly raise the profile of Cullompton and the wider area, attracting inward investment.

2.66 Pedestrian and cycle links to the town centre will be improved, and residents will be in close proximity to job opportunities within Cullompton and also at Willand, Tiverton and Exeter. The concurrent development of the North West Cullompton Urban Extension will see a new road linking Tiverton Road to Willand Road, which will relieve traffic congestion in the town centre, improving local air quality and the living conditions of residents. The town centre acts as a strategic relief route for the M5 during closures resulting in significant congestion. A new relief

road, to the east of the town centre, will further improve local air quality by diverting north- and south-bound traffic away from Fore Street. Note that the name of the road, originally called the Eastern Relief Road when allocated in the Allocations and Infrastructure DPD, has been amended to Town Centre Relief Road to more accurately reflect its role. Significant growth in Cullompton can be made sustainable through this investment in infrastructure, addressing long-standing issues of air quality and motorway junction capacity.

- 2.67 The major growth of the town will provide the opportunity to revitalise the town centre through additional investment, traffic and transport improvements. The growth of the town and proposed improvements will provide a significant boost to its vitality and viability, providing a more attractive retail environment through organic change in the town centre by which the use of existing underused and struggling premises is improved, rather than through the delivery of new retail floorspace. The need for additional retail floorspace will be reviewed as part of the process of preparing the next Local Plan.
- 2.68 Future employment provision is expected to be centred around the Kingsmill industrial estate and within the adjoining urban extension at East Cullompton. Access to the motorway will need to be improved before significant levels of development come forward. Masterplanning of the East Cullompton urban extension will include a phasing strategy which ensures that infrastructure is provided in step with development. One contingency site is allocated in the town, providing a level of flexibility to address any potential shortfall in completions as set out in Policy S4.
- 2.69 The following table sets out the allocations in Cullompton, their policy reference, site area and use, and states where the relevant policies can be found within this document:

Site	Policy	Site area (ha)	Use	Local Plan page(s)
North West Cullompton	CU1-6	103	4200-1350 dwellings and 21,000 10,000 sqm. commercial floorspace	85-93
East Cullompton	CU7-12	160	2,100 1750 dwellings (within the plan period) and 20,000 sqm. commercial floorspace	94-103
Knowle Lane	CU13	9.8	345-296 dwellings	103
Ware Park & Footlands	CU14	2.1	38 dwellings	104
Land at Exeter Road	CU15	1.4	45-24 dwellings	105
Cummings Nursery	CU16	5.3	420-100 dwellings	106

Week Farm	CU17	10.7	15,000 sqm. commercial floorspace	107
Venn Farm	CU18	4.4	9,000 12,000 sqm. commercial floorspace	108
Colebrook (contingency)	CU21	4.8	100 dwellings	111

Crediton

Policy S12

Crediton

Crediton will continue to develop in its role as a small and vibrant market town, serving a rural hinterland in the western part of the district. The strategy aims to improve access to housing within the town, expand employment opportunities and improve the quantity and quality of the existing retail provision. Proposals will provide for approximately ~~720~~786 dwellings, of which ~~180~~220 will be affordable, and ~~15,400~~14,700 gross square metres of commercial floorspace over the plan period.

The following development will be supported over the plan period:

- a) Proposals which support the economic regeneration of the town centre, including the provision of new homes, commercial development, cultural facilities and other key town centre uses which support the town centre's viability and vitality. Particular support will be given for proposals which improve the quantity and quality of existing retail provision within the town centre. All proposals within the town centre will need to play a positive role in sustaining and enhancing the significance of the area's heritage;
- b) Proposals which respect the setting provided by the open areas of hillside and the adjoining historic parklands of Creedy Park, Shobrooke Park and Downes;
- c) Continuation of measures to support the implementation of the Crediton Air Quality Action Plan, including enhanced walking and cycling opportunities around the town;
and
- d) Enhance the tourism facilities and visitor role of the town and surrounding area; **and-
e) Community and education facilities and other infrastructure to support the development proposed.**

2.70 Crediton is a small and vibrant market town, located in the west of the district. The town is situated near to the Rivers Creedy and Yeo, and is set within a landscape of farmland extending across gently rolling hills and broad valleys. It lies within what is known as the 'Crediton Trough', a low lying flattish basin feature. The town's past is reflected in the historic core, principally focused around the High Street. The town is a focal point for the surrounding area, providing a level of employment and services. Opportunities for the expansion of Crediton are limited, given the steep topography around the town, adjoining historic parklands and traffic congestion through the town centre.

2.71 In 2006 Crediton was designated as an Air Quality Management Area as a result of unacceptably high levels of airborne pollutants in the centre of the settlement. However, one of the key actions set out within the Air Quality Action Plan, the Crediton Link Road, has been provided. This is likely to have a significant impact on local air quality, directing a proportion of HGV and other traffic to Lords Meadow

Industrial Estate, away from the town centre. Air quality monitoring will determine whether the pollutants have reduced sufficiently for the Air Quality Action Plan to be withdrawn.

2.72 The Employment Land Review (2013) points to a limited demand for employment growth in Crediton. The Retail Study (2012) identifies no requirement for additional retail floorspace within the town, but development management and town centre initiatives should seek to improve and upgrade the quality of the existing provision.

2.73 The total housing target for Crediton (~~720~~783 dwellings) represents 10% of the district' s total requirement. This is lower than might be expected for a town of this size, but environmental constraints limit Crediton' s expansion and the development can be more sustainably located elsewhere. The sites allocated in the Local Plan have been subject to Strategic Housing Land Availability Assessment (SHLAA) and are considered available, suitable and achievable.

2.74 The following table sets out the allocations in Crediton, their policy reference, site area and use, and states where the relevant policies can be found within this document:

Site	Policy	Site area (ha)	Use	Local Plan page(s)
Wellparks	CRE1	7.9	185 dwellings and 2,220sqm. commercial floorspace	113
Red Hill Cross	CRE2	3.1	135 dwellings	114
Cromwells Meadow	CRE3	2.4	35 dwellings	114
The Woods Group	CRE4	0.17	8 dwellings	115
Pedlerspool	CRE5	23.5	200 dwellings	115
Sports Fields	CRE6	5.5	120 dwellings	117
Stonewall Lane	CRE7	3.2	50 dwellings	118
Land at Barn Park	CRE8	1.64	20 dwellings	119
Land off Alexandra Close	CRE9	0.63	15 dwellings	119
Land south of A377	CRE10	1.9	7,600sqm. commercial floorspace	119

Rural areas

Policy S13

Villages

The following rural settlements will be designated as villages suitable for limited development: Bampton, Bow, Bradninch, Chawleigh, Cheriton Bishop, Cheriton Fitzpaine, Coppleshill, Culmstock, Halberton, Hemyock, Holcombe Rogus, Kentisbeare, Lapford, Morchard Bishop, Newton St Cyres, Sampford Peverell, Sandford, Silverton, Thorverton, Uffculme, Willand and Yeoford.

Development will be limited to proposals within their defined settlement limits and to allocations for:

- a) Small scale housing, employment, tourism and leisure;**
- b) Services and facilities serving the locality; and**
- c) Other limited development which enhances community vitality or meets a local social or economic need.**

2.75 There are a number of settlements which do not function as market towns, but which provide a limited level of services which support vibrant rural communities. These are locations which are suitable for a limited level of development meeting local needs appropriate to their individual opportunities. Sites for affordable housing may also come forward in locations that are not designated villages in Policy S13 above, subject to local need as demonstrated through a local housing needs survey or other suitable evidence. Policy DM6 (rural exceptions sites) explains the Council's approach to considering 'exception sites' for affordable housing.

2.76 The 22 settlements set out in the policy are considered to be appropriate for a limited level of development, based on their physical characteristics, and the availability of the following three essential services identified:

- Educational facility
- Convenience store
- Transport service

2.77 Yeoford does not have a shop but is considered appropriate for inclusion in Policy S13 due to its accessibility to other settlements and the availability of public transport including an hourly train service. The settlement limits of the villages defined in Policy S13 are shown on the Policies Map and site allocations are set out in the relevant section of the Local Plan.

2.78 Rural areas are expected to accommodate approximately 10% of the housing requirement for Mid Devon up to 2033. 330 dwellings have been allocated and are considered available, suitable and achievable, capable of coming forward within the first 10 years of the plan. It is also likely that a small number of windfall developments will be built within settlement limits or through the rural exceptions policy (Policy DM6). Given that more than half of Mid Devon's population currently resides

outside the main towns, this is considered a sustainable approach which will maintain the vitality and viability of rural settlements.

- 2.79 Proposals for more than 5 dwellings in villages will be required to provide 30% affordable housing, which will be in the form of off-site contributions for sites of 6-10 dwellings. Exception sites may also come forward outside settlement limits, but these will need to demonstrate a need for affordable housing, and any element of market housing must be limited to the lowest amount possible to facilitate the provision of affordable housing. In appropriate circumstances, self-build housing will be permitted through the exceptions policy (Policy DM6). Other development management policies will also be applied, along with the Council's Supplementary Planning Document on Meeting Housing Needs.
- 2.80 Historically, employment sites in rural areas across Mid Devon have been delivered primarily through windfall sites with limited provision on allocated land. The 2012-2013 Mid Devon Employment Land Survey noted that since 2006 only two small parts of allocated land at Willand and approximately 50% of allocated land at Bampton had been completed. The Council recognises the importance of retaining and providing rural employment opportunities, but the combination of permitted development rights and supportive general policies is considered sufficient to deliver employment according to demand in rural areas. However, recent permissions indicate there is demand for employment in Willand so A small allocation at the Willand Industrial Estate is retained ~~to allow for the completion of a development which already has access and infrastructure in place, and also along with~~ Scott's Quarry at Bampton ~~is retained~~ because the development has planning permission and is deliverable. In general, site allocations within the towns meet the overall target for commercial development across the district, providing flexibility and choice in the market.

Countryside

Policy S14

Countryside

Development outside the settlements defined by Policies S10-S13 will preserve and where possible enhance the character, appearance and biodiversity of the countryside while promoting sustainable diversification of the rural economy. Detailed development management policies will permit agricultural and other appropriate rural uses, subject to the following criteria:

- a) Affordable and low cost housing to meet local needs, ~~gypsy and traveller accommodation~~, residential conversion of appropriate existing buildings, replacement dwellings, housing essential to accommodate a rural worker and accommodation ancillary to a dwelling;
- b) Appropriately scaled retail, employment, farm diversification, tourism and leisure related development (including appropriate conversion of existing buildings);

- c) **Appropriately scaled and designed extensions and other physical alterations to existing buildings;**
- d) **Agricultural and equestrian development;**
- e) **Community facilities, such as educational facilities, buildings associated with public open space, transportation and infrastructure proposals (including green infrastructure); and**
- f) **Renewable energy and telecommunications.**

2.81 National policy supports thriving rural communities and encourages multiple benefits from the use of land in rural areas. Development in the countryside in the context of this policy is defined by land outside of the settlement limits of the main towns (S10-S12) and villages (S13). A strong rural economy is promoted by national policy through sustainable growth of business and enterprise in rural areas. Development in the countryside will be managed to meet local need, promote vibrant rural communities and help provide appropriate forms of agricultural and rural diversification to support the rural economy and sustain environmental qualities of the countryside. Development management policies allow for small-scale employment development in suitable locations whilst retaining the intrinsic character and beauty of the countryside. These sites can come forward according to market demand.

2.82 To promote sustainable development in rural areas, housing has been allocated where it will enhance or maintain the vitality of rural communities. New isolated homes will be avoided in the countryside unless there are special circumstances as set out in national policy and supplemented in relevant Local Plan policies such as Policy DM6 (rural exception sites), DM8 (rural workers dwellings) and DM9 (conversion of rural buildings). In the context of the Mid Devon Local Plan, ‘isolated’ refers to any location outside of defined settlement limits. Such land is defined as the countryside which can include small settlements and hamlets. National policy requires that new sites for travellers should be very strictly limited in open countryside that is away from existing settlements or outside areas allocated in the development plan. In certain circumstances the development of such sites outside of settlement limits will be appropriate, providing it can meet the criteria set out within Policy DM7 (gypsy and traveller accommodation).

2.83 National policy advocates the provision of market housing in rural areas where it would facilitate the provision of significant affordable housing required to meet housing need. To facilitate the provision of affordable and low cost (discounted) housing in rural areas across Mid Devon, rural exception sites will be considered in line with Policy DM6 and the Council’s Supplementary Planning Document on Meeting Housing Needs.

3.0 Site Allocations

Site Allocations

- 3.1 The overall amount of development is discussed earlier in this plan, with Policy S2 setting out targets for development across the district. After existing commitments (sites under construction or with planning permission) have been deducted, there is a net requirement for dwellings and commercial floorspace to 2033.
- 3.2 Site allocations have been subject to Strategic Housing and Commercial Land Availability Assessments. This is a technical assessment of the broad suitability, availability and achievability of potential development sites. It does not indicate whether or not sites should be allocated; the selection of sites to be allocated has taken place through the preparation of the Local Plan, taking account of other information and consultation. The net requirement for development is shown in the table below, based on the targets contained in Policy S2.

Use	Completions 1 April 2013 - 31 March 2016 2014	Commitments at 31 March 2014 2016	Net requirement	<u>Uncommitted</u> Allocations to 2033
Housing (dwellings)	320 924	1,369 2,012	5,514 4,924	6,139 5,648
Commercial (employment, retail and leisure) square metres floorspace <u>*(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31st March 2014)</u>	9,787	43,259	100,954	121,620

Table 10: Overall development need and land supply

Tiverton

3.3 The development strategy for Tiverton is set out under Policy S10. The following table summarises Tiverton's supply of housing and commercial development.

Use	Commitments at 31 March 2014 2016	Completions since 2013	Uncommitte d Allocations	Total
Housing (dwellings)	522 745	93 261	1,643 1,540	2,258 2,546
Commercial (employment, retail and leisure) square metres floorspace <u>*(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31st March 2014)</u>	805	1,550	38,000	40,355

Table 11: Development supply in Tiverton

3.4 ~~Six~~ Seven sites are allocated for housing in Tiverton, excluding ~~two~~ one contingency sites at Tidcombe Hall ~~and Wynnard's Mead~~ that will be permitted to come forward if the Council's housing supply proves insufficient, as set out in Policy S4. All housing sites are considered achievable in principle, corresponding to a Tiverton map that accompanies this document. Net site areas shown in Table 12 reflect the land area considered developable after land has been provided for access, strategic landscaping and other uses. For very small sites, the whole site area is often considered developable. The majority of Tiverton's housing is to be provided through the strategic site Eastern Urban Extension (TIV1-5). Although the housing growth of the town is therefore dependent on this site coming forward, there is limited risk associated with this because there is a good track record of joint working between the Council and the site promoters, with half of the site covered by an adopted masterplan, and applications for in excess of 1,000 dwellings ~~pending determination~~ now with planning permission or resolution to grant subject to a section 106 agreement.

Table 12: Allocations in Tiverton, excluding sites/dwellings with planning permission

Site	Policy	Gross site area (ha)	Net site area (ha)	No. dwellings allocated <u>without permission</u>
Eastern Urban Extension	TIV1-TIV5	153	64.86	1520 1250
Moorhayes Park	TIV8	0.4	0.4	8
Howden Court	TIV9	0.47	0.38	10
Roundhill	TIV10	0.4	0.4	20
Palmerston Park	TIV11	0.9	0.72	25

Phoenix Lane	TIV12	1.4	1	60
<u>Blundells School</u>	<u>TIV16</u>	<u>14</u>	<u>6</u>	<u>200</u>
Total				1643 <u>1,540</u>

- 3.5 A number of housing sites were allocated in the previous Local Plan and already have planning approval, but are either not yet under construction or only recently implemented. These sites are retained as Local Plan allocations to ensure that policy criteria still apply in the event that revised schemes are submitted or planning permission lapses.

Site with planning permission	Policy	Site area	Dwellings with planning permission
<u>Eastern Urban Extension</u>	<u>TIV1-5</u>	<u>153</u>	<u>330</u>
Farleigh Meadows	TIV6	8.2	300 <u>255</u>
Town Hall	TIV7	0.5	59 <u>58</u>
<u>Moorhayes Park</u>	<u>TIV8</u>	<u>0.4</u>	<u>4</u>
<u>Palmerston Park</u>	<u>TIV11</u>	<u>0.9</u>	<u>26</u>
Total		8.7	359 <u>693</u>

Table 13: Housing allocations with planning permission (position at 31 March ~~2014~~2016)

- 3.6 Two sites in Tiverton are allocated to deliver employment up to 2033, through a range of uses. The amount of floorspace to be provided by commercial development depends on the use. For instance, office development on multiple floors provides a greater amount of floorspace per hectare than a single-storey warehouse, and some commercial uses require more land for parking than others. Floorspace assumptions for different uses are set out in the methodology for Strategic Commercial Land Availability Assessment (SCLAA), but the Council recognises that this is only a starting point and a higher or lower density of development may be justified depending on the nature of the proposal that comes forward.

Site	Policy	Gross site area (ha)	Net site area (ha)	Floorspace (sq.m)
Eastern Urban Extension	TIV1-5	153	6	30,000
Phoenix Lane	TIV12	1.4	1	8,000 <u>7,000</u>
Total				38,000

Table 14: Allocated sites for commercial development

Policy TIV1

Eastern Urban Extension

A site of 153 hectares east of Tiverton is allocated for mixed use development as follows:

- a) ~~1520-1580~~ **to 1830** dwellings;
- b) A proportion of affordable dwellings subject to further assessment of viability to include at least five pitches for gypsies and travellers;
- c) At least 30,000 square metres commercial floorspace;
- d) 47 hectares strategic green infrastructure;
- e) Highway mitigation measures and transport provision to ensure appropriate accessibility for all modes;
- f) Environmental protection and enhancement;
- g) Community facilities to meet local needs arising, including a new primary school and neighbourhood centre;
- h) An agreed strategy to bring forward development and infrastructure in step and retain the overall viability of development; and
- i) Compliance with the adopted masterplan and completion of a public Masterplanning exercise in respect of the southeast of the site (Area B in the adopted masterplan).

3.8 The allocation is carried forward from the Allocation and Infrastructure DPD which identifies it for from 1550 to 2000 dwellings. The masterplan for the Tiverton Eastern Urban Extension was adopted in April 2014. It includes provision for ~~1580~~22 dwellings, 30,000 square metres mixed commercial floorspace and a target of 35% affordable housing (subject to viability as each phase comes forward). Taking into account permissions granted or with a resolution to grant permission subject to a S106 agreement, it is considered that the site would be suitable to provide for 1580 dwellings. More detailed masterplanning of Area B is yet to take place and will establish the final number of dwellings and may demonstrate that a higher number of dwellings are able to be accommodated. Accordingly a range of housing numbers is given for the allocation. This approach to housing numbers reflects that taken by the Inspector on the Allocations and Infrastructure DPD.- At least five gypsy and traveller pitches will be provided, some of which will be in the first phase of development, helping to meet the needs identified in the Gypsy and Traveller Accommodation Assessment (2015). The masterplan includes a phasing strategy which ensures that a new junction onto the A361 be provided early in the development, along with traffic calming and environmental enhancement on Blundell's Road. The development will also provide a new primary school, a neighbourhood centre for shopping and community use, and various forms of open space to meet the needs of residents.

3.9 The site was originally intended to accommodate up to 2,000 houses and this would have necessitated a new access road to link the development to Heathcoat Way, thereby allowing Blundell's Road to be closed to general traffic and used mainly for access by sustainable travel modes. The allocated site is no longer expected to deliver this amount of housing and the access road cannot be justified for the amount of development proposed. However, any proposal for significant further development to the east of the allocated urban extension would

be likely to trigger the requirement for this additional road, subject to detailed design and the advice of the Highway Authority (Devon County Council).

- 3.10 The Tiverton Eastern Urban Extension meets most of Tiverton's development needs and is expected to take 10-15 years to be completed. As the largest of Mid Devon's towns, Tiverton is a sustainable location for development to meet the housing and employment needs of a growing population. Environmental constraints such as topography, flood plains and the position of the A361 limit the opportunities for expansion, making the Post Hill area the only suitable site for a development of this size. This necessitates the loss of some Grade 2 agricultural land. However, longer term strategic housing needs for Mid Devon will be met through housing allocations at Cullompton which is less constrained.
- 3.11 The provision of affordable housing is an important local priority and the adopted masterplan includes a target of 35% affordable housing. However, developments must continue to be viable and affordable housing targets can make a considerable difference to viability. In the case of the Tiverton Eastern Urban Extension, there are considerable infrastructure costs and these bear heavily on the viability of this strategically important development. The Council therefore proposes that the proportion and timescale for provision of affordable housing be subject to further assessment of viability. It is expected that sites will contain a mix of housing types, including where appropriate provision for the elderly. The affordable housing requirement will need to be reassessed as applications come forward to ensure that affordable housing need continues to be met whilst ensuring the development remains viable. External funding sources, such as the Local Transport Fund are being used to contribute towards the cost of the road junction on to the A361. Furthermore, to reflect the high cost of infrastructure the site will be zero-rated for Community Infrastructure Levy. Instead, infrastructure will be funded through Section 106 agreements, of which delivery of the site will be limited to no more than five per infrastructure type or project.
- 3.12 The policies for this allocation are based on the evidence available to the Council when preparing them. It is important that the policies are not seen as rigid and unalterable in the light of new evidence. Therefore, where new information or evidence arises which indicates an alternative approach to a particular subject and this retains the overall strategic thrust of the proposals, then the Council will consider such proposals. Nevertheless, the policies and requirements of this plan should not be overturned lightly or without clear justification.

Policy TIV2

Eastern Urban Extension Transport Provision

To support the Eastern Urban Extension, the following transport infrastructure will be provided:

- a) Provision of a new grade-separated junction to the A361 and road links into the site;
- b) Traffic calming and environmental enhancement between Heathcoat Way and Putson Lane, including Blundell's Road and Tidcombe Lane;

- c) **Provision of bus, pedestrian and cycle routes at appropriate locations throughout the development, creating an attractive, permeable network for non-car modes travelling within, into and out of the area;**
 - d) **Cycle and pedestrian links to the Railway Walk, Grand Western Canal and nearby public rights of way;**
 - e) **Implementation of Travel Plans and other non-traditional transport measures to minimise carbon footprint and air quality impacts;**
 - f) **Bus service enhancements between the main residential areas of Tiverton and the employment areas within the Eastern Urban Extension;**
 - g) **Bus service enhancements between Exeter, Tiverton Bus Station, the Eastern Urban Extension and Tiverton Parkway Station; and**
 - h) **New and improved offsite pedestrian and cycle links including improvements to a wider green infrastructure network.**
- 3.13 The provision of appropriate transport infrastructure is a key requirement of the urban extension, minimising impact on adjoining uses and promoting sustainable development. The key items of transport infrastructure are set out in the masterplan which was adopted in April 2014.
- 3.14 A direct access to the A361 will ensure that the site is both attractive for employment growth, and minimises the impact of traffic on other surrounding routes. The new junction is to be provided early in the development, along with improvements to Blundells Road and traffic calming measures to ensure a safe environment for all users of the highway and adjacent land. The first phase of Blundells Road traffic calming and environmental enhancement has been implemented.
- 3.15 It is expected that the junction onto the A361 will be achieved through a combination of developer and public funding. The Tiverton Eastern Urban Extension is excluded from the Community Infrastructure Levy (CIL) which applies elsewhere in the district, so the provision of infrastructure including financial contributions for bus service enhancements will be secured through planning obligations (Section 106 Agreements).
- 3.16 ~~This development is not expected to exceed approximately 1,500 homes.~~ The final number of dwellings on the site will be established following a further masterplanning exercise in relation to Area B. However, additional development of this site or further expansion to the east if exceeding 2,000 dwellings would likely trigger a requirement for a second access onto Heathcoat Way. Devon County Council has considered options for the route of this road, should it be required in the future.
- 3.17 Appropriate traffic calming and environmental enhancement along Blundell's Road together with cycle and pedestrian facilities have the opportunity to create an attractive sustainable transport corridor that respects the setting and operation of Blundell's School and the residential environment of the area. Devon County Council as Highway Authority will prepare a detailed design, subject to consultation.
- 3.18 It is essential that the development is served by an attractive, convenient and safe network of sustainable transport routes, including bus, cycle and pedestrian. Streets appropriate for bus use should be provided so that as far as possible, all buildings are within 400 metres of a bus route. The existing Blundell's Road and the A361 link will need to be included in these routes, together with appropriate streets within the urban extension. It is equally important that

cyclists have access to safe, attractive and direct cycle routes within the urban extension, linking together the dwellings, businesses and services in a network. These should link to the existing cycling and walking provision in the surrounding area, particularly the Railway Walk and Grand Western Canal (both part of the National Cycle Network) and public rights of way. The provision of Green Infrastructure will provide opportunities for off-road cycling and walking routes. The aim will be to integrate these sustainable transport provisions into the wide Tiverton and surrounding provision as far as possible.

- 3.19 There will be the need for developers to prepare and implement Travel Plans for the development as a whole and for the constituent parts, to promote softer and other less traditional measures relating to transport.
- 3.20 A major development must be served by high quality public transport in order to maximise its potential for sustainability and encourage alternatives to use of the car where possible. The urban extension will provide new commercial space serving Tiverton and therefore it is important that the existing residential areas of the town have improved public transport access to it. As a major new residential area, it is also important that residents of the extension can access key locations by public transport. A service linking Exeter, the Bus Station and Tiverton Parkway Rail Station via the Eastern Urban Extension would make a significant contribution in this regard and reduce the carbon footprint of the development.
- ~~Ongoing support of appropriate bus services will be required from the development until the point at which such services are self-supporting. Support of appropriate bus services will be required from the development for a minimum period of 5 years.~~

Policy TIV3

Eastern Urban Extension Environmental Protection and Green Infrastructure

As part of the Eastern Urban Extension, the following environmental protection and enhancement measures will be implemented at the expense of all new development in the Eastern Urban Extension:

- a) Measures to protect and enhance trees, hedgerows and other environmental features which contribute to the character and biodiversity, maintaining a wildlife network within the site and linking to the surrounding countryside;
- b) Provision and management of 47 hectares of land for strategic green infrastructure on the western and southern edges of the urban extension, including management and funding arrangements for the protection and enhancement of Tidcombe Fen Site of Special Scientific Interest, its catchment and land west of Pool Anthony Bridge;
- c) Areas of equipped and laid out public open space, totalling 2 hectares of children's play, 8 hectares of sports pitches and 2 hectares of allotments;

d) A strategic landscaping and tree planting scheme to mitigate landscape impact, enhance biodiversity and the character of development;

e) Appropriate provision of a sewerage system to serve the development;

f) The provision of a strategic Sustainable Urban Drainage Scheme provided in step with development to deal with all surface water from the development, paying particular attention in relation to runoff into Tidcombe Fen SSSI in terms of quality and quantity of water entering the fen, and arrangements for future maintenance of the scheme; and a Sustainable Urban Drainage Scheme to deal
with all surface water from the development and arrangements for future maintenance;

gf) Detailed archaeological investigation and measures to record, and where necessary protect the archaeological interest of the site through appropriate design layout and mitigation; and

hg) Design solutions which respect the character and setting of heritage assets within and adjoining the site.

- 3.21 A number of key environmental requirements arise from the Eastern Urban Extension, to protect existing features of national and local importance, and to ensure that the development contributes to enhancements in the local environment.
- 3.22 Tidcombe Fen, which lies between Tiverton and the main part of the Tiverton Eastern Urban Extension, is a 10.7 hectare Site of Special Scientific Interest (SSSI) and as such must be protected. The site was notified in 1988 and is a type of wetland habitat rare in Devon. There is a wide variety of plant species unusual in its diversity, and fauna includes rare snail species. Active management of this habitat is currently undertaken by a local trust. One of the key issues is the impact of development on the quality and flows of water entering the SSSI, and its water levels. Avoidance of harm to its catchment area is therefore vital. A contribution to continued management of the SSSI and its catchment will be required.
- 3.23 There are a number of other areas of biodiversity interest within and adjoining the area of the urban extension and measures will need to be incorporated which protect and enhance their value. The Grand Western Canal is a designated County Wildlife Site and a substantial buffer zone will be retained between the canal and the development to preserve its special environmental quality. The layout of the development should promote the continued use of species-rich hedgerows as wildlife corridors, acting to prevent their fragmentation and providing appropriate treatment where such corridors cross roads and other linear features.
- 3.24 The provision of public open space for local benefits and for the wider benefit of Tiverton will be important in defining the character of the urban extension. The adopted masterplan provides for at least two hectares each of children's play space and allotments, while eight hectares for sports pitches will be provided through a combination of onsite pitches and new or improved sports provision elsewhere in Tiverton.
- 3.25 The development will need to take a strategic approach to Sustainable Urban Drainage to ensure that there is no additional run-off from the site arising from the development. This is in

order to avoid an increase in flood risk on site and downstream. Particular care will be required in relation to runoff into the Tidcombe Fen SSSI to ensure that the quantity and quality of water entering the Fen and its catchment are carefully controlled.

- 3.26 There are various heritage assets in and around the site, including listed buildings, scheduled ancient monuments, the Grand Western Canal and Blundell's Conservation Area. The site is also within the defined 'setting area' for Knightshayes Court, which is on the national register of historic parks and gardens. The development must have appropriate regard to the character and setting of all heritage assets affected. The urban extension also occupies an area of known archaeological potential, in particular with regard to prehistoric activity. There are two archaeological funerary sites of national importance just outside the development site that are Scheduled Ancient Monuments. Further archaeological assessment will be required across the Eastern Urban Extension site.

Policy TIV4

Eastern Urban Extension Community Facilities

As part of the Eastern Urban Extension, the following community infrastructure will be provided at the expense of all new development in the urban extension area:

- a) One serviced site of 1.93 hectares for a primary school at no cost to the Local Education Authority;**
- b) Construction cost for one primary school of 420 places and early years provision;**
- c) A site of 2.0 hectares for a shopping and community centre, of which 1.0 hectare will be for community buildings at no cost to the provider;**
- d) Contribution to new and improved facilities at the secondary school; and**
- e) Construction cost of appropriate community facilities and buildings including youth and children's provision and a community hall.**

- 3.27 The creation of a genuine urban extension requires that the residents and workers have access to a range of community facilities within easy walking or cycling distance, thereby discouraging car trips for essential local purposes. It is also important that, as far as possible, the development of this site will not lead to unacceptable pressures on existing services and facilities within Tiverton and the wider area. Accordingly, this policy sets out the requirements for provision of community facilities within the development and elsewhere.

- 3.28 The adopted masterplan includes a phasing plan which ensures a new primary school is provided at no cost to the Local Education Authority at an appropriate point in the development. The development will also need to provide new and enhanced secondary provision to accommodate the demand it will generate. The Education Authority has undertaken a feasibility study in respect of expansion and enhancement of Tiverton High School. Enhancements may include an expansion of the school site. A neighbourhood centre will also be provided within the urban extension site to act as a community focal point and located in conjunction with the primary school. The neighbourhood centre will include shops to meet local, convenience needs and community facilities including a community meeting space and youth provision. It may also form the location for local medical facilities, child care

and small-scale offices. An element of residential accommodation may also be appropriate as part of a mixed use approach.

Policy TIV5

Eastern Urban Extension Phasing

The development of the Eastern Urban Extension must be carried out in accordance with an approved phasing strategy, to ensure that the development and infrastructure come forward in step, minimising the impact of the development and taking account of the need for development to remain viable. Detailed justification must be provided if there is any proposed deviation from the following requirements:

- a) The provision of on and off slip roads on the south side of the A361 to a standard suitable to form construction access prior to any development;
- b) The provision of the completed on and off slip roads on the south side of the A361 (forming the southern element of the A361 junction) and the highway link between this junction and Blundell's Road prior to the occupation of any development;
- c) The occupation of no more than 200 dwellings or 4,000 square metres employment floorspace before the provision of a 'Phase 1' traffic calming scheme at Blundell's School and improvements to the roundabouts at Heathcoat Way and Lowman Way, as set out in the adopted masterplan;
- d) Prior to the commencement of construction south of Blundell's Road the transfer of land for the primary school and its access to the Local Education Authority;
- e) Prior to the first occupation of development south of Blundell's Road the servicing of the site for the primary school;
- f) The occupation of no more than 400 dwellings before the construction of the first phase of the primary school;
- g) The occupation of no more than 400 dwellings before the provision of temporary open space on the future school and neighbourhood centre site;
- h) The occupation of no more than 600 dwellings or 10,000 square metres commercial floorspace before the completion of the full movement grade separated junction to the A361 and completion of the traffic calming and environmental enhancement of Blundell's Road between Putson Lane and Heathcoat Way;
- i) The occupation on no more than 600 dwellings before the implementation of arrangements for the management and funding for the Green Infrastructure west of Pool Anthony Bridge;
- j) The occupation of no more than 600 dwellings before the implementation of bus service enhancements;
- k) The occupation of no more than 600 dwellings before the provision of a 2.0 ha serviced neighbourhood centre site;
- l) The occupation of no more than 1000 dwellings before the provision of Green Infrastructure between Pool Anthony Bridge and Manley Railway Bridge within Area A as defined in the adopted masterplan, with necessary management and funding arrangements;

- m) The occupation of no more than 1250 dwellings before the provision of Green Infrastructure between Pool Anthony Railway Bridge and Manley Railway Bridge within the Area B as defined in the adopted masterplan, with necessary management and funding arrangements; and**
- n) Phased delivery of cycle and pedestrian links to the railway walk, Grand Western Canal and nearby public rights of way.**

- 3.29 The phasing of development will have a key influence on the impact on surrounding areas, but also on the viability of development. The above policy sets out the approach to phasing which has been negotiated and agreed through the adoption of the masterplan as a Supplementary Planning Document. Legal obligations and conditions on planning consents will be used to control these phasing requirements. Other features such as sustainable urban drainage and linking pipework should be integrated and phased appropriately in step with development.
- 3.30 The provision of a new junction onto the A361 is critical to the success of the scheme, to prevent unacceptable increases in traffic along Blundell's Road and allow commercial development in the northwest corner of the site to be delivered. Given the expense of building new roads, construction of the new junction will take place in phases but is required early in the development.
- 3.31 Public open space and pedestrian and cycle links will be expected to come forward in pace with the development rather than a specific trigger point being identified for provision. The provision of affordable housing will be subject to viability assessment as each phase of the development is proposed in more detail through a planning application.
- 3.32 The adopted masterplan sets out areas of the site (A and B), with more detailed survey and design work having been included for Area A. The phasing and delivery of green infrastructure should be further informed by an additional Masterplanning exercise for Area B to the southeast of the site, which is expected to be delivered after Area A.
- 3.33 It is expected that a serviced site for the neighbourhood centre will be provided no later than the occupation of 600 dwellings, but may be as early as the commencement of construction to the south of Blundell's Road. The Masterplan SPD identifies that the construction of community facilities within the neighbourhood centre will commence within phase 1b and will be built out by the end of phase 1c (up to 1000 dwellings). The funding and timing of the provision of community facilities will be secured via a planning obligation (Section 106 Agreement) at planning application stage.
- 3.34 The provision of land for the new primary school and the construction of its first phase are timed to allow the Education Authority to secure the site at an early stage in order to plan for and meet the need arising from the new development. No specific trigger is set out for enhanced secondary education. This will be expected to be provided in pace with development in order to meets its needs.

Policy TIV6

Farleigh Meadows

A site of 11.2 hectares at Farleigh Meadows is allocated for residential development, subject to the following:

- a) ~~300-255~~ dwellings on land in Flood Zone 1, with 35% affordable housing;
- b) 3 hectares of informal amenity open space within the floodplain with appropriate security measures to prevent access to and pollution of the Mill Leat;
- c) Two vehicular access points;
- d) Cycle and pedestrian routes providing links between Rackenford Road, Higher Loughborough and Washfield Lane, incorporating and enhancing the Exe Valley Way;
- e) Protection of oak trees subject to Tree Preservation Orders within the site, incorporated within public open space where appropriate;
- f) Careful design and landscaping treatment of the boundary between housing and amenity open space, taking account of impact on views from the north and east; and
- g) Measures to mitigate impact on air quality at Leat Street.

3.35 This is a previously allocated site that has planning permission ~~andbut~~ has ~~not yet~~ commenced development. Of the 11.2 hectare site, the eastern most 3 hectares are in Flood Zone 3 and therefore not suitable for housing development; this is proposed as informal space. The remaining 8.2 hectares has the capacity for ~~about 255~~300 dwellings, taking account of the need to protect attractive mature trees within the site, which are subject to a Tree Preservation Order. The Mill Leat which runs along the eastern edge of the proposed informal amenity open space, will need to be provided with fencing and planting to ensure safety as well as avoidance of pollution to a vital water source for Heathcoat's factory. This will have to retain access for maintenance. Discussion with Heathcoat Fabrics Ltd should take place around the necessary details.

3.36 Two vehicular access points are required and gaps in the cycle and pedestrian routes in the vicinity will need to be addressed. In particular, the existing Exe Valley Way which runs through the site should be enhanced to provide pedestrian and cycle links to the south and north. Leat Street, which is about 500m to the south east of this site, has poor air quality, and this site has the potential to worsen this through traffic generation. Where significant change is proposed to the existing consented scheme, updated studies of the potential impact will be required and should fund relevant measures to mitigate any impact. The site has the potential to impact on views from Knightshayes, a Historic Park and Garden, and this should be considered in the layout, design and landscaping.

3.37 An outline application for development at Farleigh Meadows was granted permission for the erection of up to 300 dwellings in 2013, which was reduced to 255 dwellings at reserved matters stage. ~~The proposal~~Both applications met the requirements of the policy including agreement to maintain a 35% affordable housing target. The affordable housing percentage of 35% is retained in the policy to reflect the planning permission that was granted, as that percentage was clearly considered viable for this development. Any revised scheme will be

considered against this target and evidence would be required to justify any proposed reduction.

Policy TIV7

Town Hall / St Andrew Street

A site of 0.5 hectares at St Andrew Street is allocated for residential development as follows:

- a) 59 dwellings, incorporating conversion of buildings adjoining St Andrew Street, including 28% affordable housing;**
- b) Design which protects the character and setting of heritage assets both onsite and adjoining the site, and enhances the setting of the River Exe;**
- c) Archaeological investigation and appropriate mitigation; and**
- d) Ground floors to be raised and provision of flood evacuation/access routes.**

3.38 An application for development at St Andrew Street was granted permission in 2013 for the erection 45 apartments for older persons, excluding the 14 dwellings to be provided through the conversion of buildings adjoining St Andrew Street. The proposal met the requirements of the site allocation policy with the exception of affordable housing provision, which was considered financially justified. As the new build part of this development has not been built out, it is considered appropriate to include a policy target of 28% affordable housing to reflect the Council's viability evidence. Any revised scheme submitted in the future would need to be assessed against the criteria of the policy above and market conditions prevalent at that time.

3.39 The design of this site is important as it is a highly visible site from the direction of the river. A scheme should enhance the views of the Conservation Area from this direction, while respecting the character and setting of the associated listed buildings. As a central site, there is the potential for archaeological remains, and this should be investigated. The site is within the 100 year floodplain, although behind a flood wall. Due to its regeneration importance to the town centre, the site passes the relevant sequential test set out in national guidance. Where appropriate the provision of raised floor levels and access/egress to dry land in the event of flooding should be provided.

Policy TIV8

Moorhayes Park

A site of 0.4 hectares at Moorhayes Park is allocated for residential development, subject to the following:

- a) 8 dwellings;**
- b) Access to be provided from Hayne Court; and**
- c) Archaeological investigation and appropriate mitigation.**

- 3.40 This site is located within Moorhayes Park and is bounded by the A361 to the north, modern housing to the east and is adjacent to a transformer station to the west. It is currently an overgrown area and not in use. The site falls within the built up area of Tiverton and as a result it is likely that there will be no landscape impact. An existing access from Hayne Court is suitable. It is in an area of known prehistoric activity and appropriate archaeological investigation would be required. A preliminary ecological appraisal has been undertaken which concludes that the site is of limited ecological value. The town leat runs to the east of the site. A flood risk assessment will need to consider the potential for flooding from the leat including a scenario of blockage of local culverts/bridges that convey the leat.~~A flood risk assessment will need to consider the potential for flooding.~~
- 3.41 Planning permission has been granted for the development of this site, including one affordable dwelling. Any revised scheme will be expected to meet the latest policy criteria for affordable housing.

Policy TIV9

Howden Court

A site of 0.53 hectares at Howden Court is allocated for residential development, subject to the following:

- a) 10 dwellings;
- b) Submission of a Junction Capacity Assessment to determine the need for a right turning lane from the A396 if accessed via the~~into~~ Howden Court development; and
- c) Provision of a pedestrian and cycle route from Howden Court to Palmerston Park.

3.42 This site is located on the western edge of Tiverton bounded by residential development to the east. This site is the remaining part of a previous allocation for 65 dwellings, of which 50 have been built or are committed. On the advice of the Highway Authority, - if the site is accessed via the adjacent Howden Court development, it this development may need to be served by a right turning lane from the A396, as cumulatively the housing will exceed 50 dwellings. Any planning application should be accompanied by a Junction Capacity Assessment which should assess the need for the right turning lane as a result of the additional development being proposed on the site.

Policy TIV10

Roundhill

A site of 0.4 hectares at Roundhill is allocated for residential development, subject to the following:

- a) 20 affordable dwellings; and
- b) Investigation of ground stability and implementation of appropriate remediation works.

- 3.43 The site comprises underused garages in the Council's ownership with existing housing to the north, south and east. It is a brownfield site and can be made available for 100% affordable housing. A number of dwellings adjoining the site have rights of access over part of it and these will need to be maintained as part of the development. Approximately 35 car parking spaces and garages will be retained/provided on the site as part of the redevelopment. Potential mineshafts may be found in the area; appropriate investigations will need to be undertaken and should accompany any application.

Policy TIV11

Palmerston Park

A site of 0.9 hectares at Palmerston Park is allocated for residential development subject to the following:

- a) 25 affordable dwellings;**
- b) Habitat and protected species reports including a programme of appropriate mitigation and compensation for loss of any protected habitat or species if appropriate; and**
- c) Investigation of ground stability and implementation of appropriate remediation works.**

3.44 This site lies to the west of Tiverton adjacent to Palmerston Park and close to Howden Industrial Estate. It was previously used as allotments but is now unused and overgrown. The land is steeply sloping upwards to the west. It is well screened from the east by sycamore trees and high banks. The northern half of the site is deciduous woodland, classed as a priority habitat in the UK Biodiversity Action Plan. A habitat survey of the site will be required to establish in more detail the characteristics of the woodland, the importance of the habitat, and identify mitigation or compensation that may be required.

3.45 The site is in the Council's ownership and can be made available for 100% affordable housing which is a considerable benefit arising from development of this site. There is a potential impact on the landscape character due to the loss of trees on the elevated part of the site. The site is visible from the east side of the River Exe. The impact on the landscape will require careful treatment. Potential mineshafts may be found in the area; appropriate investigations will need to be undertaken and should accompany any application. The site is expected to accommodate 25 dwellings, avoiding development of the higher, steeply sloping part of the site.

Policy TIV12

Phoenix Lane

A site of 1.4 hectares at Phoenix Lane is allocated for redevelopment as a high quality shopping, leisure and residential area with accessible public space. Redevelopment is subject to the following:

- a) 60 dwellings with 28% affordable housing;
- b) **87,000** square metres of mixed commercial floorspace including retail, office and leisure uses;
- c) Redesign and enhancement of the bus station to include an improved, safe and attractive passenger waiting area with adequate provision for buses and taxi ranks;
- d) Improved pedestrian access between Phoenix Lane and the Pannier market, and between Phoenix Lane and the multi-storey car park;
- e) Retention or relocation of the war memorial within the Town Centre;
- f) Outstanding design that announces the southern entrance to Tiverton's primary shopping area while respecting and enhancing the character, appearance and setting of heritage assets and steep open hillsides;
- g) Retention of the listed building, Gotham House, and measures to protect its character, appearance and setting including the protection of the Town Leat;
- h) Adequate parking and service areas to serve the needs of existing and proposed uses;
- i) Archaeological investigation and appropriate mitigation;
- j) Provision of a Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance; and
- k) Comprehensive Masterplanning of the development including at least two stages of public consultation and adoption of the Masterplan as a Supplementary Planning Document, before any planning application is determined.

- 3.46 The Mid Devon Retail Study (2012) identifies Phoenix Lane as an area suitable for retail development. At present it is a wide pedestrianised road providing a link between the multi-storey car park and bus station to the core shopping area of Tiverton. However, the street is wider than necessary and redevelopment could provide an attractive shopping frontage with residential accommodation above. There are also opportunities to improve the bus station and links to the Pannier Market and the multi-storey car park. Masterplanning of Tiverton town centre is in progress to identify the best ways of enhancing the town centre's attractiveness as a destination for tourism, shopping and leisure.
- 3.47 High quality design will be crucial to the success of redevelopment of this area. It is essential that the historic character of the town centre is respected, the setting of important listed buildings preserved, and views in and out of the conservation area sensitively treated. Gotham House, a Grade II* listed building, must be retained and its character respected, though the redevelopment may include the conversion of this building to residential accommodation, subject to detailed plans. The bus station and car park are the main point of

entrance to the town centre for visitors, so the development must improve and enhance the visual quality of this area and the perception of Tiverton town centre as a whole.

Policy TIV13

Tidcombe Hall CONTINGENCY SITE

A site of ~~5.08.4~~ hectares at Tidcombe Hall is identified as a contingency site for residential development to be released in accordance with Policy S4, subject to the following:

- a) 100 dwellings with 28% affordable housing;
- b) Vehicular access point on to Canal Hill and improvements to Tidcombe Lane northwards from the site;
- c) Walking and cycling enhancements and connection to surrounding public rights of way and green infrastructure networks;
- d) Design and landscaping which protects the setting of the Grand Western Canal, Tidcombe Hall and Conservation Areas; and
- e) Archaeological investigations and appropriate mitigation measures.

- 3.48 This site is primarily greenfield and is identified as a contingency site to be released in accordance with Policy S4. Whilst acceptable in some respects there are a number of constraints which make it less suitable than the sites allocated in the Local Plan, including landscape and highway constraints that need to be mitigated.
- 3.49 The site adjoins the south eastern limits of Tiverton. It extends from the grounds of Tidcombe Hall southwards including agricultural land as far as Newts Hill. Rising generally from north to south, it is more prominent at its south west corner. Although the site could accommodate more than 100 dwellings, a lower density would help protect the setting of the canal and Tidcombe Hall. The site is adjacent to residential development to the west, and low density reflecting this existing development would be appropriate.
- 3.50 The northern part of the site at Tidcombe Hall lies within the Grand Western Canal Conservation Area and faces the canal itself, which is also a Country Park. Tidcombe Hall is an unlisted building but is considered a heritage asset and the setting should be respected. Development to the south and east of the hall may be significant. Design and landscaping should protect Tidcombe Hall and the Grand Western Canal Conservation Area from the impact of the development including their settings. There is potential for archaeological remains that should be surveyed with appropriate mitigation provided if necessary.
- 3.51 A key factor is access. Tidcombe Lane has limited width without footways and Tidcombe Bridge is very narrow. Improvements to Tidcombe Lane will be necessary northwards from the site to ensure the safety of pedestrians, although not necessarily to increase its traffic capacity. A single vehicular access point on to Canal Hill will need to be supplemented with a secondary emergency access designed to be located at the end of the main cul-de-sac within the site.

- 3.52 A watercourse runs through the site and this should be preserved as part of the open space provision. A flood risk assessment will need to consider the potential for this watercourse to cause flooding.

~~Policy TIV14~~

~~Wynnards Mead CONTINGENCY SITE~~

~~A site of 6.3 hectares at Wynnards Mead, Baker's Hill is allocated as a contingency site for residential development, subject to the following:~~

- ~~a) 70 dwellings with 28% affordable housing;~~
- ~~b) Design and landscaping which minimises impact to landscape character ——— and protects the character and setting of the adjoining listed building and the unlisted house within the site 'Wynnards Mead';~~
- ~~c) Upgrading of the lane to 'Wynnards Mead Cottages' to provide the vehicular access point with widening of the frontage. The existing access to the house Wynnards Mead to form a secondary access for pedestrians and cyclists; and~~
- ~~d) Site contamination assessment and remediation to mitigate risks associated with the historic quarry to the north of the site.~~

~~3.53 This site is identified as a contingency site, to be released in accordance with Policy S4 if housing completions across the district fall below the required level. The development of the site, while acceptable in principle, is considered less suitable than other sites in the Local Plan due to the potential impact on heritage assets. Both the provision of housing and the necessary highways works to provide safe access could harm the character and setting of an adjoining listed building and Wynnards Mead itself, which is considered a local heritage asset.~~

~~3.54 The site lies to the west of Tiverton and comprises a large house with associated grounds and agricultural land. The site is set on the north side of Cottey Brook, sloping down north to south. The unlisted house 'Wynnards Mead' and its gardens are in the middle of the site. There is a listed building immediately to the west of the site, which is elevated and visible from a number of viewpoints in the area. The site itself is elevated, and therefore is visible from a number of viewpoints, including Seven Crosses Road to the south. Accordingly, there could be some landscape impact from development in this location. The impact on the landscape will require careful treatment.~~

~~3.55 The policy requires design and landscaping which minimises the impact to landscape character, the adjoining listed building and the unlisted house within the site. This should include a buffer and planting to the west of the allocation to protect the setting of the listed building and south to protect setting of 'Wynnards Mead' house. A lower than usual density is also assumed to reflect the topography and to protect the settings of heritage assets in the area.~~

~~3.56 Vehicular access to the site is to be sought via the existing lane off Baker's Hill at the western side of the northern boundary. The frontage on to Baker's Hill will need to be widened to accommodate the passing of two vehicles as well as the provision of visibility splays. This will impact on the low wall and bank which will require retaining walls. The existing access to the~~

~~house Wynnards Mead is proposed as a route for pedestrians and cyclists, as well as forming the secondary emergency access point.~~

~~3.57 A small area of the site (0.6ha in the north) may be contaminated land as a result of a historic quarry. Development of this area has the potential to remediate this contamination and mitigate risks associated with the historic use.~~

Policy TIV15

Tiverton Infrastructure

The Council will work with partners to deliver the following infrastructure for Tiverton:

- a) Provision of a new junction onto the A361 to serve the Tiverton Eastern Urban Extension;
- b) ~~Traffic calming and environmental enhancement~~ **Public realm improvements and traffic calming** to Blundell's Road in association with the Tiverton Eastern Urban Extension;
- c) Provision of increased capacity at roundabouts on Heathcoat Way;
- d) Bus service enhancements;
- e) Expansion and improvement of primary and secondary education facilities;
- f) Public open space and green infrastructure;
- g) Expansion of emergency fire and rescue services;
- h) Provision of healthcare facilities;
- i) **Enhanced library service provision;**
- ji) Community facilities including provision for children/youth, a GP surgery and community hall; and
- kj) Provision of works to reduce flood risk.

3.58 Strategic Local Plan sites will be required to pay for specific items of infrastructure that are necessary to make the development acceptable. Other development (if eligible) will be charged the Community Infrastructure Levy (CIL) at a rate per square metre. CIL funds will be spent according to a prescribed list of infrastructure projects or types of infrastructure.

3.59 The Council's strategic infrastructure policy is set out earlier in the Local Plan under Policy S8, but there are infrastructure requirements specific to Tiverton that are listed under Policy TIV15. The Council will use CIL, planning obligations for strategic sites and other sources of funding to deliver the infrastructure listed wherever possible. The Council's Regulation 123 list and accompanying policy on the use of Section 106 agreements, sets out the mechanism will be used to fund infrastructure. Where another organisation is responsible for delivering the infrastructure required as a result of new development, the Council will work in partnership with the relevant bodies to ensure that infrastructure needs associated with development are addressed appropriately.

3.60 Devon County Council's Waste Plan, which had hearings as part of its examination in July 2014, allocates a site in Tiverton for the delivery of an Energy from Waste plant. A site within the Tiverton Eastern Urban Extension has been identified, being located in relatively close proximity to other development, allowing energy and heat recovered from the disposal of waste to be exported to nearby properties and businesses. The facility is included in Mid

Devon's Infrastructure Plan as an important piece of local infrastructure, though it is expected it would be fully funded by a private sector waste company, with no funds being required from developer contributions or CIL.

Policy TIV16

Blundells School

A site of 14 hectares north of Blundells School is allocated for residential development subject to the following:

- a) 200 dwellings with 28% affordable housing;
- b) Approximately 8 hectares of informal green infrastructure adjoining the River Lowman;
- c) Appropriate land shaping to raise areas for development above flood zone 3, including an allowance for the effects of climate change and to create additional floodplain to compensate for the loss of floodplain;
- d) Provision of a junction on Heathcoat Way and a safeguarded road route through the site to serve as a future second strategic road access for development at Tiverton eastern urban extension;
- e) Provision and enhancement of cycle and pedestrian links in the area;
- f) Site contamination assessment and remediation to mitigate risks associated with former and current land-uses including the scrapyards and former poultry factory measures;
- g) Provision of a sustainable urban drainage scheme to deal with all surface water from the development and arrangements for future maintenance;
- h) Implementation of transport plans and other non-traditional transport measures to minimise carbon footprint and air quality impacts.

3.47 Land to the north of Blundells Road in the vicinity of Blundells School consists of a mix of Greenfield and brownfield land, including unattractive buildings no longer in use, in and adjoining the floodplain of the River Lowman. Current and former uses have the potential to cause contamination, including an impact on river quality, and development of this area has the potential to resolve such issues. The site is bounded by development to three sides, with the River Lowman forming the northern boundary. Most of the site was previously allocated for an extension to the Tiverton Business Park, which lies north of the river.

3.48 The owners have previously confirmed availability, and have sought allocation of the site, supporting the view that the site is viable. It is suitable for a relatively high density of development, as it would adjoin a large area of public open space. It is proposed to bring forward the residential element of the allocation from the previous plan (Allocations and Infrastructure DPD 2011).

3.49 The flooding issues associated with the development of this site have been examined. The regeneration and sustainability benefits arising from redevelopment are sufficient that the sequential test set out in national policy is overcome, and the measures set out in the policy overcome the exceptions tests. The policy requires that remodelling of the site be carried out, in order to raise certain areas and lower others, the end result being no change to the functionality of the floodplain to deal with a 1:100 year return period flood event, including

appropriate allowance for the effects of climate change. This remodelling would create a total of 6 hectares of developable land along the southern edge of the site, and 8 hectares of floodplain, which would be provided as Green Infrastructure. The Environment Agency has indicated that it is supportive of the carrying forward of the allocation given the opportunity it provides to assist in the provision of wider flood risk mitigation proposals in this area of the River Lowman.

3.50 The western end of Blundells Road has air quality issues which have been within about 15% of exceeding the relevant guidelines. Additional road traffic from this site has the potential to bring this permanently over the relevant limits if access is obtained from Blundells Road. Accordingly, access to the site is proposed to be direct from Heathcoat Way via a new junction. The design and location of this junction and site access may in the future form part of a second strategic access to the Eastern Urban Extension. The development of this site will need to ensure that any future route through it to service the Eastern Urban Extension is not precluded. Non-vehicular access into and through the site should also be enhanced, through new and improved cycle and pedestrian routes including non-vehicular links to Blundells Road. An air quality assessment will be required with any application.

3.51 The site contains a working scrapyard, adjoining the River Lowman, which has the potential to harm water quality. Its removal and cleanup of the site would be a particular benefit, and is a key justification for this allocation. Similarly, the former poultry factory on the site may be contaminated and is becoming increasingly derelict. It would be inappropriate to allow redevelopment of land within the site for new housing before the removal of the scrapyard, given the impact on the living conditions and health of occupiers arising from its continued operation. Accordingly, no residential development will be permitted on the site until the scrapyard has been removed and the site remediated. Appropriate measures, agreed with the Council, will be needed to allow the site's development.

3.52 Provision of a Sustainable Urban Drainage Scheme will be required, to deal with the quality and quantity of surface water.

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Cullompton

3.61 Cullompton will develop as a fast growing market town and will become the principal focus of development for the district in the medium to long term in accordance with the development strategy set out in Policy S11.

3.62 Cullompton Town Council is preparing a neighbourhood plan which may contain policies and site allocations additional to those in the Local Plan. The neighbourhood plan is subject to a separate process of consultation and examination. Local Plan allocations to the north-west and east of Cullompton have strategic implications for Mid Devon and neighbouring districts, particularly with regard to impacts on the strategic road network. The Local Plan takes precedence over any neighbourhood plan where strategic policies are concerned.

3.63 The following table summarises the development supply for Cullompton.

Use	Commitments at 31 March 2014 <u>2016</u>	Completions from 1 April 2013 – 31 March 2014 <u>2016</u>	<u>Uncommitted</u> Allocations (within the plan period)	Total
Housing (dwellings)	199 <u>209</u>	87 <u>487</u>	3,533 <u>3,118</u>	3,819 <u>381</u> <u>4</u>
Commercial (employment, retail and leisure) square metres floorspace	19,669	3,598	66,000 <u>57,000</u>	89,267 <u>80,267</u>

Table 15: Development supply in Cullompton

3.64 Six sites are allocated for housing in Cullompton, excluding one contingency site at Colebrook that will be permitted to come forward if the Council's housing supply proves insufficient, as set out in Policy S4. All housing sites are considered achievable in principle, corresponding to a Cullompton map that accompanies this document. Four sites are wholly or partially without planning permission and these are shown below:

Site	Policy	Gross Site Area (ha)	Net site area (ha)	<u>Uncommitted</u> <u>Allocations</u> <u>used</u> <u>dwellings</u> <u>(within</u> <u>the plan period)</u>
North West Cullompton	CU1-6	95	60	1,200 <u>1,350</u>
East Cullompton	CU7-12	160	96	2100 <u>1,700</u>
Knowle Lane	CU13	9.8	5.9	30
Ware Park & Footlands	CU14	2.1	1.3	38
Exeter Road	CU15	1.4	1.1	45
Cummings Nursery	CU16	5.3	3.2	120

Total				35333 3,118
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Table 16: Housing allocations, excluding sites/dwellings with planning permission

- 3.65 Knowle Lane (Policy CU13) has planning permission for ~~285-266~~ dwellings. Part of the site remains undeveloped and this is represented in Table 16. Similarly Exeter Road (Policy CU15) has permission for 24 dwellings with the remainder shown above; there is uncertainty about the remainder of the site (it was originally allocated for 45 dwellings) and the balance is no longer shown above. Cummings Nursery (Policy CU16) now has commenced construction with permission for 100 dwellings.
- 3.66 Land for commercial development is allocated within the north-west and east Cullompton urban extensions, and also at Week Farm and Venn Farm in the Kingsmill area.
- 3.67 The amount of floorspace to be provided by commercial development depends on the use. For instance, office development on multiple floors provides a greater amount of floorspace per hectare than a single-storey warehouse, and some commercial uses require more land for parking than others. Floorspace assumptions for different uses are set out in the methodology for Strategic Commercial Land Availability Assessment (SCLAA), but the Council recognises that this is only a starting point and a higher or lower density of development may be justified depending on the nature of the proposal that comes forward.

Site	Policy	Gross site area (ha)	Net site area (ha)	Floorspace (sq.m)
North West Urban Extension	CU1-6	95	3	21,000 10,000
East Cullompton	CU7-12	160	5	20,000
Week Farm	CU17	10.7	8.7	15,000
Venn Farm	CU18	4.4	2.5	9,000 12,000
Total				66,000 57,000

Table 17: Allocations for commercial development

Policy CU1

North West Cullompton

A site of 95 hectares to the North West of Cullompton is allocated for mixed use development subject to the following:

- ~~1200-1350~~ dwellings with 28% affordable housing to include at least five pitches for gypsies and travellers and provision of extra care housing;
- 5% of housing to be provided as serviced plots for sale to self-builders;
- ~~10,000-21,000~~ square metres commercial floorspace to include a care home or retirement complex, and other suitable uses such as a hotel or leisure development;
- Provision of at least 28 hectares strategic green infrastructure;

- e) **Provision of a road linking Tiverton Road to Willand Road, and transport provision to ensure appropriate accessibility for all modes;**
- f) **Environmental protection and enhancement;**
- g) **Community facilities and primary school to meet local needs arising;**
- h) **Carbon reduction and air quality improvements;**
- i) **An agreed phasing strategy to bring forward development and infrastructure in step and retain the overall viability of development; and**
- j) **Comprehensive Masterplanning of the development including at least two stages of public consultation and adoption of the Masterplan as a Supplementary Planning Document, before any planning application is determined.**

- 3.68 Land to the north-west of Cullompton is currently in agricultural use. The western boundaries are formed by hedgerows, the eastern by Willand Road and the adjoining development. The southern end of the site wraps around the steeper northern and western slopes of St Andrews Hill, its southern edge again formed by hedgerows and development. A stream with a narrow flood plain runs west to east through the site, and another stream forms the boundary at the northern end of the site.
- 3.69 Development of this site must be carefully planned to ensure that impact on the landscape is minimised through measures such as avoiding the development of higher ground, appropriate landscaping and ensuring that areas at risk of flooding remain undeveloped.
- 3.70 There are severe traffic congestion problems on Cullompton High Street and at its junction with Tiverton Road, having an adverse effect on air quality, living conditions and the attractiveness of the town centre. This development will be required to provide a road linking Tiverton Road to Willand Road, not only diverting traffic from the new development away from the town centre but also providing an alternative route for other vehicles. Traffic management measures on Willand Road and Tiverton Road will also be required. Devon County Council queue length monitoring at junction 28 of the M5 motorway indicates congestion at the AM peak. The development will need to mitigate its impact upon the junction's capacity through implementation of an improvement scheme, either to the existing junction or in the form of more extensive junction improvement works involving a second overbridge required in connection with development east of Cullompton under policy CU7.
- 3.71 This development will also provide affordable housing including at least five gypsy and traveller pitches, contributing to the need identified in the Gypsy and Traveller Accommodation Assessment (2015). Part of the affordable housing provision should comprise extra care housing, which enables older people to live independently in homes that are purpose-built in clusters of 50 units, with 24 hour care and support services available onsite.
- 3.72 In addition, provision of around 60 serviced plots for self-builders will diversify the choice of housing for potential residents, providing a low cost and reasonably straightforward option for those who wish to build their own home.
- 3.73 The Council will consider a range of commercial uses on this site, subject to masterplanning. Industrial, warehouse and office development is primarily located on the east side of Cullompton, and not necessarily compatible with housing development, but this is a sustainable location for a number of other employment-generating uses. The site should

include a residential care or nursing home to account for the aging population, or another form of development for the elderly which generates sufficient jobs. Self-contained retirement apartments where there is little or no onsite care will not be considered to constitute commercial development because they do not generate any significant number of jobs, but an extra care scheme or retirement 'village' or complex may be classed as commercial development if there will be a range of facilities and care services onsite. The site may also include other leisure or hospitality uses in addition to community facilities, a new primary school and various forms of open space.

- 3.74 The Local Plan sets out a framework for the development of North West Cullompton Urban Extension, but leaves many details for later consideration.
- The preparation of a masterplan in consultation with stakeholders, including the local community, is an important step in achieving a comprehensive development with wider community benefits. The Council will resist ad-hoc development of phases with no reference to the overall vision and development strategy for the urban extension. The developers will be expected to produce a number of further studies and surveys to support the masterplan and work in partnership with the Council to achieve its adoption as a Supplementary Planning Document.

Policy CU2

North West Cullompton Transport Provision

As part of the development of North West Cullompton, the following transport infrastructure will be provided and funded by ~~at the expense of~~ all new development within the site:

- a) Provision of a network of streets linking to the existing highway network, including a through route ~~suitable for buses~~ linking Tiverton Road to Willand Road suitable for buses and ~~allwider~~ agricultural vehicles;
- b) Provision of bus, pedestrian and cycle routes at appropriate locations throughout the development, creating an attractive, permeable network for non-car modes travelling within, into and out of the area;
- c) Cycle and pedestrian links to and from the town centre and within the mixed-use urban extension;
- d) Implementation of travel plans and other non-traditional transport measures to minimise carbon footprint and air quality impacts;
- e) Financial contributions to ~~B~~bus service enhancements within, into and out of, the mixed-use urban extension; and
- f) Financial contributions to ~~B~~bus service enhancements between Cullompton, Exeter, Tiverton Parkway and Tiverton.
- g) Financial contributions towards the Town Centre Relief Road –and traffic management measures on Willand Road and Tiverton Road.
- h) Financial contributions towards capacity improvements at junction 28 M5.

- 3.75 The provision of appropriate transport infrastructure is a key requirement of the development. This can ensure that it is an attractive location for new development, that it minimises the impact on adjoining uses and accords with the need to promote sustainable development. The development will need to mitigate its impact upon capacity at junction 28 of the M5 by financial contribution towards junction improvements. The provision of a road through the site linking Tiverton Road to Willand Road will alleviate traffic congestion at the junction of Tiverton Road and High Street, and in the town centre generally. Combined with bus service enhancements and design which encourages non-car modes of travelling, this should reduce air pollutants in the town centre.
- 3.76 The development should be served by an attractive, convenient and safe network of sustainable transport routes, including bus, cycle and pedestrian. Streets appropriate for frequent bus routes should be provided so that as far as possible, all buildings are within 400 metres of bus stops. ~~These will need to be designed as part of the masterplanning process. Applications will be expected to respond to these aspirations and as set out in the adopted masterplan SPD for the site.~~ It is equally important that there is access to safe and direct cycle and pedestrian routes within the urban extension, linking together the dwellings, commercial uses and services. This can be achieved through the creation of off-road routes and also by ensuring that streets are designed appropriately for safe walking and cycling.
- 3.77 The provision of green infrastructure as set out in Policy CU3 will provide opportunities for off-road cycling and walking routes. These should be integrated into existing and proposed networks as far as possible. The creation of additional public rights of way should be examined.
- 3.78 Developers will be expected to prepare and implement travel plans for the development as a whole and for its constituent parts, to promote non-traditional measures relating to transport that can help minimise the development's carbon footprint and its impacts on air quality.
- 3.79 ~~As part of the masterplanning exercise~~ The development should be designed to be served by a permeable network of streets providing access to/from the development. This should include a through-route linking Tiverton Road to Willand Road which is suitable for use as a bus route and other traffic bypassing the town centre.

Policy CU3

North West Cullompton Environmental Protection and Green Infrastructure

As part of the development of North West Cullompton, the following environmental protection and enhancement measures will be ~~implemented at the expense provided and funded by~~ of all new development within the site:

- a) ~~Measures including a~~ strategic landscaping and tree planting scheme to protect and enhance trees, hedgerows and other environmental features which contribute to the character and biodiversity, maintaining a wildlife network within the site and linking to the surrounding countryside;

- b) An area of 28 hectares for strategic green infrastructure, laid out and managed with an appropriate mix of public parkland, open space, landscaping and potential local nature reserve ~~and including an extension to the cemetery;~~
- c) Areas of equipped and laid out public open space, totalling ~~0.16~~ **0.7** hectares of equipped ~~children's~~ play, ~~0.05 hectares teenage facilities~~, 2.6 hectares amenity open space, 4 hectares for parks, sports and recreation grounds, 0.7 hectares of allotments and 0.1 hectares for a community garden adjoining the health centre;
- d) Protection and enhancement where possible of all existing Public Rights of Way;
- e) Appropriate provision for sewerage systems serving the development, and provision of a strategically designed, and phased, Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance;
- f) Detailed archaeological investigation and measures to record, and where necessary, protect the archaeological interest of the site through appropriate design, layout and mitigation; and
- g) Design solutions which respect the settings of listed buildings within and adjoining the site.

3.80 The area proposed as green infrastructure on this site will include land managed for public access and biodiversity, and will provide a new recreation facility for the town. There are a number of potentially species rich hedgerows within the development and further detailed study of these features will be necessary to confirm their potential. The layout of development should promote the continued use of wildlife corridors, including watercourses, acting to prevent their fragmentation and providing appropriate treatment where such corridors cross roads and other linear features. There is potential for off-road cycle and pedestrian routes to follow these features, helping maintain their integrity. The requirement to extend the town cemetery, which adjoins this site, will need to be recognised in the proposals.

3.81 There is an area of flood plain associated with a watercourse running across the site from west to east. There are also a number of small watercourses running through the site for which flood risk and flood zone data is unknown. A flood risk assessment will need to consider the potential of flooding along these watercourses. The layout of the development will need to take this into account. Areas of floodplain should be retained as part of the strategic green infrastructure. The urbanisation of the area has the potential to increase surface water run-off elsewhere, through the loss of permeable surfaces. The inclusion of a sustainable urban drainage scheme (SUDS) approach for the entire development will ensure that there is no additional run-off from the site as a result of development. Critical Drainage Area designation will require a net reduction in- rain water runoff which affects parts of Willand Road and adjacent properties. Measures should be put in place to reduce this. Sustainable urban drainage schemes usually involve the provision of ponds, swales and other soft areas which can serve as a dual use for public open space and can be incorporated into wildlife networks. The role of landscaping and tree-planting in flood prevention and carbon reduction should also be recognised in the development. A detailed sustainable drainage strategy together with proposals for ongoing management and maintenance for dealing with surface water must be prepared ~~as part of the masterplanning of the site which builds on the high level approach set out in the adopted masterplan~~ SPD in order to determine the number, size and location of the required SUDS features.

- 3.82 The development of this site will have an impact on the character of the area. The incorporation of appropriate landscaping and tree planting will act to mitigate this and should be designed to support high quality green infrastructure areas and wildlife corridors. Tree planting will also act to collect carbon dioxide, helping to reduce the overall carbon footprint of the scheme.
- 3.83 Archaeological investigations in the area have demonstrated the presence of extensive and significant prehistoric and Romano-British sites. The Historic Environment Record notes the presence of prehistoric enclosures and funerary monuments within the area, as well as a findspot of a Saxon metal object and prehistoric flint tools. Development must take account of the setting of the St Andrews Hill Scheduled Monument, a Roman Fort. An archaeological assessment must be undertaken, the results of which should be taken into account during the masterplanning exercise to ensure protection where necessary.
- 3.84 A number of listed buildings lie within or close to the area. The setting of these will need assessment and protection as part of the layout and design work ~~associated with the masterplanning exercise, or and~~ subsequent planning applications. Careful consideration needs to be given to the design of the new roads through the site linking Tiverton Road to Willand Road. The cemetery and chapels could be closely affected by the road which runs close to the cemetery extension and could be prominent given the topography. Appropriate boundary treatments and screening is critical to mitigate any potential harm.

Policy CU4

North West Cullompton Community Facilities

As part of the development of North West Cullompton, the following community infrastructure will be provided ~~at the expense of and funded by~~ all new development within the site:

- a) A serviced site of 2.1 hectares for a new primary school at no cost to the Local Education Authority;
 - b) Construction costs for ~~a 300290~~ places that arise from the development to contribute to of a 420 place primary school with provision for early years;
 - c) A site of 1.0 hectare for community uses including provision of a multi-purpose community building; and
 - d) Contribution towards sporting and leisure facilities.
- 3.85 The creation of an urban extension requires that residents and workers have access to a range of community facilities within easy walking or cycling distance. This will discourage trips by car for essential local purposes. It is also important that, as far as is possible, the development of the site does not result in unacceptable pressure on existing services and facilities within Cullompton and the surrounding area. This policy sets out the requirements for provision of community facilities within the development site and elsewhere in the town.

- 3.86 The provision of a new primary school in the urban extension will be required in order to provide local educational facilities for the resident school age children. The policy requires that the land for the school is serviced and provided free of charge to the education authority, within the timing of provision set out in the phasing policy and the adopted masterplan SPD.
- 3.87 Development of this site will lead to an increase in pressure on existing facilities and demand for new provision. The construction of a community centre and provision of equipped and laid out public open space will be required within the site. The location of community facilities ~~will be considered as part of the masterplanning process~~ has been established within the masterplan for the site, to ensure the highest level of access for residents and other users.

Policy CU5

North West Cullompton Carbon Reduction and Air Quality

The development of North West Cullompton will be required to implement a Carbon Reduction and Low Emissions Strategy ~~at the expense offunded by~~ all new development in the site. This will propose measures to minimise the overall carbon footprint of the development, making provision for sources of decentralised onsite renewable or low-carbon energy and ensure that impact of the site on air quality is acceptable, such as:

- a) Renewable and low carbon energy to provide a proportion of the site's energy use;
 - b) Measures to ensure that residents, employees and businesses are encouraged to travel in the most sustainable fashion, including travel plans, information, car clubs, lift-sharing and infrastructure for low emission vehicles;
 - c) Measures to encourage the sustainable treatment of waste;
 - d) Measures to manage the impacts of construction;
 - e) Offsite tree planting where sufficient cannot be accommodated onsite;
 - f) Energy improvements to existing buildings;
 - g) Other measures to capture or mitigate carbon emissions and air quality impacts from development.
- 3.88 The construction and use of buildings has major implications for the use of non-renewable resources. Fifty percent of the UK's carbon emissions come from the construction and operation of the built environment. As the population increases and climate changes, there is a clear need to mitigate and adapt to climate change through effective carbon reduction and other methods.
- 3.89 The Government has made a commitment to achieving zero carbon housing by 2016, with all emissions from regulated sources such as heating, hot water and lighting to be reduced to zero by this time. While changes to construction are to be introduced through the Building Regulations, Policy CU5 ensures that other methods of carbon reduction are also considered and incorporated into the development where appropriate, such as carbon offsetting, travel plans and design which encourages sustainable ways of living. The combination of planning and building control should ensure a sustainable development that minimises carbon

emissions from both housing and associated transport. Further detail will be required through the masterplanning exercise and subsequent planning applications.

- 3.90 Cullompton was declared an Air Quality Management Area (AQMA) in 2006 and an Air Quality Action Plan was published in 2010. An assessment of the air quality impact of the potential development proposed in the Local Plan was undertaken in 2014. Findings indicate that no significant cumulative air quality effects, including the impact of the North West Cullompton development is anticipated as a result of the development of sites set out in the Local Plan.

Policy CU6

North West Cullompton Phasing

A phasing strategy will be required for the development of North West Cullompton to ensure that the development and infrastructure come forward in step, minimising the impact of development while ensuring that the development remains viable. The strategy should take account of the following requirements, variation of which will have to be carefully justified. Development shall be subject to the following:

- a) Provision of affordable housing will be in broad step with the market housing;
- b) Provision of all serviced self-build plots after the 'through route' linking Tiverton Road to Willand Road is operational;
- c) Provision of commercial development after the delivery of the first 500 houses and prior to the delivery of the first 800 houses in step with housing, at a rate of at least 0.94 hectare per 150350 occupied dwellings thereafter;
- d) Provision of 8.8 hectares of strategic green infrastructure including broadly in step with development, with equipped public open space and one playing pitch prior to the occupation of no more than provided at a rate of at least 1 hectare per 500200 dwellings;
- e) Occupation of no more than 400 dwellings before the implementation of local bus service improvements prior to the occupation of no more than 500 dwellings and strategic bus service enhancements phased with development;
- f) Occupation of no more than 500300 dwellings before the opening of a 'through route' linking Willand Road to Tiverton Road and the delivery of traffic management measures on Willand Road;
- g) Transfer of ~~serviced~~ land for a primary school together with right of access to the Local Education Authority prior to the commencement of the occupation of any housing development on the site, and transfer of funding for education facilities in instalments; and
- h) The necessary sustainable urban drainage features, and linking pipe work is integrated and phased appropriately in step with development and, where required, temporary measures should be taken during construction to protect downstream areas from additional water run-off.
- i) Provision of M5 access improvements before any dwellings are occupied and thereafter broadly in step with development.

- 3.91 The phasing of development will have an important impact on the surrounding area, but it will also impact on the economic viability of the development. The policy sets out the general approach to phasing, with more detail being provided within the adopted masterplan SPD February 2016. ~~However, this will need to be supplemented by a phasing strategy prepared as part of the masterplanning of the development.~~ Legal obligations and planning conditions will be used to control these phasing requirements.
- 3.92 The provision of transport links and improvements is a key element of the development. In addition to the need to minimise traffic generation from new development, it will also be necessary to carry out improvements to existing infrastructure to ensure that there is sufficient capacity available in order to cope with increased usage.
- 3.93 The provision of public transport to connect the site to the rest of the town and the wider area is an important part of the strategy to improve the overall sustainability of the urban extension and the town generally. The North West and East Cullompton urban extensions together will generate a significant increase in potential users of public transport. Accordingly, enhancements to the bus service will need to be implemented at an appropriate point in the development, before the occupation of no more than 300-500 dwellings.
- 3.94 The creation of a through route linking Tiverton Road and Willand Road will serve an important function connecting the site to the wider highway network, providing a bus route and serving as a link from south west Cullompton to the north. A through route should be completed before the occupation of the 300-500th dwelling. Devon County Council queue length monitoring at junction 28 of the M5 motorway indicates congestion at the AM peak. The development will need to mitigate its impact upon the junction's capacity through implementation of an improvement scheme, either to the existing junction or in the form of more extensive junction improvement works involving a second overbridge required in connection with development east of Cullompton under policy CU7.
- 3.95 The development will generate the need for additional primary school provision over and above existing need requirement within the town. To ensure that reliance on car based trips is reduced, it is important to ensure that this is provided within close proximity of new dwellings within the urban extension. It will therefore be a requirement that land is transferred to the Local Education Authority with right of access before ~~any houses are occupied the~~ development commences.
- 3.96 Commercial development will be provided in step with housing to ensure that facilities for older people and new jobs are delivered alongside the rising population of the town. Affordable housing, including extra care housing and gypsy and traveller pitches, will be provided at a rate of approximately 25%, in step with the market housing. Serviced plots for self-build should not come forward until after the through route linking Tiverton Road to Willand Road has been provided, as the sale of serviced plots will not generate sufficient funds to pay for road infrastructure and it is important not to impede the ability of standard housing development to progress and deliver the road at an early stage.

Policy CU7

East Cullompton

A site of 160 hectares to the East of Cullompton is allocated for mixed use development subject to the following:

- a) ~~2400~~**1,750** dwellings within the plan period and further development of at least ~~500~~**850** dwellings post-2033;
- b) 28% affordable housing to include extra care housing and at least ten pitches for gypsies and travellers, subject to viability;
- c) 5% of housing to be provided as serviced plots for sale to self-builders;
- d) 20,000 square metres commercial floorspace within the plan period and a further 12,000 post-2033, to include a care home or retirement complex, appropriately scaled retail development and other suitable uses such as offices and a hotel or leisure development;
- e) Provision of at least 40 hectares strategic green infrastructure;
- f) Transport provision to ensure appropriate accessibility for all modes, including a new or improved access and egress onto the M5 motorway and pedestrian and cycling links across the motorway to the existing town;
- g) Environmental protection and enhancement and noise mitigation where necessary;
- h) Assessment of land contamination and remediation if necessary;
- i) Land and facilities for community use including a new primary school to meet local needs arising;
- j) Contributions towards expansion of local secondary education facilities to meet needs arising;
- k) Carbon reduction and air quality improvements;
- l) Archaeological investigation and appropriate mitigation;
- m) An agreed phasing strategy to bring forward development and infrastructure in step and retain the overall viability of development; and
- n) Comprehensive Masterplanning of the development including at least two stages of public consultation and adoption of the Masterplan as a Supplementary Planning Document, before any planning application is determined.

3.97 There is currently little development in Cullompton to the east of the motorway. This large area is predominantly agricultural land made up of multiple fields with hedgerows and some mature trees. While the loss of greenfield land is regrettable, Mid Devon is a rural district with insufficient brownfield land to meet the identified housing and employment needs of a growing population. The quality of the agricultural land in this area is mixed, falling predominantly within Grades 3a and 3b, and there are no alternative sites that could deliver this level of development. There are a number of streams on the site but no significant areas of flood plain. The Landscape Appraisal notes that the site is part of an area of gently undulating land, which is difficult to perceive in the surrounding landscape. Although visible from limited locations within the Blackdown Hills AONB to the east and high ground to the north-west of Cullompton, given the low levels of visibility of the site, phased development beginning from the west is acceptable. Nevertheless, development of this site must be carefully planned to ensure that impact on the landscape is minimised through appropriate landscaping and ensuring that areas at risk of flooding remain undeveloped.

- 3.98 Development in Cullompton is severely constrained by the limited capacity at Junction 28 of the motorway, in addition to traffic congestion and poor air quality in the town centre. This development, in combination with the urban extension to the northwest of Cullompton, presents an opportunity to resolve town centre traffic problems and provide an alternative means of access onto the M5. The Council has been working closely with statutory consultees to ensure emerging proposals for junction 28 M5 improvements are appropriately designed.
- 3.99 This development will also provide affordable housing including extra care housing and gypsy and traveller pitches, contributing to the needs identified in the Infrastructure Plan, Strategic Housing Market Assessment and the Gypsy and Traveller Accommodation Assessment. In addition, provision of around 130 serviced plots for self-builders will diversify the choice of housing for potential residents, providing a low cost and reasonably straightforward option for those who wish to build their own home. However, the provision of highways infrastructure is fundamental to the delivery of this scheme, and the Council will negotiate on the proportion of affordable housing and self-build plots if necessary to ensure the viability of development.
- 3.100 The Council will consider a range of commercial uses on this site, subject to masterplanning. The Kingsmill area is a well-established employment centre and further industrial, warehousing and office development may be appropriate where the urban extension adjoins this development and the allocated site at Week Farm. In addition, a development of this size will require small-scale retail development to meet local needs. The site should also include a residential care or nursing home to provide accommodation for the aging population, or another form of development for the elderly which generates sufficient jobs. Self-contained retirement apartments that include little or no onsite care will not be considered to constitute commercial development because they do not provide a significant number of jobs, but a retirement 'village' or complex may be classed as commercial development if there will be a range of facilities and care services onsite. The site may also include other leisure or hospitality uses in addition to community facilities, a new primary school and various forms of open space.
- 3.101 A masterplanning exercise will be essential to consider all the requirements of the development in more detail, including the phasing of infrastructure. The Local Plan sets out a framework for the development, but leaves many details for later consideration. The preparation of a masterplan in consultation with stakeholders, including the local community, is an important step in achieving a comprehensive development with wider community benefits. The Council will resist ad-hoc development of phases with no reference to the overall vision and development strategy for the urban extension. The developers will be expected to produce a number of further studies and surveys to support the masterplan and work in partnership with the Council to achieve its adoption as a Supplementary Planning Document.

Policy CU8

East Cullompton Transport Provision

As part of the development of East Cullompton, contributions towards or delivery of the following transport infrastructure will be provided by all new development within the site:

- a) Provision of mitigation measures to ensure only acceptable impacts occur to J28 of the M5 as a result of traffic generated from the site;**
- b) Provision of appropriate highway improvements on roads around the development to ensure any unacceptable traffic impacts are mitigated;**
- c) Reopening of Cullompton Railway Station;**
- d) Provision of a network of streets linking to the existing highway network, and appropriate mitigation to reduce impacts on the existing road network such as Honiton Road;**
- e) Provision of bus, pedestrian and cycle routes at appropriate locations throughout the development, creating an attractive, permeable network for non-car modes travelling within, into and out of the area;**
- f) Safe and attractive cycle and pedestrian links to and from the town centre and within the mixed-use urban extension;**
- g) Creation of safe and attractive pedestrian and cycle links between the development and the Kingsmill Industrial Estate;**
- h) Implementation of travel plans and other non-traditional transport measures to minimise carbon footprint and air quality impacts;**
- i) Bus service enhancements within, into and out of, the mixed-use urban extension, linking to Cullompton town centre;**
- j) Bus service enhancements between Cullompton, Exeter, Tiverton Parkway and Tiverton.**

3.102 The provision of appropriate transport infrastructure is a key requirement of the development. This must ensure that there is sufficient long-term capacity for vehicles travelling onto, off and across the motorway. A well-functioning road network will also ensure that this is an attractive location for new development, minimising the impact on adjoining uses and providing sustainable development that benefits the wider community. The reopening of Cullompton Railway Station is also a key part of the development strategy for revitalisation of the town, attracting inward investment and increasing opportunities for the use of sustainable modes of transport. East Cullompton, as the largest strategic allocation within the plan, is required to make contributions towards the reopening of the station, thereby providing future residents of the site with access to alternative modes of transport. The Council recognises that the high infrastructure costs of this site will not solely be funded by the development. As has been the case on other strategic sized sites, the Council will work with its partners and the development industry to secure external funding to ensure the delivery of the necessary infrastructure.

3.103 The development should be served by an attractive, convenient and safe network of sustainable transport routes, including bus, cycle and pedestrian. Streets appropriate for frequent bus routes should be provided so that as far as possible, all buildings are within 400 metres of bus stops. These will need to be designed as part of the masterplanning process. It is equally important that there is access to safe and direct cycle and pedestrian routes within the urban extension, linking together the dwellings, commercial uses and services. This can be achieved through the creation of off-road routes and also by ensuring that streets are designed appropriately for safe walking and cycling.

- 3.104 The provision of green infrastructure as set out in Policy CU9 will provide opportunities for off-road cycling and walking routes. These should be integrated into existing and proposed networks as far as possible. The creation of additional public rights of way should be examined.
- 3.105 Developers will be expected to prepare and implement travel plans for the development as a whole and for its constituent parts, to promote non-traditional measures relating to transport that can help minimise the development's carbon footprint and its impacts on air quality.

Policy CU9

East Cullompton Environmental Protection and Green Infrastructure

As part of the development of East Cullompton, the following environmental protection and enhancement measures will be implemented at the expense of all new development within the site:

- a) Measures to protect and enhance trees, hedgerows and other environmental features which contribute to the character and biodiversity, maintaining a wildlife network within the site and linking to the surrounding countryside;
- b) An area of 40 hectares for strategic green infrastructure, laid out and managed with an appropriate mix of public parkland, open space, landscaping and local nature reserve;
- c) Areas of equipped and laid out public open space, totalling 0.4 hectares of equipped children's play, 0.12 hectares for teenage facilities, 6 hectares amenity green space, 9 hectares of parks, sports and recreation grounds, and 1.5 hectares of allotments;
- d) Protection and enhancement where possible of existing Public Rights of Way;
- e) Appropriate screening and landscaping for properties adjacent to the M5;
- f) Appropriate provision of a sewerage system to serve the development and a strategically designed, and phased, Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance; ~~and~~
- g) A strategic landscaping and tree planting scheme to mitigate landscape impact, protect the setting of the Blackdown Hills Area of Outstanding Natural Beauty, and enhance biodiversity and the character of development; ~~and~~
- h) Design solutions which respect the settings of listed buildings adjoining the site.-

- 3.106 The area proposed as green infrastructure on this site will include land managed for public access and biodiversity, and will provide a new recreation facility for the town. There are a number of potentially species rich hedgerows and mature trees within the site, and further detailed study of these features will be necessary to confirm their potential. The layout of development should promote the continued use of wildlife corridors, including watercourses, acting to prevent their fragmentation and providing appropriate treatment where such corridors cross roads and other linear features. There is potential for off-road cycle and pedestrian routes to follow these features, helping maintain their integrity.

- 3.107 There are various areas of narrow flood plains associated with watercourses running across the site. For some of the small watercourses, a flood risk assessment will need to consider the potential of flooding as the current extent is unknown. These watercourses do not take up a significant area but the layout of the development will need to take flood plains into account. Areas of floodplain should be retained as part of the strategic green infrastructure providing wildlife corridors to other areas. The urbanisation of the area has the potential to increase surface water run-off elsewhere, through the loss of permeable surfaces. The inclusion of a sustainable urban drainage scheme approach for the entire development will ensure that there is no additional run-off from the site as a result of development. Sustainable urban drainage schemes usually involve the provision of ponds, swales and other soft areas which can serve as a dual use for public open space and can be incorporated into wildlife networks. A strategy for dealing with surface water must be prepared as part of the masterplanning of the site to determine the number, size and location of the required SUDS features. The role of landscaping and tree-planting in flood prevention and carbon reduction should also be recognised in the development.
- 3.108 The development of this site will have an impact on the character of the area. The incorporation of appropriate screening, landscaping and tree planting will act to mitigate this and should be designed to support high quality green infrastructure areas, ~~and~~ wildlife corridors and noise attenuation. Tree planting will also act to collect carbon dioxide, helping to reduce the overall carbon footprint of the scheme. Two listed buildings are adjacent to the northern boundary of the site. The setting of these will need assessment and protection as part of the layout and design work associated with the masterplanning exercise, and subsequent planning applications.

Policy CU10

East Cullompton Community Facilities

As part of the development of East Cullompton, the following community infrastructure will be provided at the expense of all new development within the site:

- a) A site of 2.5 hectares for a new primary school at no cost to the Local Education Authority;
- b) A site of 2 hectares for a shopping and community centre, and the provision of a multi-purpose community building for youth, children and other community uses;
- c) ~~Construction costs for a 650-place primary school or two 325-place primary schools, including provision for early years education;~~ Construction costs for a primary school of at least 630 places plus additional early years provision. The required primary school capacity should be delivered through the provision of either one or two schools;
- d) Contributions towards the expansion of secondary education facilities in the local area;
- e) Contributions towards the expansion or improvement of local library services; and
- f) Contribution towards sporting and leisure facilities.

- 3.109 The creation of an urban extension requires that residents and workers have access to a range of community facilities within easy walking or cycling distance. This will discourage trips by car for essential local purposes. It is also important that, as far as is possible, the development of the site does not result in unacceptable pressure on existing services and facilities within Cullompton and the surrounding area. This policy sets out the requirements for provision of community facilities within the development site.
- 3.110 The provision of a new primary school in the urban extension will be required in order to provide local educational facilities for the resident school age children. The policy requires that the land and construction costs for the school are provided to the education authority, within the timing of provision set out in the phasing policy. The development of 2,600 dwellings is expected to give rise to 390 additional secondary school places and a contribution towards the expansion of Cullompton Community College will be required. The Masterplanning of the development will determine the phasing of secondary school contributions.
- 3.111 The level of community facilities in Cullompton has improved in recent years with the opening of the Hayridge Centre (incorporating the library), Cullompton Community Centre and The Walronds manor house and garden. 2,600 dwellings at East Cullompton will increase the use of these facilities and generate need for additional locally accessible community facilities east of the motorway. In addition to a neighbourhood centre which provides a range of shopping and community facilities, a contribution will be required towards the expansion or improvement of the town library. The need for additional health care provision could be accommodated within the community facilities.

Policy CU11

East Cullompton Carbon Reduction and Air Quality

The development of East Cullompton will be required to implement a Carbon Reduction and Low Emissions Strategy at the expense of all new development in the site. This will propose measures to minimise the overall carbon footprint of the development, making provision for sources of decentralised onsite renewable or low-carbon energy and ensure that impact of the site on air quality is acceptable, such as:

- a) Renewable and low carbon energy to provide a proportion of the site's energy use;
 - b) Measures to ensure that residents, employees and businesses are encouraged to travel in the most sustainable fashion, including travel plans, information, car clubs, lift-sharing and infrastructure for low emission vehicles;
 - c) Measures to encourage the sustainable treatment of waste;
 - d) Measures to manage the impacts of construction;
 - e) Offsite tree planting where sufficient cannot be accommodated onsite;
 - f) Energy improvements to existing buildings; and
 - g) Other measures to capture or mitigate carbon emissions and air quality impacts from development.
- 3.112 The construction and use of buildings has major implications for the use of non-renewable resources. Fifty percent of the UK's carbon emissions come from the construction and operation of the built environment. As the population increases and climate changes, there is

a clear need to mitigate and adapt to climate change through effective carbon reduction and other methods.

- 3.113 The Government has made a commitment to achieving zero carbon housing by 2016, with all emissions from regulated sources such as heating, hot water and lighting to be reduced to zero by this time. While changes to construction are to be introduced through the Building Regulations, Policy CU11 ensures that other methods of carbon reduction are also considered and incorporated into the development where appropriate, such as carbon offsetting, travel plans and design which encourages sustainable ways of living. The combination of planning and building control should ensure a sustainable development that minimises carbon emissions from both housing and associated transport. Further detail will be required through the masterplanning exercise and subsequent planning applications.
- 3.114 Cullompton was declared an Air Quality Management Area (AQMA) in 2006 and an Air Quality Action Plan was published in 2010. In Cullompton, it is important to note that exceedances of pollutants are only along Fore Street, near the junction with the High Street and Tiverton Road. In the majority of other areas, pollutant concentrations have been monitored to be well below air quality objectives. An assessment of the air quality impact of the potential development proposed in the Local Plan was undertaken in 2014. Findings from this report indicate that the development of a new community at East Cullompton would not have a significant effect on the Cullompton AQMA. However during the masterplan design of the new community, the potential for air quality effects should be considered, in particular, the distance between the residential properties and the M5 should be selected to avoid adverse air quality impacts. Highway infrastructure improvements should also accompany the development to ensure capacity is increased to limit congestion on the local road network.

Policy CU12

East Cullompton Phasing

A phasing strategy will be required for the development of East Cullompton to ensure that the development and infrastructure come forward in step, minimising the impact of development while ensuring that the development remains viable. The strategy should take account of the following requirements, variation of which will have to be carefully justified. Development shall be subject to the following:

- a) Provision of affordable housing will be ~~in~~ broadly in step with the market housing;
- b) Provision of all serviced self-build plots after strategic highways infrastructure has been completed;
- c) Provision of commercial development in step with housing, at a rate of at least 1 hectare per 500 occupied dwellings;
- d) Provision of strategic green infrastructure broadly in step with development, with public open space provided at a rate of at least 1 hectare per 150 dwellings or phased to deliver a larger area of multi-functional public open space at a suitable stage in the development;
- e) Implementation of bus service improvements in step with housing development, provided in appropriate instalments;

- f) Provision of the first phase of **comprehensive** M5 access improvements before any dwellings are occupied, followed by strategic highways infrastructure broadly in step with development; and
- g) Transfer of serviced land **together with right of access** for a primary school(s) at no cost to the Local Education Authority prior to the first occupation of residential development, with necessary funding to construct the facilities being paid to the Local Education Authority in appropriate instalments.

3.115 The phasing of development will have an important impact on the surrounding area, but it will also impact on the economic viability of the development. The policy sets out the general approach to phasing. However, this will need to be supplemented by a phasing strategy prepared as part of the masterplanning exercise, which may justify different phasing arrangements following more detailed analysis of infrastructure needs and the viability of development. Legal obligations and planning conditions will be used to control these phasing requirements.

3.116 The provision of transport links and improvements is a key element of the development. In addition to the need to minimise traffic generation from new development, it will also be necessary to carry out improvements to existing infrastructure to ensure that there is sufficient capacity available in order to cope with increased usage. Improved access onto the motorway will be required early in the development at substantial cost, which may cause some delay in the provision of other forms of infrastructure. Devon County Council's Strategic Highways Option Report (2014) sets out an initial assessment of the various elements phasing of transport infrastructure needed to service the site. ~~A scheme, referred to in the report and scheduled to be delivered during 2014/15, only provides sufficient capacity for the allocations contained with the previous Local Plan. A signalisation scheme at junction 28 of the M5 was undertaken in 2015. However this scheme does not produce junction capacity to accommodate this development.~~ The first phase referred to in criterion (f) above therefore only relates to the subsequent highway works set out in the Devon County Council report. The Council has been working closely with statutory consultees to ensure emerging proposals for junction 28 M5 improvements are appropriately designed.

3.117 While East Cullompton developers will be expected to pay for most of the infrastructure associated with this development through a Section 106 legal agreement, the Town Centre Relief Road was allocated in the previous Local Plan and was required in response to other developments in and around Cullompton. With the allocation of East Cullompton, a larger area is available within which to locate the relief road as it is proposed as part of the transport mitigation in connection with this allocation. it may now be possible to deliver the relief road on the eastern side of the motorway, possibly as part of the transport mitigation to serve East Cullompton. Dependent on the final route option, the relief road may be either east or west of the motorway. Development contributions are proposed via planning obligations on East Cullompton and NW Cullompton developments. may either be funded by the development of East Cullompton or through the Community Infrastructure Levy. In addition, the Council will seek external sources of funding to help bear the cost of highways works that are needed early in the East Cullompton development, as these are critical to the delivery of this strategic site.

3.118 The provision of public transport to connect the site to the rest of the town and the wider area is an important part of the strategy to improve the overall sustainability of the urban extension and the town generally. The North West and East Cullompton urban extensions together will

generate a significant increase in potential users of public transport, including rail should the provider decide to reopen a station for the town. Enhancements to the bus service will need to be implemented at appropriate points in the development, phased according to the delivery of housing.

- 3.119 The development will generate the need for additional primary school provision, which may be in the form of one large school or two smaller primary schools delivered at different stages in the development. To ensure that a suitable location for the school is safeguarded early in the development and its construction phased according to arising need, the serviced land should together with right of access be transferred to the Local Education Authority before any dwellings are occupied and its construction costs paid in instalments.
- 3.120 Commercial development will be provided in step with housing to ensure that jobs and facilities for older people are delivered alongside the rising population of the town. Subject to viability, affordable housing will be provided at a rate of approximately 25%, in step with the market housing. Serviced plots for self-build should not come forward until after strategic highways infrastructure has been provided, as the sale of serviced plots will not generate sufficient funds to pay for new roads and it is important not to impede the ability of standard housing development to progress and deliver the roads at an early stage.

Policy CU13

Knowle Lane

A site of 9.8 hectares at Knowle Lane is allocated for residential development subject to the following:

- a) ~~315-296~~ dwellings with 35% affordable housing;
- b) Provision of 2.7 hectares of green infrastructure, to include the retention of land in the floodplain as informal amenity open space;
- c) Measures to protect and enhance trees, hedgerows and other environmental features which contribute to the character and biodiversity, maintaining a wildlife network within the site and linking to the surrounding countryside;
- d) Provision of access route up to and adjoining the existing development to the east of the site and the allocation to the south west (Policy CU14);
- e) Provision of at least two points of vehicular access to the site;
- f) Provision of cycle and pedestrian links within the development and linking to the wider transport network;
- g) Provision of a community building;
- h) Implementation of a Travel Plan and other measures to minimise carbon footprint and air quality impacts; and
- i) The necessary sustainable urban drainage features, and linking pipe work is integrated and phased appropriately in step with development.
- j) Provision of M5 access improvements before more than 266 dwellings are occupied.

- 3.121 Knowle Lane is a greenfield site located on the west of Cullompton and directly to the west of a development at Knowle Lane known as Kingfisher Reach. The site lies between the southern side of Tiverton Road and Ponsford Lane and the northern side of Knowle Lane. A water course (Crow Green Stream) runs west to east through the central part of the site. The land rises northwards and southwards from the watercourse. The existing boundary is made up of trees and hedges.
- 3.122 Planning permission has been granted for ~~285-266~~ dwellings on a large part of the site, with 35% affordable housing. Its delivery is not dependent upon further M5 access improvements. Any revised scheme will be subject to the same affordable housing criteria as previously applied. The remaining part of the site has been confirmed as available and is also likely to come forward in the plan period, a total site commitment of ~~345-296~~ dwellings. The consented site is considered the primary access route for the remaining part of the site and the adjoining allocation at Ware Park and Footlands (Policy CU14). Any planning applications will need to ensure suitable vehicular access arrangements are provided up to and adjoining the boundary with the adjacent sites in order to avoid the creation of any ransom strips.
- 3.123 The protection and enhancement of existing green infrastructure should be carried out where possible. This will entail the protection of existing watercourses, hedgerows and trees and the retention of the area of floodplain as an area of informal amenity open space.

Policy CU14

Ware Park and Footlands

A site of 2.1 hectares at Ware Park and Footlands is allocated for residential development subject to the following:

- a) 38 dwellings with 28% affordable housing;
- b) No development until the road through the North West Cullompton site (Policy CU1) linking Tiverton Road to Willand Road is fully in operation for public use;
- c) No development until the significant improvement works associated with the provision of access to the East Cullompton allocation an improvement scheme or mitigation measures have been implemented at M5 Junction 28 ~~to the satisfaction of the Highway Authority and the Highways Agency~~ England;
- d) Archaeological investigation and appropriate mitigation;
- e) Access from adjoining development at Knowle Lane (Policy CU13); and
- f) Transport assessment and implementation of a travel plan and other non-traditional transport measures to minimise carbon footprint and air quality impacts.

3.124 This site is located to the west of Cullompton adjacent to the allocated site of Knowle Lane. The site is comprised of agricultural fields and Crow Green Stream runs along the northern boundary. The site is bounded by established hedge boundaries and is relatively flat. Access is only satisfactorily achievable through the Knowle Lane site (Policy CU13).

3.125 A geophysical survey undertaken in support of a planning application in this area identified anomalies within the proposed development site that may represent archaeological features, some of which may be indicative of industrial activity. In the light of the results of the geophysical survey and the presence of prehistoric as well as 18/19th century industrial activity recorded to the east in the adjacent development site, any groundworks associated with the development of this area have the potential to expose and destroy archaeological deposits associated with the known archaeological activity. Archaeological investigation and appropriate mitigation will be required.

3.126 Knowle Lane, by reason of its width and alignment, is unsuitable to accommodate additional traffic. Therefore, access to the site should instead be taken through the Knowle Lane allocation (Policy CU13) unless the road can be widened to the satisfaction of the Highway Authority. Development in this location will impact on Cullompton Air Quality Management Area and will require mitigation.

3.127 The site will also impact on the capacity of Junction 28 of the M5 motorway which at present cannot accommodate the additional trips generated by this development. Significant improvement works, including provision of a new overbridge, are proposed programmed to provide additional junction capacity and access to the East Cullompton allocation (CU7-CU12). Once completed, these works should ~~An improvement scheme, being developed by Devon County Council is scheduled to be delivered during 2014/15 and should~~ provide the additional capacity required. There are also issues with the capacity of Tiverton Road, and specifically the junction with the High Street to accommodate additional levels of traffic. The delivery of a new road through the North West Cullompton site (Policy CU1-CU6), linking

Tiverton Road to Willand Road, will allow local traffic to be distributed more widely around the road network. To avoid an unacceptable impact on both the M5 and the local road network in the short term, this site should only come forward upon completion of both the M5 improvements and the North West Cullompton through road.

Policy CU15

Land at Exeter Road

A site of 1.4 hectares at Exeter Road is allocated for residential development, subject to the following:

- a) ~~45-24~~ dwellings with 28% affordable housing;
- b) Transport assessment and implementation of a travel plan and other non-traditional measures to minimise carbon footprint and air quality impacts; and
- c) Archaeological investigation and appropriate mitigation.

3.128 The site consists of land to the south of the housing at the former Toad Hall, extending between the steep hillside to the west and Exeter road to the east. Two dwellings in large grounds make up a portion of the site, together with an area of underdeveloped open field between and behind them. A bowling club is located in the middle of and surrounded by the site. ~~Planning permission has been granted for 24 dwellings, though potentially the site could accommodate more subject to sufficient capacity being available at J28 of the M5. The site can accommodate 45 dwellings, of which 28% will be affordable.~~

3.129 The site lies in an area of known prehistoric activity. Any planning application for development here should be supported by an appropriate programme of archaeological work to allow the significance of any below-ground heritage assets with an archaeological interest to be understood along with the potential impact of any development upon them.

Policy CU16

Cummings Nursery

A site of 2.78 hectares at Cummings Nursery is allocated for residential development, subject to the following:

- a) ~~120-100~~ dwellings with ~~3530~~% affordable housing;
- b) Retention of land in the floodplain as green infrastructure and informal amenity open space;
- c) Appropriate noise mitigation and sound proofing to minimise the impact of the adjacent motorway;
- d) Archaeological investigation and appropriate mitigation; and

e) Transport assessment and implementation of a travel plan and other non-traditional measures to minimise carbon footprint and air quality impacts.

- 3.130 This site comprises a former horticultural nursery located on the edge of Cullompton on the eastern side of the motorway. The site is covered by disused greenhouses. The site has ~~outline-reserved matters~~ permission for ~~420-100~~ dwellings including ~~3530~~% affordable housing, ~~but has not yet commenced construction~~. Any revised scheme for the site will be required to achieve the same level of affordable housing as previously agreed, unless viability evidence proves that this is no longer possible. Any revised scheme proposing additional housing numbers will be subject to capacity at junction 28 of the M5.
- 3.131 The site lies between the flood plains of the River Culm (and the M5 corridor) and the Culm Lea/Riverside Drive housing estate with vehicular access direct from Honiton Road. The site is relatively level, falling away to the flood plain to the west. There is a mature native hedgerow along the western boundary that separates the site from an area of open space that drops down into the flood plain.
- 3.132 The dwellings are proposed to be erected following the demolition of the existing commercial greenhouse buildings on the site, clearance of other infrastructure and remediation of the site. The site has fallen into a state of dereliction as it has not been actively used for over 10 years. The new vehicular access is proposed from a position at the junction between Culm Lea and Riverside Drive.
- 3.133 The proposed development site lies in a landscape where prehistoric and Roman activity is recorded in the Historic Environment Record. The northern part of the site has probably been disturbed by the construction of the greenhouses, but the southern part still has potential for containing archaeological deposits. Archaeological investigation and mitigation will be required.

Policy CU17

Week Farm

A site of 10.7 hectares is allocated for employment development, subject to the following:

- a) 15,000 square metres of employment floorspace within use classes B2-B8;
- b) Provision of a vehicular link from the Kingsmill employment area to Honiton Road;
- ~~c) Development shall not commence until the completion of improvements to M5 Junction 28 through signalisation of the slip roads east of the motorway;~~
- dc) Archaeological investigation and appropriate mitigation;**
- de) Protection and enhancement of the existing Public Right of Way;**
- ef) Transport assessment and implementation of a travel plan and other non-traditional measures to minimise carbon footprint and air quality impacts; and**

fg) Provision of 2 hectares of green infrastructure to include the retention of land in the floodplain, providing a landscape buffer to the west of the site as an area of informal open space; and-

g) Provision of M5 access improvements before any commercial floorspace is brought into use.

- 3.134 The site is located east of the M5 motorway, adjacent to an existing area of significant employment development. The site could accommodate approximately 15,000 square metres of employment floor space. This is a lower density than would be expected for employment uses generally and is comparable to that anticipated on the consented adjacent site.
- 3.135 The site is allocated for B2-B8 use. However, the Council will consider proposals for alternative employment-generating uses on their merits. Development in this location will increase pressure on the motorway junction. Signalisation Development should not commence until improvement works programmed at M5 Junction 28 are complete were undertaken in 2015. Devon County Council queue length monitoring at junction 28 of the M5 motorway indicates congestion at the AM peak. The development will need to mitigate it's impact upon the junction's capacity through implementation of an improvement scheme, either to the existing junction or in the form of more extensive junction improvement works involving a second overbridge required in connection with development east of Cullompton under policy CU7. A transport assessment to accompany a planning application would need to consider the impacts on the local and strategic road network including Junction 28 of the M5.
- 3.136 This site lies within a landscape that has evidence of prehistoric and Roman activity recorded in the Devon County Historic Environment Record. To the west, recent archaeological work has demonstrated the presence of prehistoric and Roman settlement in and around Cullompton. There is potential for the site to contain archaeological deposits associated with the known prehistoric and Roman activity in the vicinity, so archaeological investigation and appropriate mitigation will be required.
- 3.137 In order to improve accessibility the site will enable the creation of an additional point of access linking the site itself, along with the wider Kingsmill employment area, to Honiton Road. This is seen as an important advantage of the development of the site that will help to relieve pressure on the existing access to the area.
- 3.138 The site is bounded to the west by the River Ken and its associated floodplain. Development of the area of floodplain should be avoided and retained as green infrastructure, which may be designed into the development as an informal recreational area for those working at the site.

Policy CU18

Venn Farm

A site of 4.4 hectares is allocated for employment development, subject to the following:

- a) ~~9,000~~12,000 sqm of employment floorspace within use classes B2 ~~B1~~-B8;
- b) Suitable vehicular access which directs traffic to and from the site via Saunders Way;
- ~~c) Development shall not be commenced until the completion of improvements to M5 Junction 28 through signalisation of the slip roads east of the motorway;~~
- ~~cd)~~ Archaeological investigation and appropriate mitigation;
- ~~de)~~ Transport assessment and implementation of a travel plan and other non-traditional measures to minimise carbon footprint and air quality impacts;
- ~~fe)~~ Measures to protect and enhance trees, hedgerows and other environmental features which contribute to the character and biodiversity, maintaining a wildlife network within the site and linking to the surrounding countryside; ~~and~~
- ~~fg)~~ Retention of areas within the floodplain as green infrastructure; ~~and~~
- ~~g) Provision of M5 access improvements before any commercial floorspace is brought into use.~~

- 3.139 Planning permission was granted in March 2015 for 12,000 sq m of B1, B2 and B8 floorspace. A reserved matters planning application has been submitted for part of the site. The site is located adjacent to the existing Kingsmill Industrial Estate on the east side of the M5 Motorway. The site is well contained by natural features comprising existing development to the south, the River Culm to the west and an existing track and road to the north and south east. The land to the north and east is low lying agricultural land and to the south is the remainder of the industrial estate. The western boundary is defined by the River Culm which is separated from the M5 motorway by low lying pasture which is predominantly within the river flood plain.
- 3.140 Signalisation Planned improvement works to Junction 28 were undertaken in 2015.will accommodate development at Venn Farm and the Highways AgencyEngland has removed a holding direction that previously prevented the development from taking place. Devon County Council queue length monitoring at junction 28 of the M5 motorway indicates congestion at the AM peak. The development will need to mitigate it's impact upon the junction's capacity through implementation of an improvement scheme, either to the existing junction or in the form of more extensive junction improvement works involving a second overbridge required in connection with development east of Cullompton under policy CU7. Planning permission already granted does not include this requirement however it would apply to any new full or outline applications. Access is achievable via Saunders Way, avoiding increased use of Kingsmill Road.
- 3.141 This site lies in an area of archaeological potential and within a floodplain of the River Culm. Ground disturbance in this area may expose archaeological and palaeoenvironmental deposits, so archaeological investigation and appropriate mitigation will be required. Development should provide a habitat buffer in the floodplain and avoid any development within the floodplain unless the sequential test required by national policy has been met.

Policy CU19

Town Centre Relief Road

A relief road, providing traffic relief to the town centre, will be provided subject to the following:

- a) Public consultation exercise before the route of the road is determined;
- b) Provision of replacement open space and sporting facilities elsewhere in Cullompton if these are affected;
- c) Provision of a shared use foot and cycleway; ~~and~~
- d) Measures to protect and enhance trees, hedgerows and other environmental features which contribute to the character and biodiversity, maintaining a wildlife network on the affected alignment and linking to the surrounding countryside. Appropriate noise measures to mitigate the effects from the relief road including the provision of landscaping~~Provision of landscaping to mitigate the effects of noise from the relief road; and.~~
- e) Archaeological investigation and appropriate mitigation.

3.142 The Town Centre Relief Road, previously known as the Eastern Relief Road, is an integral part of the development strategy for Cullompton, designed to relieve traffic through the town centre in conjunction with a road through the North West urban extension to link Tiverton Road to Willand Road. The evidence in 2010 concluded that a new road to the east of the town centre is essential if the objectives of traffic relief, air quality improvement and with it town centre enhancement, are to be achieved. It is also important since -the town centre acts as a strategic relief route for the M5 during closures resulting in significant congestion. Careful consideration will need to be taken in finalising the route, which could be located either side of the motorway. The aim will be to cause minimum impact on the CCA fields and acceptability in terms of flood risk and flood flows. Devon County Council is producing a Flood Risk Assessment and will consult on the options for the exact route of the road should the final route impact on the loss of sports or open space, replacement provision will need to be made available in a suitable location. At the planning application stage, safety measures such as the closure of the relief road via an automated system prior to its flooding may need to be considered. The Council has been working closely with statutory consultees to ensure emerging proposals for junction 28 M5 improvements are appropriately designed.

3.143 Cullompton is facing the same traffic issues now as it was when the previous Local Plan was being prepared. Additional housing development has now taken place at Knowle Lane and Tiverton Road, contributing to Junction 28 improvements and funding for the Town Centre Relief Road, but work on the road has not yet commenced. The delivery of the road depends upon the delivery of the North West and East urban extensions and development elsewhere. The road is likely to be funded by either developer contributions or Community Infrastructure Levy as well as external sources of funding sought by the Council.

3.143a If the final route of the road is located on the western side of the motorway, there is the potential for impact on the settings of nearby listed buildings and the Cullompton conservation area. The extent of any impact will depend on the road's design and elevation above the flood plain, and therefore the final scheme will need to incorporate design solutions which

mitigate such impacts. The site also lies in an area known to have been occupied since at least the Roman era, the area potentially containing archaeological deposits from this period onwards. Archaeological investigation and mitigation will therefore be required.

Policy CU20

Cullompton Infrastructure

The Council will promote the reopening of the Cullompton Railway Station. A site for a new railway station north of Station Road is allocated for this purpose.

The Council will use developer funding via planning obligations and the Community Infrastructure Levy ~~and planning obligations~~ where appropriate, seek external sources of funding and work with partners to deliver the following infrastructure for Cullompton:

- a) Provision of a Town Centre Relief Road and implementation of other measures in the Cullompton Air Quality Action Plan;
- b) Mitigation to reduce traffic impacts on the Trunk and Local Road network in association with the East Cullompton Urban Extension and other Cullompton allocations;
- c) Town centre regeneration and enhancement;
- d) Extra care housing provision;
- e) Expansion of library facilities;
- f) Primary and secondary education facilities;
- g) Public open space and green infrastructure;
- h) Bus service enhancements;
- i) Provision of railway and bus interchange;
- j) Expansion of emergency fire and rescue services;
- k) Provision of healthcare facilities; ~~and~~
- l) Community facilities including sports and leisure facilities; ~~and~~
- m) Provision of works to reduce flood risk.

3.144 Strategic Local Plan sites will be required to pay for specific items of infrastructure that are necessary to make the development acceptable via planning obligations. Other development (if eligible) will be charged the Community Infrastructure Levy (CIL) at a rate per square metre. CIL funds will be spent according to a prescribed list of infrastructure projects or types of infrastructure.

3.145 The Council's strategic infrastructure policy is set out earlier in the Local Plan under Policy S8, but there are infrastructure requirements specific to Cullompton that are listed under Policy CU20. The Council will use CIL, planning obligations for strategic sites and other sources of funding to deliver the infrastructure listed wherever possible. Where another organisation is responsible for delivering the infrastructure required as a result of new development, the Council will work in partnership with the relevant bodies to ensure that infrastructure needs associated with development are addressed appropriately.

- 3.146 The Local Transport Plan includes a long-term aspiration to reopen Cullompton Railway Station. The Local Plan allocates land north of Station Road as a possible site for the new station, including land for a car park. There is also an aspiration to provide a bus interchange for the town which could be provided in the same location. The Council will work with Devon County Council and other partners to achieve this objective.

Policy CU21

Land at Colebrook CONTINGENCY SITE

A site of 4.8 hectares at Colebrook is identified as a contingency site for residential development to be released in accordance with Policy S4, subject to the following:

- a) 100 dwellings with 28% affordable housing;
- b) The development shall not commence until ~~the Town Centre Relief Road has been provided;~~completion of the North West Cullompton through route linking Tiverton Road to Willand Road;
- c) Provision of two points of access from Siskin Chase;
- d) Provision of 1.1 hectares of green infrastructure, to include the retention of land in the floodplain as informal amenity open space and for Sustainable Urban Drainage provision;
- e) Measures to protect and enhance trees, hedgerows and other environmental features which contribute to the character and biodiversity, maintaining a wildlife network within the site and linking to the surrounding countryside;
- f) Archaeological investigation and appropriate mitigation; and
- g) Transport assessment and implementation of travel plans and other measures to minimise carbon footprint and air quality impacts.

- 3.147 The site is currently used for agricultural land and is adjacent to the Cullompton settlement limit. Colebrook Lane bisects the site, and the field boundaries and edging of the site are mainly comprised of hedgerows and trees. The site is fairly flat from Colebrook Lane to the south, but gently slopes towards the west, with land rising to the north.

- 3.148 This site is identified as a contingency site, to be released in accordance with Policy S4. Whilst the site is considered deliverable it is not allocated as one of the main sites for Cullompton as other allocations are strategically preferable, being of a size and location to deliver significant highways improvements which benefit the whole town.

- 3.149 ~~If this site comes forward for development, it must contribute to the provision of offsite highways infrastructure. Development in this location has the potential to place pressure on the capacity of both the strategic and local road network. Devon County Council has therefore stipulated that development should only take place providing there is sufficient network capacity. If released, the site will need to be phased to come forward after further access to M5 access improvements are implemented. Any application for development must undertake an assessment of the impact of the proposal on both the capacity of the local road network and Junction 28 of the M5 and permission will only be granted where there are no significant adverse impacts which cannot be mitigated. Site commencement will also need to be deferred until after the completion of the through route linking Willand Road to Tiverton Road, which is being provided as part of the North West Cullompton allocation. The site is~~

~~expected to contribute to the provision of off-site highways infrastructure. Development in this location would increase traffic through the town centre, so would not be permissible until the Town Centre Relief Road has been provided, offering an alternative route.~~ The development would also be expected to provide two points of access from Siskins Chase.

- 3.150 There is an area of floodplain on the southern edge of the site and it is proposed that this is incorporated into the 1.1 hectares of Green Infrastructure. Measures will also be necessary to protect existing environmental features including trees, hedgerows and the stream.
- 3.151 Archaeological investigations in the vicinity have demonstrated the presence of extensive and significant prehistoric and Romano-British sites. The Historic Environmental Record suggests areas of a prehistoric funerary monument occupying the valley floor. An archaeological assessment will need to be undertaken, the results of which should be taken into account during the detailed planning of the site to ensure protection where necessary.

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Crediton

3.152 The development strategy for Crediton is set out in Policy S12. The following table summarises Crediton's supply of housing and commercial development.

Use	Commitments at 31 March 2014 2016	Completions from 1 April 2013 – 31 March 2014 2016	Uncommitte d Allocations	Total
Housing (dwellings)	216 245	58 107	633 583	907 935
Commercial (employment, retail and leisure) square metres floorspace <u>*(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31st March 2014)</u>	551	3,598	9,820	13,969

Table 18: Development supply in Crediton

3.153 Nine housing sites are allocated in Crediton, including Wellparks ~~and Red Hill Cross~~ which ~~have~~ has planning permission. All housing sites are considered achievable in principle, corresponding to a Crediton map that accompanies this document. Sites without planning permission are shown in Table 19 below:

Site	Policy	Gross Site Area (ha)	Net site area (ha)	Local Plan allocations
Wellparks	GRE1	7.9	4.74	185
Red Hill Cross	CRE2	3.1	1.86	135
Cromwells Meadow	CRE3	2.4	1.44	35
The Woods Group	CRE4	0.17	0.17	8
Pedlerspool	CRE5	23.5	14.1	200
Sports Fields	CRE6	5.5	3.3	120
Stonewall Lane	CRE7	3.2	1.92	50
Land at Barn Park	CRE8	1.64	1.3	20
Land off Alexandra Close	CRE9	0.63	0.504	15
Total				768 583

Table 19: Housing land supply

3.154 Two sites in Crediton are expected to deliver commercial floorspace during the plan period. The amount of floorspace to be provided by commercial development depends on the use.

For instance, office development on multiple floors provides a greater amount of floorspace per hectare than a single-storey warehouse, and some commercial uses require more land for parking than others. Floorspace assumptions for different uses are set out in the methodology for Strategic Commercial Land Availability Assessment (SCLAA), but the Council recognises that this is only a starting point and a higher or lower density of development may be justified depending on the nature of the proposal that comes forward.

Site	Policy	Gross site area (ha)	Net site area (ha)	Floorspace (sq.m)
Wellparks	CRE1	22.9	1.2	2,220
Land south of A377	CRE10	2.64.9	4.92.6	7,600
Total				9,820

Table 20: Allocated sites for commercial development

Policy CRE1

Wellparks

A site of 22.9 hectares at Wellparks, A377 is allocated for residential and commercial development subject to the following:

- a) 185 dwellings with 28% affordable housing on 7.9 hectares;
- b) 2,220 square metres of commercial floorspace in the south east part of the site;
- c) 15 hectares of Green Infrastructure on the upper slopes of the site; ~~and~~
- d) Layout, design and landscaping that reflects the sloping, visible nature of the site, locally distinctive design and the need to protect the setting of Downes Historic Park and Garden and respect the character and setting of the listed buildings at Wellparks and Downes House; ~~and-~~
- e) Improved pedestrian and cycle access to the town centre and facilities to the south of the A377

- 3.155 This site is to the south east of Crediton and is adjacent to the new Crediton Link Road to the east and Crediton Conservation Area to the west. This prominent wooded hillside gives character and an attractive skyline to the eastern half of the town. The development of the site, even though it is on the lower southern edge of the hillside, would have an impact on the rural views to the south of the town, requiring careful design and mitigation.
- 3.156 Planning permission has been granted for 185 dwellings, including 27.5% affordable housing. The policy provides the criteria to be applied as a starting point, should any revised scheme be submitted.
- 3.157 Due to the constraints of the site in respect of the Local Historic Park and Garden, adjoining listed buildings and a number of large trees that are interspersed in the development, a lower than usual density is assumed. In respect of the impact on the landscape, this will require careful treatment.

- 3.158 A small watercourse runs along the boundary of the site. A flood risk assessment will need to consider the potential for flooding. An onsite Sustainable Urban Drainage Scheme will require implementation to negate any increase in flood risk and ensure that there is no additional run-off from the site as a result of development. Sustainable drainage is a standard requirement under Policy DM1.

Policy CRE2

Red Hill Cross, Exhibition Road

A site of 3.1 hectares at Red Hill Cross is allocated for residential development subject to the following:

- a) 135 dwellings with 28% affordable housing;
- b) Layout, design and landscaping that reflect the local distinctiveness, the visibility of the site and its sloping nature;
- c) Improved access to the town centre for pedestrians and cyclists~~Provision of a safe and convenient footpath from Old Tiverton Road to the footway on the southern boundary of the site on Exhibition Road~~; and
- d) Land for a 0.4 hectare extension to Crediton cemetery.

- 3.159 ~~This site has outline planning permission for 135 dwellings with 22% affordable housing, but has not yet commenced. The policy provides the criteria to be applied as a starting point, should any revised scheme be submitted. The site previously had outline planning permission for 135 dwellings with 22% affordable housing, however the permission lapsed in 2016. It is understood that delivery of the site is likely to take place after the Pedlerspool allocation has received permission with options for joint access being considered.~~

- 3.160 ~~The site is in a prominent position, which is visible from historic Shobrooke Park to the east. Detailed design and development which respect local distinctiveness, including a generous landscape margin on the east facing side of the site will mitigate any potential impact. The site is in a prominent location but detailed design and development respecting local distinctiveness will mitigate this.~~

- 3.161 ~~For the safety and convenience of pedestrians, a footpath is required from the access to the site to link to the existing footway on the southern boundary of the site on Exhibition Road. The development will also be expected to provide improved access to the town centre for pedestrians and cyclists with scope for improvements along Exhibition Road. The development will need to contribute towards these and other improvements to the local pedestrian and cycle way network. A comprehensive approach to pedestrian and cycle route improvements should be taken in relation to allocations CRE2 Red Hill Cross, CRE5 Pedlerspool and CRE6 Sports Fields all on Exhibition Road. In addition, there is an identified need for an extension to Crediton cemetery which can be secured through the development of this site.~~

Policy CRE3

Cromwells Meadow

A site of 1.3 hectares at Cromwells Meadow is allocated for residential development subject to the following:

- a) 35 dwellings with 28% affordable housing; and
- a)b) Archaeological investigations and appropriate mitigation measures. -

- 3.162 The site lies to the east of Crediton with residential development to the west and agricultural land to the east of the site. Vehicular access into the site can be achieved from Willow Walk. Appropriate landscaping will be required along the eastern boundary given the potential visibility of the site from historic Shobrooke Park.
- 3.163 There is an area of floodplain on the eastern boundary of the site. The layout of the development will need to take this into account. The urbanisation of the area would have the potential to increase surface water run-off elsewhere, through the loss of permeable surfaces. Sustainable drainage is a standard requirement for new development under Policy DM1. The site also lies in an area of archaeological potential on the western edge of the floodplain. Archaeological investigation and appropriate mitigation will be required.

Policy CRE4

Woods Group, Exeter Road

A site of 0.17 hectares at Woods Group is allocated for residential development subject to the following:

- a) 8 dwellings;
- b) Mitigation for potential onsite air quality issues with specific design to prevent worsening of air quality on Exeter Road and to avoid potential air quality issues for occupants; and
- c) Design which respects the character and setting of adjoining listed buildings and the Conservation Area.

- 3.164 This is a small brownfield site within the built up area of Crediton and is suitable for redevelopment. It is located towards the south of Crediton and is currently occupied by a number of structures and scrap.
- 3.165 The design of the site is important as the site lies in part within the Conservation Area and adjoins listed buildings. - whilst the site contains a number of unlisted buildings of strong traditional local character. The retention and conversion of these buildings would enhance the character of the conservation area. The loss of these buildings would be considered unacceptable without special justification.

Policy CRE5

Pedlerspool, Exhibition Road

A site of 21 hectares at Pedlerspool, Crediton, is allocated for residential development subject to the following:

- a) 200 dwellings with 28% affordable housing including at least five pitches for gypsies and travellers;
- b) A serviced site of 1.1 hectares for a new primary school; Extra-care housing comprising at least 25 units;
- c) A suitable site for the relocation of Crediton Rugby Club;
- d) A phasing strategy which ensures that sites for the sports pitches, affordable housing and gypsy and traveller pitches are delivered broadly in step with the housing development, and the school is transferred to the local education authority at a timetable agreed with Devon County Council; A phasing strategy which ensures that extra care housing and a site for sports pitches are delivered broadly in step with the housing development;
- e) Layout, design and landscaping, including planting on the riverside that reflects the local distinctiveness and its sloping nature;
- f) The protection of the setting of Creedy Historic Park and Garden and the wider area, including the upper slopes to south and west for Green Infrastructure and landscaping;
- g) Facilitation of access to local bus routes via sustainable travel modes including possible extension of service;
- h) Provision of suitable access arrangements from the A3072 and appropriate highway improvements along Stonewall Lane and Old Tiverton Road;
- i) Improved access to the town centre for pedestrians and cyclists;
- ii) Protection and enhancement of trees subject to Tree Preservation Orders within and adjoining the site; and
- ki) An archaeological investigation and mitigation scheme.

3.166 This site falls within Sandford Parish, but will provide for the strategic growth of Crediton as it adjoins the settlement boundary. This site forms a large agricultural holding to the north east of Crediton and is bisected by a road running roughly through the middle. The site is bounded on three sides by country roads to the east, south and west.

3.167 Devon County Council has identified that there is a need for a new primary school in Crediton. Both existing schools are on constrained sites and are being expanded to their maximum potential. This site is a suitable location for a new school, given that the north east part of the town is the focus of growth and provides the opportunity to balance the distribution of schools in Crediton, thereby reducing travel distances for future and existing residents of this part of the town. Given that the need for the school arises from the wider growth of Crediton, the Pedlerspool allocation will not be expected to meet the full costs of providing the facility. The actual cost to the development and the timing of the transfer will be subject to negotiation between the landowner/developer, Mid Devon District Council and Devon County Council as Local Education Authority. The school should be provided within the site in lieu of an employment use which was included in a previous Local Plan policy. Commercial uses would still be considered on this site in addition to the school should a proposal demonstrate a

~~suitable relationship between housing, commercial and community uses. A need has been identified in Crediton for 25 extra care housing units. These should be provided within the Pedlerspool site in lieu of an employment use which was included in a previous Local Plan policy. Commercial uses would still be considered on this site in addition to extra care housing, should a proposal demonstrate a suitable relationship between housing and commercial uses.~~

- 3.168 This site will provide an alternative location and improved facilities for the Crediton Rugby Club, allowing for housing development on the site of existing sports field to come forward (Policy CRE6).
- 3.169 The character of the local registered Historic Parkland at Creedy Park needs to be protected and the tree boundary protected and softened with native species. A buffer of trees should be provided around and within this site. Planting along the Park boundary should reflect the historic planting to extend and soften the transition into Green Infrastructure proposed on the floodplain area to the east.
- 3.170 Highway mitigation measures will need to be provided to offset the impact of developing the site. In particular there is the potential for cumulative highway impacts on the local road network arising from the development of this site and the nearby Stonewall Lane allocation. A Transport Assessment will need to be provided, which comprehensively assesses the transport issues related to development of the site, taking into account the potential cumulative impact of nearby allocations. A number of highway improvements are likely to be needed as a result. In particular there will need to be a realignment of the carriageways of Old Tiverton Road and the A3072 most likely requiring a roundabout design. Improvements will also be required at the junctions of Old Tiverton Road/Stonewall Lane and Pounds Hill/Stonewall Lane. Both Stonewall Lane and Old Tiverton Road are tree-lined in part, and therefore cannot be widened where they adjoin the site boundary without significant loss in tree cover. Instead, improvements to passing places along both Stonewall Lane and Old Tiverton Road should be provided. The development will also be required to provide improved access to the town centre for pedestrians and cyclists with scope for improvements along Exhibition Road. The development will need to contribute towards these and other improvements to the local pedestrian and cycle way network. A comprehensive approach to pedestrian and cycle route improvements should be taken in relation to allocations CRE2 Red Hill Cross, CRE5 Pedlerspool and CRE6 Sports Fields all on Exhibition Road.
- 3.171 The River Creedy flows to the east of the site. Hydrological and hydraulic assessment should be undertaken to verify the flood extent. The results of the modelling will inform the location of different uses on the site, directing residential development to areas of lowest flood risk. This will need to be set out in a Flood Risk Assessment and accompanying drainage strategy.~~A small watercourse runs along the southern boundary of the site. A flood risk assessment will need to consider the potential for flooding. An onsite Sustainable Urban Drainage Scheme will require implementation to negate any increase in flood risk. Sustainable drainage is a standard requirement of Policy DM1.~~
- 3.172 The site lies within an area of archaeological potential. Investigation and potential mitigation may be needed.

Policy CRE6

Sports fields, Exhibition Road

A site of 5.5 hectares at the sports fields, north and south of Exhibition Road, is allocated for residential development, subject to the following:

- a) 120 dwellings with 28% affordable housing;
- b) Relocation of the rugby club and associated pitches to a suitable alternative site before development is commenced;
- c) Provision of a Transport Assessment to assess the need for a right turn lane into the northern part of the site;
- d) Improved access to the town centre for pedestrians and cyclists; and
- ed) Archaeological investigation and appropriate mitigation.

3.173 The site comprises the club house, main pitch and a number of training pitches currently used by Crediton Rugby Club. A site for the relocation of the club has been identified within the Pedlerspool site (Policy CRE5), freeing up this site for residential development. However, should the Pedlerspool site not come forward, another suitable alternative site for the rugby club and training pitches will need to be found before this allocation can be developed. The replacement sports facilities should result in no net loss in provision.

3.174 The part of the site to the south of Exhibition Road is flat with good access from the A3072, whilst the area to the north is steep adjoining the road, which has implications for design, layout and access. A right turn lane may be required in order to access the northern part of the site, the need for which should be identified by a Transport Assessment to be submitted by the applicant. The provision of secondary points of access will be necessary for both parts of the allocation, though it is acknowledged that achieving this may result in the loss of some of the trees which currently adjoin the north side of Exhibition Road.

3.174a The development will also be required to provide improved access to the town centre for pedestrians and cyclists with scope for improvements along Exhibition Road. The development will need to contribute towards these and other improvements to the local pedestrian and cycle way network. A comprehensive approach to pedestrian and cycle route improvements should be taken in relation to allocations CRE2 Red Hill Cross, CRE5 Pedlerspool and CRE6 Sports Fields all on Exhibition Road.

3.175 The site lies within an area of archaeological potential. Investigation and potential mitigation may be needed.

Policy CRE7

Stonewall Lane

A site of 3.2 hectares at Stonewall Lane is allocated for residential development subject to the following:

- a) 50 dwellings with 28% affordable housing;
- b) Relocation of playing fields to a suitable alternative site before development is commenced;
- c) Layout, design and landscaping which reflects the elevated, visible nature of the site;
- d) Diversion of Stonewall Lane through the site to Jockey Hill and widening of Stonewall Lane along its frontage and replacement of boundary landscape;
- e) Provision of pedestrian crossing facility from the site to existing footpath network on Jockey Hill; and
- f) Archaeological investigation and appropriate mitigation.

3.176 The site is located on the north side of Crediton, within the settlement limit. It is currently used as playing fields owned by the Queen Elizabeth Academy Trust, which runs the school in Crediton. The site comprises two football pitches which the school considers too remote for effective daily use. The school has stated an intention to use the proceeds from the sale of the site to substantially reinvest in their Barnfield campus which will result in an increase in playing field capacity at that site. The redevelopment of playing fields needs to be closely controlled to ensure there is no net loss in playing provision. As a result the delivery of adequate alternative sports provision would need to be secured before development is commenced on the existing sports fields. Any new provision would need to match or exceed the sports land being lost, whether in terms of quantity, quality or both.

3.177 The site is elevated and visually prominent, offering wide views to the south. Any scheme for the redevelopment of the site would need to ensure adequate landscaping is provided to mitigate any landscape or visual impacts, as well as any heritage impacts associated with the adjoining Creedy Park. High quality design will be required in accordance with Policy DM1. There is the potential for cumulative highway impacts on the local road network arising from the development of this site and the nearby Pedlerspool allocation. A Transport Assessment will need to be provided, which comprehensively assesses the transport issues related to development of the site, taking into account the potential cumulative impact of nearby allocations. Stonewall Lane, which runs along the northern boundary of the site is narrow, whilst the junction where it meets Jockey Hill is sub-standard and has limited visibility, being located close to the crest of the hill. Stonewall Lane would need to be diverted through the site enabling construction of a new junction with Jockey Hill, to the south of the existing junction and providing suitable visibility splays. Stonewall Lane will need to be widened to provide sufficient width for two vehicles along the site frontage. Any loss of Devon Bank arising from the highway realignment will need to be replaced. The site also lies within an area of archaeological potential and investigation and potential mitigation may be needed.

Policy CRE8

Land at Barn Park

A site of 1.64 hectares at Barn Park is allocated for residential development subject to the following:

- a) 20 dwellings with 28% affordable housing; and
- b) Vehicular access from Barn Park.

- 3.178 The site is located on the south of Crediton with residential development along the northern boundaries. The site is located relatively close to the town centre.
- 3.179 Access to the site will be through Barn Park as access is limited and the Highway Authority has advised that this is the maximum number of houses suitable for access through the existing housing estate.

Policy CRE9

Land at Alexandra Close

A site of 0.63 hectares at Alexandra Close is allocated for residential development subject to the following:

- a) 15 dwellings with 28% affordable housing.**

- 3.180 The site is a small field adjacent to modern housing on the north western side of Crediton.

Policy CRE10

Land south of A377

A site of ~~1.92.6~~ hectares south of the A377 in Crediton is allocated for commercial development subject to the following:

- a) 7,600 square metres of B1, B2 or B8 floorspace or other suitable commercial uses**

- 3.181 This site adjoins the existing Tesco store and a restaurant, with access from the A377 on the east side of the town. The site was part of a larger allocation in a previous Local Plan, which subsequently had outline planning permission for mixed use development. This remaining part of the site is still available for commercial use, which may include B1-B8 uses such as offices, light industry or storage and distribution, or alternatively a suitable 'sui generis' use if appropriate.

- 3.182 ~~There is a small watercourse which passes through the centre of the site. A flood risk assessment will need to consider the potential for flooding. A better understanding of the flows of the Rivers Yeo and Creedy, undertaken by the Environment Agency, has indicated that this area is at greater risk of flooding than indicated at the time of the original permissions which covered the wider Tesco site. They have indicated that some of the site may actually lie within an area of floodplain that would be highly functional in times of severe flood, and subsequently development previously considered acceptable could now exacerbate flood risk. A Flood Risk Assessment will therefore need to be submitted with any application on the site which will need to incorporate both a comprehensive level survey of the site's current~~

arrangement, and additional modelling taking into account current levels. The purpose of such will be to determine the risks so that fully informed decisions regarding the suitability, or otherwise, of the currently undeveloped plots that benefit from outline permission can be made. The layout, site and floor levels of any development will be heavily dictated by the flood risks. Appropriate landscaping and sensitive design and materials will be required given the position of the site to the south of the historic Downes park and garden and the listed complex at Wellparks.

Policy CRE11

Crediton Infrastructure

The Council will use the Community Infrastructure Levy and planning obligations where appropriate, seek external sources of funding and work with partners to deliver the following infrastructure for Crediton:

- a) Enhanced pedestrian and cycle facilities to serve development;**
- b) Bus service enhancements;**
- c) Air quality improvements;**
- d) Expansion and improvement of primary and secondary education facilities;**
- e) Public open space and green infrastructure;**
- f) Expansion of emergency fire and rescue services;**
- g) Library reconfiguration to provide Devon Centre;**
- h) Extra care housing;**
- i) Community facilities including provision for children/youth; and**
- j) Potential highway improvements;**
- k) Provision of works to reduce flood risk.**

3.183 Strategic Local Plan sites will be required to pay for specific items of infrastructure that are necessary to make the development acceptable. Other development (if eligible) will be charged the Community Infrastructure Levy (CIL) at a rate per square metre. CIL funds will be spent according to a prescribed list of infrastructure projects or types of infrastructure.

3.184 The Council's strategic infrastructure policy is set out earlier in the Local Plan under Policy S8, but there are infrastructure requirements specific to Crediton that are listed under Policy CRE11. The Council will use CIL, planning obligations for strategic sites and other sources of funding to deliver the infrastructure listed wherever possible. Where another organisation is responsible for delivering the infrastructure required as a result of new development, the Council will work in partnership with the relevant bodies to ensure that infrastructure needs associated with development are addressed appropriately.

Our Ref:
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16 November 2016

Dear Member

Special Meeting of Cabinet – Monday 21 November 2016

I am now able to enclose, for consideration at the next meeting of the **Cabinet** a revised policy for Junction 27 (in place of pages 551 and 552 of your pack) that were unavailable when the agenda was printed.

Agenda.No.4 – Local Plan Review – Pages 9 -650

Report of the Head of Planning and Regeneration.

Pages 551 and 552 to be replaced with the following document – a revised policy for Junction 27

Yours sincerely

Sally Gabriel
Member Services Manager

Available in other languages and formats on request
Please telephone 01884 255255 or email customerfirst@middevon.gov.uk

To contact your local Councillor, his/her name and address can be obtained by visiting our website or telephoning Customer First on 01884 255255

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Rural Areas

3.185 Strategy for rural areas is set out in Policy S13. The following table summarises the supply of housing and commercial development outside the three main towns.

Use	Commitments at 31 March 2014 2016	Completions from 1 April 2013 to 31 March 2014 2016	Uncommitted Allocations	Total
Housing (dwellings)	432 535	82 347	330 407	844 1,289
Commercial (employment, retail and leisure) square metres floorspace <u>*(Note at time of publication latest commercial monitoring not yet available – figures presented remain position at 31st March 2014)</u>	20,733	4,119	8,800	33,652

Table 21: Development supply in rural areas

3.186 Twenty-one housing sites are allocated in rural areas and are considered achievable in principle, corresponding to rural settlement maps that accompany this document. Most housing allocations in rural areas are expected to deliver around 20 dwellings per hectare due to the low density character of existing village development, but in some cases a higher or lower density is justified.

Parish/location	Policy	Site	Gross Site Area (ha)	Net site area (ha)	Uncommitted Local Plan allocations
Bampton	BA1	Newton Square	0.25	0.25	5
Bow	BO1	Hollywell	1.2	0.96	20
Bow	BO2	West of Godfreys Gardens	0.23	0.23	6
Bradninch	BR1	Hele Road	0.3	0.3	7
Chawleigh	CH1	Barton	1.25	1	20
Cheriton Bishop	CB1	Land off Church Lane	1.49	11.52	30 20
Cheriton Fitzpaine	CF1	Barnhill Close	0.3	0.3	7
Cheriton Fitzpaine	CF2	Land adj school	1.1	0.88	22
Copplestone	CO1	Old Abbatoir	1.5	1.2	30
Culmstock	CL1	Linhay Close	0.23	0.23	6
Culmstock	CL2	Hunter's Hill	0.4	0.4	10

Halberton	HA1	Land adj Fishers Way	0.6	0.48	10
Hemyock	HE1	Depot	0.55	0.44	40
Morchard Bishop	MO1	Greenaway	1.2	0.96	20
Newton St Cyres	NE1	Court Orchard	2.7	1.62	25
Sampford Peverell	SP1	Former Tiverton Parkway Hotel	0.45	0.36	10
<u>Sampford Peverell</u>	<u>SP2</u>	<u>Higher Town</u>	<u>6</u>	<u>3.6</u>	<u>60</u>
Sandford	SA1	Fanny's Lane	1.5	1.2	278
Silverton	SI1	Old Butterleigh Road	0.35	0.35	8
Silverton	SI2	The Garage	0.11	0.11	5
Thorverton	TH1	South of Broadlands	0.7	0.56	12
<u>Uffculme</u>	<u>UF1</u>	<u>West of Uffculme</u>	<u>3.49</u>	<u>2.1</u>	<u>60</u>
Willand	WI1	Land east of M5	2.9	1.74	420
Total					330 <u>347</u>

Table 22: Housing allocations in rural areas (excluding sites with planning permission)

3.187 ~~Three~~Five allocated housing sites already have planning approval, and these are set out below. The figures for these sites are based on the position as at 31st March ~~2014~~2016. The site, 'West of Uffculme' was granted permission on appeal, but fell outside the monitoring year and hence is included in the table above.

Site	Policy	Site area	Dwellings with planning permission
Stone crushing works (Scotts Quarry), Bampton	BA2	3.41	18
Ashleigh Park, Bampton	BA3	0.3	7
<u>School Close, Bampton</u>	<u>BA4</u>	<u>0.7</u>	<u>26</u>
<u>West of Godfreys Gardens, Bow</u>	<u>BO2</u>	<u>0.23</u>	<u>6</u>
Fanny's Lane, Sandford	SA1	1.12	19
Total			<u>4476</u>

Table 23: Allocated housing sites with planning permission in rural areas

3.188 Evidence shows that employment in rural areas is more likely to come forward on unallocated sites, permissible under development management policies where planning permission is required at all. This is discussed further under Policy S6.

- 3.189 Only two rural sites are considered suitable for allocation for commercial development. Willand Industrial Estate has been allocated in previous Local Plans, Phase 1 having been commenced within recent years. The remaining land is available, suitable and achievable. Land at Scott's Quarry is the remaining undeveloped part of a previous Local Plan allocation and now has planning permission for mixed housing and commercial use.

Parish/location	Site	Gross site area (ha)	Net site area (ha)	Floorspace (sq.m)
Bampton	Stone crushing works (Scott's Quarry), Bampton	0.45	0.36	355
Willand	Willand Industrial Estate	2.29.2	2.25.52	8,800 <u>22,000</u>
Total				9,155 <u>22,355</u>

Table 24: Allocated commercial sites in rural areas

Policy BA1

Newton Square, Bampton

A site of 0.25 hectares to the rear of Newton Square, Bampton is allocated for residential development, subject to the following:

- a) 5 dwellings;**
- b) Provision is made on site for the parking of delivery vehicles serving the convenience store at 4-6 Newton Square;**
- c) Design which respects and enhances the character and appearance of the Conservation Area; and**
- d) Archaeological investigation and appropriate mitigation measures.**

- 3.190 The site comprises land to the rear of the existing convenience store. It is suitable being a brownfield site, lying partially within the existing settlement limit. The majority of the site lies within the Conservation Area where development should preserve or enhance the character and setting of the area. Access is likely to be obtainable only through the existing access off Newton Court which serves the convenience store and through which deliveries are made. Due to the width of the access, Newton Court is not suitable for the regular parking of delivery vehicles and provision should be made within the development site for this activity.
- 3.191 The site lies in an area of archaeological potential within the historic core of Bampton, so a programme of archaeological investigation will be required, with mitigation measures if necessary.

Policy BA2

Stone Crushing Works (Scott's Quarry), Bampton

A site of 0.45 hectares at Scott's Quarry, Bampton is allocated for mixed-use development, subject to the following:

- a) 18 dwellings with 30% affordable housing;**
- b) 355 square metres of commercial floor space;**
- c) Protection of mature trees within the site;**
- d) Removal of spoil heap;**
- e) Site contamination assessment and remediation where appropriate; and**
- f) Provision of a drainage strategy and sustainable urban drainage scheme to deal with all surface water from the development and arrangements for future maintenance.**

3.192 The site is the remaining part of a previous allocation. The site is bounded by mature trees on two sides (north and west) and currently contains a large spoil heap within the middle of the site. There is existing access which serves Woodland Close. An appeal decision has allowed mixed use development on the remaining employment part of the site, comprising 18 dwellings (including four affordable dwellings) and 6 B1 units (with a floorspace of 355 square metres). Should a revised scheme for the site be submitted, the current target of 30% affordable housing would apply as the starting point for negotiation.

3.193 The history of quarrying at the site highlights the possibility of the presence of contaminated land. Developing the site would require removal of the large spoil heap. Groundwater flooding maps show a 20-25% chance of groundwater emergence within the site boundary. Any planning application on the site will need to be accompanied by a drainage strategy which takes account of the potential for groundwater flooding in addition to considering surface water runoff. The subsequent design of the Sustainable Urban Drainage Scheme will need to be appropriate to the conditions identified. Suitable drainage is a standard requirement of Policies S9 and DM1 but the requirement is reiterated in Policy BA2 for clarity due to the specific potential of this site for groundwater flooding.

Policy BA3

Ashleigh Park, Bampton

A site of 0.3 hectares at Ashleigh Park, Bampton is allocated for residential development, subject to the following:

- a) 7 dwellings with 30% affordable housing which may be in the form of a financial contribution to provide the affordable dwellings in another location;**
- b) Access is obtained off the existing estate road; and**
- c) Provision is made to replace any loss of allocated parking for existing dwellings in Ashleigh Park.**

- 3.194 The site comprises agricultural land at the end of the existing cul-de-sac development of Ashleigh Park. The site slopes downwards from south to north, with the northern part of the site the flattest and the southern extent the steepest part of the site. Access is likely to involve the demolition of the garage serving 33 Ashleigh Park and this loss of allocated parking provision should be replaced to ensure adequate allocated parking provision is retained.

Policy BA4

School Close, Bampton

A site of 0.7 hectares at School Close, Bampton is allocated for residential development subject to the following:

- a) 26 dwellings with 38% affordable housing;**
- b) Access to be achieved off West Street;**
- c) Traffic calming measures along West Street;**
- d) Provision of a pedestrian footpath along West Street to link with the entrance to the site on West Street; and**
- e) Provision of a Drainage Strategy and a Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance;**

3.194a This greenfield site is located towards the south of the former primary school and forms the remaining part of a previous allocation. It slopes upwards from north to south with the higher ground of the former school site on approximately the same level as that of the lower portions of the site.

3.194b An application for 26 dwellings and associated vehicular and pedestrian accesses was granted outline permission by the Council in April 2013 subject to conditions. The permission includes 10 affordable units and consequently, the policy provides the criteria to be applied as a starting point, should any revised scheme be submitted.

3.194c Parts of West Street are narrow and it is a Devon County Council Highways requirement that improvements, in the form of traffic calming measures, shall be made to the section immediately to the east of the access point and include the provision of a pedestrian path to link with an existing path further along West Street.

Policy BO1

Land adjacent to Hollywell, Bow

A site of 1.2 hectares at land adjacent Hollywell, Bow is allocated for residential development, subject to the following:

- a) 20 dwellings with 30% affordable housing;**
- b) Site access to come off Station Road via north west corner through the ‘Hollywell’ building; and**

c) Archaeological investigation and appropriate mitigation measures.

- 3.195 The site is located within the village of Bow, along its southern border adjoining farmland and the open countryside. It is a flat agricultural field surrounded by hedging. The site is to the rear of a small number of detached bungalows, set in low density plots immediately to the west. Due to the large number of existing accesses further south along Station Road, advice from the Highway Authority states that a suitable access can only be achieved into the site via the north west corner where the boundary abuts Station Road. The existing house, 'Hollywell', will therefore need to be demolished to deliver the required access. However, an alternative access option will be considered if a suitable scheme can be demonstrated to the satisfaction of the Highway Authority.
- 3.196 This site lies in an area of archaeological potential, with prehistoric settlement and funerary activity recorded in the vicinity. Therefore, investigation of archaeology on the site will be required, with mitigation if necessary.

Policy BO2

West of Godfreys Gardens, Bow

A site of 0.23 hectares West of Godfreys Gardens is allocated for affordable housing, subject to the following:

- a) 6 dwellings with 100% affordable housing;**
 - b) Provision of a pedestrian route linking Godfreys Gardens with Bow Mill Lane;**
 - c) Archaeological investigations and appropriate mitigation measures; and**
 - d) Access from Godfrey Gardens.**
- 3.197 This greenfield site lies to the west of a residential area within Bow. It slopes generally from east to west with borders of hedgerow and trees and the retention of those features would ensure that landscape impact is minimal. An application for 6 affordable units and associated access road, parking and drainage was granted permission by the Council in April 2014 subject to conditions. Provision of a pedestrian through route linking Bow Mill Lane to the west ensures pedestrian and cycling access for existing and new residents to the village shop.
- 3.198 This site lies in an area of archaeological potential, with prehistoric settlement and funerary activity recorded in the vicinity. Therefore, archaeological investigation of the site will be required, and mitigation if necessary.

Policy BR1

Hele Road, Bradninch

A site of 0.3 hectares at Hele Road is allocated for residential development, subject to the following:

- a) 7 dwellings with 30% affordable housing which may be in the form of a financial contribution to provide affordable dwellings in another location;
- b) Access point to be located on the northern part of the site frontage on to Hele Road; and
- c) Archaeological investigations and appropriate mitigation measures.

3.199 This site is located on the edge of the settlement of Bradninch; it is immediately adjacent to the settlement boundary and also has a boundary with the highway. There is housing to the western side of the site on the opposite side of the road. Services and shops are located in the village centre which is in close proximity. A bus stop is positioned adjacent to the site, and there are large trees surrounding the site. The site is located on a fairly busy road, and the bus stop may need to be moved from its current position if the site is developed. An adequate access is achievable to the north of the site.

3.200 The site lies in an area of archaeological potential demonstrated by the presence of prehistoric sites identified through aerial photography. Therefore, archaeological investigation of the site will be required, and mitigation if necessary.

Policy CH1

Barton, Chawleigh

A site of 1.25 hectares at the Barton is allocated for residential development, subject to the following:

- a) 20 dwellings with 30% affordable housing;
- b) Access to be achieved off School Close; ~~and~~
- c) Design solution which respects the setting of the conservation area and listed buildings; and
- ~~d~~e) Archaeological investigation and appropriate mitigation measures.

3.201 The site comprises part of an agricultural field to the north of the village of Chawleigh. The south western corner of the field contains a completed rural exception site named School Close. Access can be achieved off the exception site but road capacity should limit development to a maximum of 20 dwellings. The site is located in an area of archaeological potential and records indicate the presence of a prehistoric burial site. Therefore, archaeological investigation of the site will be required, and mitigation if necessary. Appropriate landscaping will be required to mitigate any potential impacts on the conservation area and listed buildings, including the grade I church which lies to the south east.

Policy CB1

Land off Church Lane, Cheriton Bishop

A site of 1.49 hectares at Land off Church Lane, Cheriton Bishop is allocated for residential development, subject to the following:

- a) ~~2030~~ dwellings with 30% affordable housing, subject to Transport Assessment;
- b) Assessment of the capacity of the junction of Church Lane and the main road (C50); ~~and~~
- c) Widening of Church Lane and provision of a footpath along site frontage; ~~and~~
- d) Provision of a landscape buffer along the northern boundary of the site.

- 3.202 This site comprises part of a field located on the east side of Church Lane and to the north of Hescane Park. The site is located between the older part of the village to the north, and the more modern development to the south known as Cheriton Cross. There is the opportunity to integrate more closely the two elements of the village by developing this site. The land gently undulates, dropping away further to the east. Landscape impacts are likely to be low as there is existing housing along the southern and western boundaries, which will mitigate some of the impact.
- 3.203 The junction of Church Lane with the main road to the south of the site may place a limitation on the number of dwellings that can be achieved. Any planning application should be accompanied by a Transport Assessment which should assess the capacity of the junction to accommodate additional vehicles. Improvements may be required to the junction as a result. The widening of Church Lane along the site frontage will be necessary and a footpath will also be needed along the site frontage linking up with the existing provision to the south. A design solution which provides the footpath on the inside of replacement planting to offset the loss of the hedgerow will be looked upon favourably at the planning application stage.
- 3.204 A small watercourse runs along the southern boundary of the site. A flood risk assessment will need to consider the potential for flooding. An onsite Sustainable Urban Drainage Scheme will require implementation to negate any increase in flood risk. Suitable drainage is a standard requirement of Policies S9 and DM1.

Policy CF1

Barnshill Close, Cheriton Fitzpaine

A site of 0.3 hectares at Barnshill Close, Cheriton Fitzpaine is allocated for residential development, subject to the following:

- a) 7 dwellings with 30% affordable housing which may be in the form of a financial contribution to provide the affordable dwellings in another location.

- 3.205 This site forms a rectangular block of land lying between the new school to the east and Barnshill Close to the west. It is a natural infill site which already has an existing access point to the south. The site is on higher ground than the road to the south, though any visual impact is likely to be minimal given the neighbouring uses. The site lies outside but relatively close to the edge of the conservation area. Appropriate design and choice of materials

should ensure that there is no detrimental impact on the character and appearance of the historic environment.

Policy CF2

Land adjacent school, Cheriton Fitzpaine

A site of 1.1 hectares adjacent to the school, Cheriton Fitzpaine is allocated for residential development, subject to the following:

a) 22 dwellings with 30% affordable housing.

- 3.206 This site forms an elongated and roughly triangular-shaped block of land lying on the eastern side of the village. It sits adjacent to the new primary school to the west. Developing the site will connect the White Cross area to the east with the remainder of the village. The local landscape is undulating, however the site is relatively flat. The adjacent school, and housing at White Cross will mitigate some of the visual impact.

Policy CO1

The Old Abattoir, Copplestone

A site of 1.5 hectares at The Old Abattoir, Copplestone is allocated for residential development and a car park subject to the following:

- a) 30 dwellings with 30% affordable housing, subject to viability;**
- b) 100 space railway station car park in the eastern part of the site;**
- c) The existing access point off Shambles Drive to serve both the housing and the car park; and**
- d) Assessment of land contamination and appropriate remediation.**

- 3.207 This site is located on the northern boundary of the village of Copplestone. It comprises a field with a number of dilapidated outbuildings. A small slaughterhouse once stood in the north east corner, though little trace of this now remains. It is not anticipated that there will be any harmful visual impact associated with developing this site.
- 3.208 Devon County Council has highlighted the need for a railway station car park at Copplestone. The eastern portion of the site, equating to approximately 0.25 hectares is allocated for provision of a 100 space car park. There is an existing access point off Shambles Drive which can service both the housing and the car park. It is anticipated that the car parking provision can also be used by residents. Should the cost of providing the car park make the development financially unviable, the Council will consider a reduced affordable housing provision subject to submission of robust viability evidence from the developer which justifies such a reduction.

- 3.209 There is the potential for land contamination associated with the slaughterhouse. Any planning application must be accompanied by a contaminated land report, and appropriate remediation will be required if necessary.

Policy CL1

Linhay Close, Culmstock

A site of 0.23 hectares at Linhay Close, Culmstock is allocated for residential development subject to the following:

- a) 6 dwellings with 30% affordable housing which may be in the form of a financial contribution to provide the affordable dwellings in another location; and**
 - b) Design and layout to respect the character of the Conservation Area.**
- 3.210 This greenfield site forms part of a rectangular shaped field adjoining the village. Previously, there was an allocated site in this location with a requirement for 10 affordable dwellings. Part of the site was subsequently developed for six houses. The remaining site area has been combined with an adjacent piece of land to provide a small allocation for another six dwellings.

Policy CL2

Hunter's Hill, Culmstock

A site of 0.4 hectares at Hunter's Hill, Culmstock is allocated for residential development subject to the following:

- a) 10 dwellings with 30% affordable housing which may be in the form of a financial contribution to provide the affordable dwellings in another location;**
 - b) Landscaping and design which protect the setting of the Blackdown Hills Area of Outstanding Natural Beauty; and**
 - c) Archaeological investigation and mitigation.**
- 3.211 This is a greenfield site consisting of the south west corner of a field at the northern end of the village. The site was allocated for 100% affordable housing in 2010 but has not come forward. It is now allocated for a mixture of market and affordable housing, which is considered more likely to deliver the site whilst providing some housing for local needs. Given the sloping nature of the field and the location on the edge of Culmstock, the development should be sensitively designed with landscaping which protects the setting of the Blackdown Hills Area of Outstanding Natural Beauty.

Policy HA1

Land Adjacent Fishers Way, Halberton

A site of 0.6 hectares at land adjacent Fishers Way, Halberton is allocated for residential development, subject to the following:

- a) 10 dwellings with 30% affordable housing which may be in the form of a financial contribution to provide the affordable dwellings in another location; **and**
- b) Provision of a Drainage Strategy and a Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance; **and**
- ~~c) Archaeological investigations and appropriate mitigation measures.~~

3.212 The site comprises part of a field to the south western edge of Halberton and sits adjacent to modern housing. The south eastern corner of the field was granted planning permission in 2006 and has been built out as a rural exception site. Groundwater flooding maps show a ~~25-50%~~**20-25%** chance of groundwater emergence within the site boundary. Any planning application on the site will need to be accompanied by a Drainage Strategy which takes account of the potential for groundwater flooding in addition to considering surface water runoff. The subsequent design of the Sustainable Urban Drainage Scheme will need to be appropriate to the conditions identified. Suitable drainage is a standard requirement of Policies S9 and DM1 but this is reiterated in Policy HA1 for clarity due to the specific potential for groundwater flooding on this site. The site lies a short distance from the edge of the conservation area. Appropriate design, choice of materials and landscaping should ensure that there is no detrimental impact on the character and appearance of the historic environment.

~~3.213 This site lies in an area of archaeological potential with the Historic Environment Record recording prehistoric activity. Any application will need to be accompanied by archaeological investigation and appropriate mitigation.~~

Policy HE1

Depot, Hemyock

~~A site of 0.55 hectares at the Depot, Hemyock is allocated for residential development, subject to the following:~~

- ~~a) 10 dwellings with 30% affordable housing which may be in the form of a financial contribution to provide the affordable dwellings in another location; subject to Transport Statement;~~
- ~~b) Archaeological investigation and appropriate mitigation measures; and~~
- ~~c) Mitigation of any wildlife impact including protection of hedgerows and trees.~~

~~3.214 This site lies within the village of Hemyock, in the Blackdown Hills AONB. It is an infill site surrounded by residential development on all sides. The site consists of a bungalow, garage/depot building, waste land and part greenfield land. As the site is bounded by~~

~~development it is considered that the impact on the special qualities of the AONB and other landscape impacts are likely to be low.~~

~~3.215 High Street, from which the site is accessed, is narrow in places and has very little capacity to accommodate additional traffic. A substitution of the existing traffic generation for an equivalent as a result of redeveloping the site for residential use has been confirmed as acceptable. Any planning application should be therefore be accompanied by a Transport Statement to justify that the housing numbers proposed will not result in any net increase in traffic.~~

~~3.216 The site lies in an area of high archaeological potential so any application will need to be accompanied by appropriate investigations. There may be some wildlife interest from trees, hedgerows and trees across the site. The buildings on the site may also be habitat for protected species such as owls. Investigation should therefore be carried out and appropriate mitigation measures taken.~~

Policy MO1

Greenaway, Morchard Bishop

A site of 1.2 hectares at Greenaway, Morchard Bishop is allocated for residential development, subject to the following:

- a) 20 dwellings with 30% affordable housing;**
- b) Mitigation of any wildlife impact including protection of hedgerows;**
- c) Archaeological investigation and appropriate mitigation measures;**
- d) Road widening across the site frontage, provision of appropriate visibility splays and replacement provision of any lost Devon Bank; and**
- e) Provision of a footpath link into the estate to the east.**

3.217 The site comprises agricultural land to the west of Morchard Bishop. It is bounded by allotment to the west of the site, residential development to the east and by a highway and farmstead to the south. The south east corner of the site was previously allocated for 10 affordable dwellings but is now proposed for a mixture of market and affordable housing.

3.218 There may be some wildlife interest from hedgerows which bound the site, so this should be investigated and mitigation measures proposed where appropriate. The site lies to the west of a possible prehistoric funerary monument. Any development here has the potential to expose archaeological and artefactual deposits associated with this, so any application will need to be accompanied by appropriate investigations.

3.219 To enable appropriate access to the site the policy requires road widening across the site frontage and a secondary pedestrian link to the estate to the east. Replacement of the Devon Bank should be incorporated into the design of the access point to mitigate for any loss.

Policy NE1

Court Orchard, Newton St Cyres

A site of 2.7 hectares at Court Orchard, Newton St Cyres is allocated for residential development and a new primary school, subject to the following:

- a) 25 dwellings with 30% affordable housing, subject to viability;
- b) A site of 1.1 hectares for a new primary school at no cost to the Local Education Authority;
- c) Design which respects the setting of the conservation area;
- de) Archaeological investigations and appropriate mitigation measures;
- ed) School sports provision only within flood zones 2 and 3 to the east of the site; and
- fe) Widening of Station Road to reduce congestion.

- 3.220 The site lies on the northern edge of the village of Newton St Cyres adjacent to an existing housing estate. It is currently an apple orchard bounded by hedgerows on all sides which are occasionally interspersed by trees.
- 3.221 The site has been identified by Devon County Council as an appropriate site for the relocation of the existing primary school. The policy therefore requires the provision of a site for the new primary school as part of this development. Areas in flood zones 2 and 3 of the site should be used for school sports provision only. Should the cost of providing the school site make the development financially unviable, the Council will consider a reduced affordable housing provision subject to submission of robust viability evidence from the developer which justifies such a reduction.
- 3.222 The widening of Station Road to reduce congestion is also required by the policy. There may be some wildlife interest from hedgerows which bound the site and trees within the site, so the impact on protected species should be assessed and mitigation measures included where appropriate. The conservation area boundary was revised in 2015 and now extends up to the south western boundary of the site. Careful design will be required to ensure the development can be sensitively accommodated. The site lies in an area of archaeological potential and therefore any application will need to be accompanied by appropriate investigations.

Policy SP1

Former Tiverton Parkway Hotel, Sampford Peverell

A site of 0.45 hectares at the former Tiverton Parkway Hotel, Sampford Peverell is allocated for residential development and a doctors' surgery, subject to the following:

- a) 10 dwellings with 30% affordable housing which may be in the form of a financial contribution to provide the affordable dwellings in another location, subject to viability;
- b) Provision of a doctors' surgery;

- c) **Provision of a drainage strategy and Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance; and**
- d) **Mitigation of any wildlife impact including protection of hedgerows.**

3.223 This site is located on the eastern edge of Sampford Peverell. It was the location of the Tiverton Parkway Hotel, which has since been demolished. The site received planning permission in 2008 for a care home. An updated application in 2012 was consented for a 58 bed scheme and adjoining GP surgery. The applicants have since stated that they will no longer be pursuing this development and the site is available for housing. Any housing development should include the provision for a GP surgery. Should the cost of providing the GP surgery make the development unviable, the Council will consider a reduced affordable housing provision subject to submission of robust viability evidence from the developer which justifies such a reduction.

3.224 Groundwater flooding maps show a ~~0-25%~~**20-25%** chance of groundwater emergence within the site boundary. Any planning application on the site will need to be accompanied by a Drainage Strategy which takes account of the potential for groundwater flooding in addition to considering surface water runoff. The subsequent design of the Sustainable Urban Drainage Scheme will need to be appropriate to the conditions identified. Suitable drainage is a standard requirement of Policies S9 and DM1 but the requirement is reiterated in Policy SP1 for clarity due to the specific potential for groundwater emergence on this site. There may also be some wildlife interest from hedgerows which bound the site, so the potential impact on protected species should be assessed and mitigation measures included if appropriate.

Policy SP2

Higher Town, Sampford Peverell

A site of 6 hectares at Higher Town, Sampford Peverell is allocated for residential development, subject to the following:

- a) 60 dwellings with 30% affordable housing;
- b) No development until the completion of improved access works to the A361;
- c) Landscaping and design which respect the setting and character of the area;
- d) Provision of a drainage strategy and Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance;
- e) Mitigation of any wildlife impact including protection of hedgerows; and
- f) Archaeological investigation and appropriate mitigation.

3.224a The site is on the edge of Sampford Peverell, outside the main built up part of the village. The site is elevated and will require careful landscaping and mitigation measures. Development of the highest ground should remain undeveloped. Low density and good design will be required to respect the existing character of edge-of village housing and conservation area. The site is currently bounded by hedgerow. Some loss of hedgerow would be required to enable access however, careful design should be considered to

minimise this impact including incorporating new hedgerow into the design of the development.

3.224b This site lies in an area of archaeological potential with the Historic Environment Record recoding prehistoric activity. Any application will need to be accompanied by archaeological investigation and appropriate mitigation.

3.224c The Highway Authority has advised that any development of the site should only commence once improvements to the A361 junction have been implemented.

Policy SA1

Fanny's Lane, Sandford

A site of 1.5 hectares at Fanny's Lane, Sandford is allocated for residential development, subject to the following:

- a) 27 dwellings with 30% affordable housing;**
- b) Buffer strip of planting or open space to protect the setting of the listed Park House and Sandford Conservation area; and**
- c) Careful design and landscaping to protect views towards Sandford and the historic core around St Swithun's Church.**

3.225 The site comprises mainly greenfield land which is located within the village of Sandford. Part of the site was previously allocated and planning permission was granted for 19 dwellings on the northern part of the site in 2013. The site size has been enlarged from that which has planning permission to accommodate a limited number of additional dwellings. As such the number of houses required by the policy of 27 includes the 19 which are currently consented, resulting in a net gain of 8 dwellings.

3.226 The site lies adjacent to the conservation area and the western boundary of the site abuts the curtilage of a listed building. A buffer strip of planting or open space should be provided to protect the setting of this listed building. Careful design and landscaping is also required to avoid the development dominating views towards Sandford from the south east and to retain the emphasis on the historic core of St Swithun's Church and to protect the setting of the conservation area.

Policy SI1

Land at Old Butterleigh Road, Silverton

A site of 0.35 hectares at Old Butterleigh Road is allocated for residential development subject to the following:

- a) 8 dwellings with 30% affordable housing which may be in the form of a financial contribution to provide the affordable dwellings in another location;**
- b) No development on the floodplain to the east of the site;**

- c) **Widening of carriageway over site frontage and provision of grass verge; and**
- d) **Design and layout to respect the character of the Conservation Area.**

- 3.227 The site falls on the northern boundary of the village of Silverton and is on the eastern side of Old Butterleigh Road. The site is shielded to the north and west by high hedges which limit inward views.
- 3.228 A small watercourse runs along the eastern boundary of the site and the small area of floodplain associated with this should not be developed.
- 3.229 The carriageway will need to be widened across the site frontage to accommodate two passing vehicles. The footpath network terminates some distance to the south of the site. Rather than provide a new footway which does not connect with existing provision, a grass verge along the site frontage should be provided as defensible space for pedestrians.

Policy SI2

The Garage, Silverton

A site of 0.11 hectares at The Garage, Silverton is allocated for residential development subject to the following:

- a) **5 dwellings;**
 - b) **Design and layout which respects the character of the Conservation Area;**
 - c) **Suitable design and layout of access arrangements; and**
 - d) **Site contamination and remediation where appropriate.**
- 3.230 This is a small brownfield site which is located adjacent to a complex of residential dwellings, which is separated from and to the south of the main body of the village of Silverton. The site currently comprises an industrial unit which is used for storage and maintenance of vehicles.
- 3.231 The design of the site is important as it lies at the edge of the village's Conservation Area, being the first complex of buildings encountered when approaching Silverton along Newcourt Road. Design of the access to serve the five dwellings will need to be provided having specific regard to the neighbouring access serving the adjacent barn conversions and detailing appropriate visibility splays.
- 3.232 There is also the potential for land contamination as a result of the history of vehicle repair and fuel storage on the site. Assessment will therefore be required and remediation to take place where appropriate.

Policy TH1

South of Broadlands, Thorverton

A site of 0.7 hectares at South of Broadlands in Thorverton is allocated for residential development subject to the following:

- a) 12 dwellings with 30% affordable housing;**
- b) Archaeological investigation and appropriate mitigation; and**
- c) Road widening and provision of footpath along site frontage extending northwards to connect with the existing network at the entrance to the Broadlands estate.**

- 3.233 The site to the south of the village on the edge of the settlement. There is limited highway frontage to the C23. Road widening and a footpath north into the village, connecting to the existing provision at the entrance to the Broadlands estate will be required. The land required for the footpath is in the ownership of Devon County Council who currently maintain it as a grass verge.
- 3.234 The site is to the north of a large prehistoric enclosure and development will need to be supported by an appropriate level of archaeological works to allow the significance of the heritage asset to be understood.
- 3.235 As the site is partially located within a groundwater Source Protection Zone -appropriate forms of sustainable urban drainage should be used.

Policy UF1

Land west of Uffculme, Uffculme

A site of 3.49 hectares at land west of Uffculme, Uffculme, is allocated for residential development subject to the following:

- a) 60 dwellings with 35% affordable housing;**
- b) Archaeological investigation and appropriate mitigation; and**
- c) Provision of a drainage strategy and Sustainable Urban Drainage Scheme to deal with all surface water from the development and arrangements for future maintenance.**

- 3.238 The site is located to the west of Uffculme, adjacent to Uffculme Road. It comprises an agricultural field together with part of the rear garden belonging to the property known as Harvesters. The field has a frontage onto Uffculme Road from which access would be taken. An appeal decision has granted outline planning permission on the site for 60 dwellings with 35% affordable housing. The policy provides the criteria to be applied as a starting point, should any revised scheme be submitted. The site occupies an area where prehistoric activity is recorded in the wider landscape. Archaeological investigation and appropriate mitigation will therefore be required.

Policy WI1

Land east of M5, Willand

A site of 2.9 hectares at land east of M5, Willand, is allocated for residential development subject to the following:

- a) 42 dwellings with 30% affordable housing;
- b) Provision of buffer zone and appropriate planting to mitigate noise from the adjacent motorway;
- c) Mitigation of any wildlife impact including protection of trees ;
- d) Transport assessment of capacity at the junction of Silver Street and Meadow Park; and
- e) Retention and enhancement of the public right of way.

3.236 The site is located to the south of Willand, adjacent to modern housing to the north and the M5 to the west. Noise from the M5 should be mitigated by a buffer zone and planting along the boundary to ensure residential amenity is not adversely affected. The site has a number of mature trees on the eastern boundary and established woodland along the north east boundary. Mitigation measures should be taken to ensure there are no adverse impacts on any of the surrounding biodiversity.

3.237 A Transport Assessment of the capacity of the junction of Silver Street and Meadow Park may result in a different number of dwellings from the number allocated. The current public footpath across the northern boundary of the site should be retained and enhanced.

Policy WI2

Willand Industrial Estate, Willand

A site of ~~92.2~~ hectares is allocated for commercial uses subject to the following:

- a) ~~22,000~~8,800 square metres of commercial floorspace within use classes B1, B2 and B8; and
- b) Archaeological investigation and appropriate mitigation.

3.238 This site comprises level land within and adjoining the existing Willand Industrial Estate. ~~It is part of a larger site that was previously allocated, but only part of Phase 1 of the development has proved deliverable. This smaller allocation will complete the development of industrial land close to the existing access into the industrial estate, commensurate with rural employment needs, while larger commercial allocations are located in more strategically accessible locations at Cullompton and Tiverton. It is part of a larger site allocated in the previous Local Plan which has partly been developed. Access has now been secured to Phase 2 and an application for nearly 13,000 sqm of employment units has been submitted. This application would facilitate the relocation of Pallex from the neighbouring industrial estate to a purpose built Regional Distribution Centre within Phase 2 whilst providing a range of different sized units to meet market demand. It is anticipated that any remaining unconsented parts of the site could come forward over the plan period.~~

Managing Development

Sustainable development principles

Policy DM1

High quality design

Designs of new development must be of high quality, based upon and demonstrating the following principles:

- a) Clear understanding of the characteristics of the site, its wider context and the surrounding area;
- b) Efficient and effective use of the site, having regard to criterion (a);
- c) Positive contribution to local character including any heritage or biodiversity assets and the setting of heritage assets;
- d) Creation of safe and accessible places that also encourage and enable sustainable modes of travel such as walking and cycling;
- e) Visually attractive places that are well integrated with surrounding buildings, streets and landscapes, and do not have an unacceptably adverse effect on the privacy and amenity of the proposed or neighbouring properties and uses, taking account of:
 - i) Architecture
 - ii) Siting, layout, scale and massing
 - iii) Orientation and fenestration
 - iv) Materials, landscaping and green infrastructure
- f) Appropriate drainage including sustainable drainage systems (SUDS), including arrangements for future maintenance, and connection of foul drainage to a mains sewer where available.

4.1 National policy recognises that good design is a key aspect of sustainable development, is indivisible from good planning, and ensures that new development contributes positively to making places better for people. Policies S1 and S9 set out the Council's strategic objectives for locally distinctive, high quality development, including design which reinforces the character and legibility of the built environment and creates attractive places. Policy DM1 builds on this by setting out detailed criteria to guide high quality design on individual development sites.

4.2 The Mid Devon Town and Village Character Assessment identifies and evaluates the settlement character of the district, including patterns and similarities, distribution of land use, materials and key features of interest. The Devon and Mid Devon Landscape Character Assessments provide the equivalent information pertaining to landscape in the district. While

the level of information expected to accompany a planning application will vary depending on the development being proposed, applications for new buildings within or adjacent to towns and villages should demonstrate an understanding of the surrounding built environment. Where available, Conservation Area Appraisals will also provide an essential source of information for proposals within conservation areas. In addition to an understanding of local character and heritage, development proposals must respect the needs of neighbouring residents and the community, through the design of safe, accessible and attractive places that preserve general quality of life.

4.3 In creating visually attractive places that incorporate landscaping and green infrastructure, applicants are advised to consult Biodiversity by Design, published by the Town and Country Planning Association (www.tepa.org.uk) for examples of how green infrastructure has been used to enhance the quality of development.

4.4 Designs should maximise opportunities for the use of sustainable transport modes for the movement of goods or people. National policy states that developments should be located and designed where practical to accommodate the efficient delivery of goods and supplies; prioritise pedestrian and cycle movements; have access to public transport; deliver safe and secure layouts that minimise conflicts between cars and pedestrians/cyclists; incorporate facilities for plug-in and other ultra-low emission vehicles; and consider the needs of people with disabilities by all modes of transport. Walking and cycling routes should be high quality, attractive and direct.

4.5 Development proposals must also accord with sustainable waste management principles, the requirements for which are set out in Policy W4 'Waste Prevention' within the Devon Waste Plan. The Devon County Council Waste Management and Infrastructure SPD should also be a material consideration. Development proposals should demonstrate compliance with this policy as part of the Design and Access Statement, where applicable. This is an essential step in the district's transition to more sustainable resource management, with the long-term aim of zero-waste or resource-neutral construction.

4.5a Soft landscaped SuDs are best placed to provide water quantity, water quality, public amenity and biodiversity benefits. When considering SuDs there is a preference for 'soft' landscaped solutions which should be sought in the first instance where possible and appropriate. Robust evidence should be provided where no soft landscaped solutions are used.

Policy DM2

Renewable and low carbon energy

The benefits of renewable and low carbon energy development will be weighed against its impact. Proposals will be permitted where they do not have significant adverse impacts on the character, amenity and visual quality of the area, including cumulative impacts of such developments within the parish or adjoining parishes. Proposals must demonstrate that impacts are or can be made acceptable, and that the development will preserve:

- a) Landscape character and the character and setting of heritage assets;

- b) **Environmental amenity of nearby properties and the wider locality;**
- c) **Quality and productivity of the best and most versatile agricultural land (grades 1, 2 and 3a); and**
- d) **Biodiversity (avoiding habitat fragmentation).**

4.6 Policy DM2 seeks to maximise renewable and low carbon energy while ensuring that adverse impacts are addressed satisfactorily, including cumulative impacts. Examples of development considered under this policy include ~~wind turbines~~, hydropower, ~~or~~ solar installations, and energy systems associated with other development such as combined heat and power (CHP) or district heating. Any wind turbine proposals will be considered in the context of the 18 June 2015 Written Ministerial Statement which requires planning applications for such development should only be granted if areas of suitable for wind energy development are identified in Local or Neighbourhood Plans. Following consideration of the evidence commissioned, the Council has concluded that it does not propose to identify such areas at a district level. This does not preclude suitable areas for wind energy development to come forward in Neighbourhood Plans.

4.7 These developments, especially when they are of a commercial scale, have the potential to cause significant harm through degradation of landscape character or heritage, impact to local residents and loss of productive agricultural land and biodiversity. Development proposals will be required to demonstrate that impacts are or can be made acceptable, through supporting studies and surveys as appropriate. As a starting point, development proposals should have reference to the Mid Devon Landscape Character Assessment (2011), the Landscape Sensitivity Study (2013) and the Government's Planning Practice Guidance for Renewable and Low Carbon Energy (July 2013). Depending on the proposal, Policies DM4 (pollution), DM25 (heritage assets), DM27 (protected landscapes) and DM28 (other protected sites) may also have a bearing on whether planning permission is granted.

4.8 In some cases, Devon County Council will act as the Local Planning Authority in dealing with an application for planning permission. For instance, renewable and low carbon energy proposals that use waste materials originating from outside the site as the fuel will normally be determined by Devon County Council as the waste planning authority.

Policy DM3

Transport and air quality

Development must ensure safe access to the transport network. Development proposals that would give rise to significant levels of vehicular movement must be accompanied by an integrated Transport Assessment, Travel Plan, traffic pollution assessment and Low Emission Assessment. The traffic pollution assessment must consider the impact of traffic-generated nitrogen oxides on environmental assets including protected sites listed in Policy DM28, and propose mitigation measures where appropriate. The Low Emission Assessment shall include the following:

- a) **Assessment of the impact on existing Air Quality Management Areas, or an impact likely to result in the declaration of an additional Air Quality**

Management Area, in cases where a demonstrable negative impact on ambient concentrations of air pollutants is considered likely;

- b) Modelling of local residual road transport emissions from the development without mitigation measures; and**
- c) Onsite mitigation measures to reduce negative impacts on local air quality.**

4.9 A Transport Assessment is a comprehensive and systematic process that sets out transport issues relating to a proposed development. It identifies what measures will be required to improve accessibility and safety for all modes of travel, particularly for alternatives to the car such as walking, cycling and public transport and what measures should be taken to deal with the anticipated transport impacts of the development.

4.9a A Transport Statement is similar to a Transport Assessment but is less detailed and can be used in some cases where transport issues arising from the development proposals do not require a full Transport Assessment. Where a Transport Statement in lieu of a Transport Assessment is considered acceptable this will be agreed by the planning authority in consultation with Devon County Council as the highway authority. All major applications will require a Transport Assessment unless advised by the planning authority.

4.10 A Travel Plan is a long-term management strategy for an organisation or site that seeks to deliver sustainable transport objectives. Travel plans should encourage the use of alternatives to single-occupancy car use by prioritising pedestrian and cycle movements through the site, providing appropriate facilities, and implementing initiatives that encourage sustainable travel. Clear outcomes should be set out that link to an appropriate package of measures which should where suitable, include the promotion of:

- Walking and cycling
- Rail services
- Eco-driving such as low emission vehicles
- Car clubs
- Public transport
- Car sharing
- Motorcycle safety
- Flexible working practices

Travel plans should include details of how the progress of the travel plan will be monitored and reported.

4.11 Applicants are advised to engage in pre-application discussions with the Council and Devon County Council as Highway Authority if the development is likely to generate significant levels of vehicular movement, to discuss the scope and detail of the information required. Whether or not an application's traffic impact is considered 'significant' will depend on a range of factors such as the location of the development, its relationship to an Air Quality Management Area, its intended use and the capacity of the road network. The requirement will not usually apply to small-scale development, but occasionally a development not classed as 'major' may still have a significant impact. Where an integrated assessment is required, the Council will usually require an analysis of traffic flows at key periods and the 'mass emissions' or total emission footprint to be expected from the development. Where criterion (a) of the policy applies, the assessment should also focus on key road links. The Council will require development proposals to demonstrate that they will not cause significant harm to people or the environment through an increase in traffic-related pollutants. A traffic pollution assessment should consider the effects that additional emissions from vehicles will have on any environmental assets, including important wildlife habitats. This may be combined with an

assessment under Policy DM4, if appropriate. In particular, development that increases traffic along the A361 may have an impact on the Special Area of Conservation at Rackenford, which adjoins the Mid Devon boundary. Where a development would cause significant harm to this site and adequate mitigation would not be possible, planning permission will be refused.

4.12 Developments affecting the Special Area of Conservation could include:

- Intensive farming
- Commercial riding stables
- Employment development
- Tourism
- Gypsy and traveller sites
- Any other developments that increase cross-traffic along the A361

4.13 The Transport Assessment should identify the boundaries of the Low Emission Assessment, which evaluates the effect of the development on local air quality. The main routes of travel will be assessed for their residual road transport emissions after development, with and without mitigating measures to reduce emissions. The Low Emission Assessment must also take account of existing Air Quality Management Areas (Cullompton and Crediton), and include air quality exposure modelling for specified residential properties or other sensitive properties either within or adjoining an Air Quality Management Area or in a location at risk of being designated as one if a demonstrable harm has been identified. There are a number of standard models used for air quality exposure modelling, which should be carried out by a suitably qualified person. Procedural guidance for carrying out a Low Emission Assessment is contained in Annex 2.

4.14 Tiverton is at risk of being designated an Air Quality Management Area. Any relevant development proposal in or adjoining Tiverton, Cullompton and Crediton should consider the significance of its impact on the most congested routes within the town and the properties most directly affected by the development. Where mitigation measures are necessary, these should be designed to reduce both the direct impacts to nearby properties and an Air Quality Management Area, and indirect impacts to local road transport.

4.15 Mitigation measures might include:

- Use of low-emission vehicles and fuels during construction
- Onsite infrastructure for charging and fuelling low emission vehicles
- Parking management (differential rates, priority or dedicated parking for low emission vehicles)
- Low emission vehicle or bicycle rental/purchase schemes
- Car clubs
- High quality public transport services

4.16 Some measures to reduce emissions and encourage sustainable modes of travel may be designed and built into the development. Other measures are less straightforward and refer to activities and choices made by residents. To ensure that the measures included in a Low Emission Assessment and Travel Plan are implemented and continued in the long-term, the Council may require the applicant to enter into a planning obligation under Section 106 of The Town and County Planning Act 1990. The obligation would require the

establishment of a management company which would administrate differential charging levies, rental/purchase schemes or car clubs, as appropriate.

Policy DM4

Pollution

Applications for development that risks negatively impacting on the quality of the environment through noise, odour, light, air, water, land and other forms of pollution must be accompanied by a pollution impact assessment and mitigation scheme where necessary. Development will be permitted where the direct, indirect and cumulative effects of pollution will not have an unacceptable negative impact on health, the natural environment and general amenity.

4.17 When the location or characteristics of a proposed development give rise to concern that the development would cause pollution or nuisance to surrounding people, properties or the environment, the Council will require an appropriate impact assessment to be undertaken by a suitably qualified person so that the potential effects can be properly understood. This may include cases where the site is already unstable or contaminated due to its former use, requiring mitigation or remediation to be carried out so as not to harm the health and wellbeing of future occupiers of the development. The Council will also have regard to the River Basin Management Plan (RBMP) and, where appropriate, seek to achieve measures which will achieve the objectives of the RBMP and the Water Framework Directive (WFD). Under the WFD there should be no deterioration in the status of a water body. If planning permission is granted, a planning condition should be used to ensure that any mitigation measures set out in the assessment are implemented.

4.18 The subject and scope of assessments will vary depending on the scale and type of development being proposed. For instance, where there is concern regarding the effect of additional traffic emissions on nearby residential properties, a Low Emission Assessment should include air quality exposure modelling for affected properties, and any mitigating measures that would reduce the impact. In this case the Council would discuss with the applicant or agent the level of information required and the methodology to be used.

- Assessments required under this policy include:
- Contamination and subsidence reports
- Noise assessments
- Low Emission Assessments
- Hydrological or drainage reports
- Any other technical assessment required to enable sustainable development

Policy DM5

Parking

Development must provide an appropriate level of parking, taking into account:

- a) The accessibility of the site, including the availability of public transport; and
- b) The type, mix and use of development.

Design must enable and encourage the maximum use of sustainable modes of transport, including provision for cyclists and low-emission vehicles. Within the towns of Tiverton, Cullompton and Crediton, infrastructure for electric vehicles should be built into development. The Council will seek parking provision and infrastructure for electric vehicles according to the following standards, the variation of which must be justified on a case-by-case basis.

Residential					
Use class	Description	Location	Minimum car parking standard	Minimum cycle parking standard	Electric vehicle infrastructure (Tiverton, Cullompton, Crediton)
C3, C4	Dwellings	General	1.7 per dwelling	1 or 2 beds – 2 per dwelling 3+ beds – 4 per dwelling	1 charging point per 10 units
Non-residential					
Use class	Description	Location	Minimum car parking standard	Minimum cycle parking standard	Electric vehicle infrastructure (Tiverton, Cullompton, Crediton)
			Per sqm gross floor area unless otherwise stated		
A1	Non-food retail	General	1 per 20	1 per 200	2 charging points per 200
A1	Food retail	General	1 per 14	1 per 140	2 charging points per 200
A2	Financial and professional	Within Tiverton, Cullompton & Crediton	1 per 30	1 per 300	2 charging points per 200
		Elsewhere	1 per 20	1 per 200	N/A
Non-residential					
A3	Restaurants	General	1 per 5.5sqm of eating area	1 per 55sqm of eating	2 charging points per 200

				area	
A4	Public houses	General	1 per 3sqm of drinking area	1 per 20sqm of drinking area	2 charging points per 200
B1, B2	Business and general industry	General	1 per 30	1 per 300	2 charging points per 200
B8	Warehousing and distribution	General	1 per 46.5	1 per 46.5	2 charging points per 10 parking spaces (employees/visitors)
C1	Tourist accommodation	General	1 per bedroom	1 per 10 bedrooms	2 charging points per 30 rooms or per 10 parking spaces
C2	Residential institutions	General	1 per bedroom	1 per 10 bedrooms	2 charging points per 30 rooms or per 10 parking spaces
D1	Non-residential institutions (exc. Schools and health facilities)	General	1 per 40	1 per 400	2 charging points per 200
D2	Indoor and outdoor sports	General	1 per 2 players and 1 per 10 spectator seats	1 per 20 players and 1 per 100 spectator seats	2 charging points per 200
	Indoor entertainment	General	1 per 5 seats	1 per 50 seats	2 charging points per 200

4.19 Road transport accounts for over a third of end-user carbon emissions in Mid Devon, at a time when European and national policies set increasingly challenging targets for reduction of carbon emissions. However, research by the RAC in 2009 showed that, while car usage is reducing, this does not correspond to a reduction in car ownership. Research carried out on behalf of the Department of Communities and Local Government in 2007 forecast an increase of approximately 18% in car ownership between 2001 and 2026. In view of local levels of car ownership and the rural nature of the district, there is clearly a need for development in Mid Devon to provide sufficient parking.

4.19a Policy DM5 applies a minimum residential parking standard of 1.7 spaces per dwelling based on car ownership levels in Mid Devon. This figure will be used to calculate the

minimum number of parking spaces for the whole development site, with a minimum of one parking space to be allocated for the sole use of each property. The remaining parking provision (and more if preferred) should be distributed appropriately throughout the development, in accordance with principles set out in the Council's Supplementary Planning Document (SPD) on the provision of parking in new development. Other principles in the SPD should also be adhered to when drawing up development proposals, including the allocation of appropriately located motorcycle, visitor and disabled spaces with sufficient manoeuvring space. For developments comprising one or two dwellings the standard will be rounded up to two spaces per dwelling. It is always preferential to locate the parking in close proximity to the property it services. For houses, car parking should ideally be provided adjacent to the property, either within the residential curtilage or in well-designed on-street parking. Spaces within parking courts are much less frequently used, and can be perceived to be inconvenient and insecure. Large, isolated and rear parking courts should be avoided. For non-residential development, parking should be provided in accordance with Policy DM5 except where alternative provision can be justified on the basis of existing parking provision or other factors.

4.20 Accepting that people will continue to own cars, there is a need to make the transition to a low carbon economy through the promotion of low emission transport. Policy DM3 also refers to transport and low emissions.

~~4.21 Policy DM5 applies a minimum residential parking standard of 1.7 spaces per dwelling based on car ownership levels in Mid Devon. This figure will be used to calculate the minimum number of parking spaces for the whole development site, with a minimum of one parking space to be allocated for the sole use of each property. The remaining parking provision (and more if preferred) should be distributed appropriately throughout the development, in accordance with principles set out in the Council's Supplementary Planning Document (SPD) on the provision of parking in new development. Other principles in the SPD should also be adhered to when drawing up development proposals, including the allocation of appropriately located motorcycle, visitor and disabled spaces with sufficient manoeuvring space. For developments comprising one or two dwellings the standard will be rounded up to two spaces per dwelling. It is always preferential to locate the parking in close proximity to the property it services. For houses, car parking should ideally be provided adjacent to the property, either within the residential curtilage or in well-designed on-street parking. Spaces within parking courts are much less frequently used, and can be perceived to be inconvenient and insecure. Large, isolated and rear parking courts should be avoided. For non-residential development, parking should be provided in accordance with Policy DM5 except where alternative provision can be justified on the basis of existing parking provision or other factors.~~

Residential development

Policy DM6

Rural exceptions sites

The development of a site for predominantly affordable or low-cost housing, including self-build housing, to meet proven local need in rural areas will be permitted where:

- a) **There is up-to-date evidence of housing need secured through a housing need survey or, in the case of a self-build proposal, evidence of eligibility for shared ownership housing through 'Help to Buy' or an equivalent scheme;**
- b) **The housing will be occupied by at least one person with a strong local connection to the parish;**
- c) **The site adjoins a settlement and is in a suitable location which takes account of the potential for any visual impact and other relevant planning issues;**
- d) **The type and scale of affordable or low-cost housing is appropriate to the proven need;**
- e) **The affordable or low-cost housing will remain affordable for and available to local people in perpetuity, limited to no more than 80% of its market value upon resale.**

The inclusion of a proportion of market housing within exception sites will be permitted where the proportion of market housing will be less than the provision of affordable or low-cost housing and the market housing will be at the lowest level necessary to ensure that the development is deliverable.

4.22 To encourage the delivery of affordable and low-cost housing in rural areas, exceptions can be made to the normal restrictions on housing development outside defined settlements. Exception sites must adjoin a settlement, which for the purposes of this policy will usually mean one of the settlements defined as suitable for limited development in Policy S13. However, some parishes do not contain a defined settlement but may have an affordable housing need, in which case a broader interpretation of 'settlement' will be appropriate, as long as there would be reasonable access to local services and infrastructure. Isolated sites in the countryside are not considered sustainable locations for new housing even under the exceptions policy.

4.23 Affordable and low-cost housing is reserved for those who cannot afford open market housing and have a connection to the local area. The definition of a 'local connection' is kept under review and as such it is appropriate that is contained in supporting guidance rather than determined through a Local Plan policy. In broad terms there should be a long-term residential, family or employment connection to the parish where the housing will be located. The criteria will be operated in a cascade to ensure those with the strongest connection are considered first. A planning obligation will be required to ensure that the affordable or low-cost housing remains available for local people in perpetuity.

4.24 Self-build housing will be permitted under this policy where at least one of the occupiers has an established housing need, assessed against appropriate officially published criteria. The Government's Help to Buy scheme applies eligibility criteria. Successful applicants:

- Cannot afford to purchase a home suitable for their housing needs within a reasonable travelling distance of their work place and have a household income not exceeding £60,000;

- Have savings or sufficient funds to pay, if required, a deposit (which may be 5% or more of the purchase price), legal fees, stamp duty and other costs of moving;
- Can sustain home ownership in the longer term;
- Are not already a home owner or named on a home mortgage;
- Have a good credit history.

4.25 Self-build housing will constitute low-cost housing rather than affordable housing, as it will not be rented or part-owned by a housing association. In the event that the Help to Buy scheme is discontinued or the Council identifies a more appropriate way of assessing eligibility, the Council will consider whether suitable criteria for assessing housing need exist elsewhere that can be applied to self-build proposals. Whilst low-cost housing does not meet the definition of affordable housing in terms of tenure, the Council will require the same controls over the housing to ensure that it remains available for people with a local connection who cannot afford open market housing in their area.

4.26 Affordable and low-cost housing must be appropriate to the needs of the people occupying it. For instance, if a housing need survey identifies a need for one or two bedroom dwellings, this is what should be provided. Self-build proposals will be tailored to the needs of the applicant, but will be expected to be of a modest size that reflects the principles of affordability for those in housing need.

4.27 National policy allows for some 'cross-subsidy' of affordable housing by market housing. This allows for sites which would not otherwise be viable for affordable housing to come forward, with market housing limited to the minimum level necessary to ensure delivery. Consistent with the overall principle of exception sites, the proportion of affordable housing must always be greater than that of market housing, and developers will be expected to submit evidence to demonstrate that the level of market housing proposed is the lowest level needed to deliver significant affordable housing. Evidence of local need for affordable housing will be required, as for any rural exception scheme. The Council will have regard to any up-to-date local housing need surveys and information from Devon Home Choice.

Policy DM7

~~Gypsy and traveller accommodation~~ Traveller sites

Planning applications for gypsy and traveller pitches, ~~including pitches~~ or plots for travelling showpeople, will be permitted where:

- ~~a) The need cannot be met on another suitable site in Mid Devon which has~~
~~consent or is allocated for gypsy and traveller pitches;~~
- ~~b) Local services can be accessed without the use of a car;~~
- ae) Suitable onsite facilities will be provided including space for children's play;
- bd) The proposal will have suitable environmental quality for residents including non-isolating boundary treatments; and

- ce) Occupation will be limited to those who meet the Government's published definition of gypsies and travellers, including travelling showpeople.**

Where development proposals are considered under ~~S12 or [PL1]~~ S13 local services can be accessed without the use of a car.

Where development proposals are considered under S14, the need cannot be met on another suitable site in Mid Devon which has consent or is allocated for gypsy and traveller pitches.

Sites with associated employment or storage elements may be permitted where there is specific justification and the location of the proposed development will not have harmful impacts on local amenity or the local environment. Gypsy and traveller accommodation may be included as part of the affordable housing requirement.

4.28 To ensure that sites will meet the needs of the travelling communities and the settled community a criteria based policy will be operated as set out above to determine applications for traveller sites. In order to ensure that users of sites will have access to facilities, national policy indicates that local planning authorities should very strictly limit new traveller site development in countryside that is away from existing settlements or outside allocations in the development plan. Sites will therefore only be permitted where facilities will be accessible without recourse to a car either by walking, cycling or utilising public transport. However, sites must also be in locations where the local environment is of satisfactory quality, so locations adjacent to noisy or polluting land uses or in areas of floodplain will not be suitable.

4.29 The need for gypsy and traveller accommodation is identified to be in the region of 25 pitches across the plan period. These are to be included within allocated developments at Tiverton Eastern Urban Extension, North-West and East Cullompton, and Pedlerspool in Crediton. Where gypsy and traveller pitches are provided on housing allocations, these are to be counted against the affordable housing targets for that site. There are also existing consented sites in Mid Devon. Proposals for gypsy and traveller accommodation will not be permitted in other locations unless it is demonstrated that the existing consented or allocated sites will not be available to the prospective occupiers in a reasonable timescale.

Policy DM8

Rural workers' dwellings

Applications for rural workers' dwellings will be permitted where:

- a) It can be demonstrated that the nature and demands of an existing rural business are such that a full time worker has an essential need to be permanently resident at or near their place of work so they are available at most times;**
- b) The need cannot be met within a nearby settlement, or by existing housing at or near the site or through the conversion of a suitable redundant or disused rural building at the site;**

- c) **The size and scale of rural workers dwellings will be commensurate with the scale of the operation and designed to reflect the location and setting of the proposed site; and**
- d) **The rural enterprise has been established for at least three years, is currently financially sound, and has a clear prospect of remaining so.**

Where a rural business is not yet established a mobile home may be permitted for a temporary period, on the basis of criteria b) and c) above, and evidence of:

- (i) **An essential need for one or more workers to be readily available at most times**
- (ii) **A firm intention and ability to develop the enterprise**
- (iii) **Sound financial planning**

Permissions for rural workers dwellings will be subject to an occupancy condition. Removal of such a condition will only be permitted where there is clear evidence that there is no need for the condition to remain in place.

4.30 With the majority of Mid Devon's population living outside its main towns the contribution of rural areas is a very important part of the district's overall economy. Therefore, it is important that the Council's planning policies support rural enterprises. To promote sustainable patterns of development rural workers will usually be expected to find housing in existing rural communities. However, an exception to this approach can be justified where it can be shown that a rural worker has an essential need to be available at most times as part of the operation of a rural business in accord with national policy. Essential need means a specific management activity or combination of activities which require the ready presence of a worker at most times if the proper functioning of an enterprise is not to be prejudiced and which cannot be achieved by any other practical means such as electronic surveillance. Such need would relate to any particular event or combination of events that could lead to adverse animal welfare, crop or product quality, or health and safety consequences which might threaten the stability and economic well-being of an enterprise. In all cases, these would be events which could not be properly managed within normal working hours. Security concerns on their own will not be sufficient to justify a new dwelling. On working family farms, the Council recognises that retired farmers may continue to live on the farm and there could be a need for additional accommodation to meet the needs of the next generation. In these cases the existing dwelling will not be treated as available alternative accommodation pursuant to criterion b) of the policy, though the Council may require a Section 106 Agreement (planning obligation) to ensure the existing dwelling remains occupied by agricultural workers.

4.31 Applications for rural workers' dwellings will need to be accompanied by evidence which conclusively demonstrates the essential nature of the need and that suitable accommodation can only be provided through the construction of a new dwelling. In order for such dwellings to remain affordable for rural workers and to protect the intrinsic beauty of the countryside proposed dwellings will need to be of a size which matches the scale of the operation and other buildings on the site. As such development will take place in areas where the development of new houses would not normally be permitted, it will also be important to ensure that its design reflects its immediate context and its wider rural setting. Permitted development rights may be removed to prevent further enlargement of the dwelling without planning permission, to keep the dwelling at a size and value that will be affordable for rural workers.

4.32 Where a rural business is not yet established, the Council will consider granting a temporary mobile home, subject to appropriate evidence of essential need, a firm intention to develop the enterprise and sound financial planning. A 'firm intention' and sound financial planning might be demonstrated by a combination of measures such as the construction of new buildings; the purchase of stock needed to operate a rural business; appropriate agricultural or rural business training and qualifications; work experience; and evidence of sufficient finances to establish the enterprise.

4.33 Consent is granted for rural workers' dwellings as an exception to normal policy to support the rural economy. Therefore such planning permissions will be made subject to an occupancy condition which ensures the dwelling remains tied to the agricultural or other appropriate occupational use and is not sold or rented to unsuitable occupants. To prevent abuse of the exception for rural workers dwellings the removal of such conditions will need strong evidence to show that the occupancy by a rural worker is no longer justified, such as evidence of marketing at an appropriate price for a period of at least 18 months and an assessment of the demand for rural dwellings in the area.

4.34 In appropriate circumstances the Council will also seek Section 106 Agreements to ensure that a temporary dwelling is not put in place until associated development or infrastructure has been completed, and to tie the rural workers' dwelling to the operation and associated land which has the essential need to prevent the splitting of the dwelling from the operation.

Policy DM9

Conversion of rural buildings

The conversion of redundant or disused rural buildings of substantial and permanent construction which positively contribute to an area's rural character for residential, tourism or employment uses will be permitted where:

- a) A suitable access to the building is in place or can be created without damaging the surrounding area's rural character and the road network can support the proposed use;**
- b) The building can be converted without significant alteration, extension or rebuilding;**
- c) The design will retain the original character of the building and its surroundings; and**
- d) The development will retain any nature conservation interest associated with the site or building, and provide net gains in biodiversity where possible.**

4.35 The buildings within Mid Devon's countryside are an essential part of its character and when they become redundant or disused they can provide a useful resource to allow the delivery of sustainable economic or residential development. In many cases the conversion of a rural building to an alternative use will be permitted development, requiring only a prior notification to the Local Planning Authority rather than a full planning application. However, if the relevant criteria for permitted development do not apply, planning permission is still

required and it is important to ensure that such conversions take into account their rural setting and the need to deliver good design.

4.36 National policy supports the sustainable re-use of rural buildings for economic and residential uses, requiring development to be sustainable and recognise the intrinsic beauty of the countryside. Development must be well designed and achieve a good standard of amenity for all existing and future occupants of land and buildings. Specifically in relation to residential conversions national policy states that they should lead to an enhancement to the immediate setting.

4.37 To ensure a conversion does not have a detrimental impact on the countryside and is sustainable, it is important that its development does not involve works that will have a harmful impact. The building should retain its original character in order that the converted building continues to positively contribute to the area's rural character. It is therefore important that any changes to the buildings are kept to a minimum, as reflected in the policy. Negative impacts could include the creation of a new access across an open field or light pollution in areas away from existing development. In order to ensure highway safety it is also important that a suitable access can be provided and the road network can support the proposed use. The rural nature of Mid Devon's highway network means that traffic intensive uses such as distribution or the movement of heavy and or bulky goods will not be appropriate in many locations. Further, rural buildings' role in the character of the countryside means that buildings in a ruinous state should not be re-used, the visual impact of the converted building should be no greater than that of the original building and local vernacular architecture should be retained. The Council will require a structural survey to be submitted to demonstrate that the building can be converted without significant alteration, extension or rebuilding, and may impose a planning condition which restricts permitted development rights for subsequent extensions and alterations.

4.38 Redundant rural buildings often serve as bat roosts or habitats for other protected species. The Countryside and Rights of Way Act 2000, the UK Biodiversity Action Plan and a number of other Regulations and Directives designate 'protected species' with legal protection. It is an offence recklessly or deliberately to kill, injure, capture or disturb protected species, which includes carrying out works which obstruct, damage or destroy access to that species' habitat. The Council will require a habitat survey to accompany any planning application for the conversion of a rural building, to identify protected species within the application site, set out any mitigation measures where appropriate and include recommendations for the enhancement of biodiversity.

4.38a Policy DM9 refers to the conversion of existing buildings to a residential, tourism or employment use. Proposals for new-build employment and expansion of existing businesses will be assessed against DM18. Other policies in the Local Plan will also be applied as appropriate.

Policy DM10

Replacement dwellings in rural areas

The construction of replacement dwellings outside defined settlement limits will be permitted where the replacement dwelling's floorspace will be no greater in size than the existing dwelling, taking into account any unspent permitted development rights.

4.39 Situations can arise where a replacement dwelling is sought because the cost of repairing or altering an existing building exceeds the cost of its total replacement. As the principle of development is established by the existing dwelling its replacement will generally be acceptable. However, to ensure that the character and amenity of the area are not harmed, and the rural dwelling stock remains affordable for local residents, the size of the new dwelling should be restricted to that of the previous dwelling except where there are any unspent permitted development rights. In all circumstances, the permitted development rights for the replacement dwelling will be removed. The relocation of a building within a plot will generally be acceptable provided it is in keeping with the placement of nearby houses in their plot. Policy DM10 refers to the replacement of existing dwellings, the use of which has not been abandoned.

Policy DM11

Residential extensions and ancillary development

Extensions to existing dwellings and other ancillary development will be permitted provided that they:

- a) **Respect the character, scale, setting and design of existing dwelling;**
- b) **Will not result in over-development of the dwelling curtilage; and**
- c) **Will not have a significantly adverse impact on the living conditions of occupants of neighbouring properties.**

4.40 Rather than moving house to gain extra space many people extend their existing property and permitted development rights allow many extensions to be built without the need to apply for planning permission. However, there are still situations where planning permission is required and where extensions needing planning permission are proposed. It is important that the design of the extension is suitable for the building it will extend and for its immediate surroundings. For example it would not be acceptable for an extension to dominate the existing dwelling or to block light into principal rooms in an adjacent dwelling. The living conditions of neighbours should not be significantly harmed, and the Council will have regard to a number of factors affecting living conditions, such as light, privacy and overbearing or over-dominating effects. However, there is no right to a view across someone else's land, so the loss of a view will not in itself be a reason for refusal of planning permission. There are also occasions where ancillary development to a dwelling may need planning permission and in such cases it will also be important to ensure that the design and location of ancillary development is acceptable.

Policy DM12

Design of housing**Housing Standards**

New housing development should be designed to deliver:

- ~~a) High quality local places taking into account physical context, local character, density and land use mix;~~
- ~~ab) Adequate levels of daylight, sunlight and privacy to private amenity spaces and principal windows;~~
- ~~be) Suitably sized rooms and overall floorspace which allows for adequate storage and movement within the building together as set out in the Nationally Described Space Standard with external space for recycling, refuse and cycle storage;~~
- ~~d) Adaptable dwellings that can accommodate a range of occupiers and their changing needs over time which will include the provision of a stairway suitable for stairlift installation or space for the provision of a lift in homes with more than one storey;~~
- ~~ec) Private amenity space that reflects the size, location, floorspace and orientation of the property; and~~
- ~~f) Sustainable forms of development that maximise the natural benefits of the site through design, materials, technology and orientation;~~
- ~~gd) On sites of 10 houses or more the provision of 30% of dwellings built to Level 2 of Building Regulations Part M 'access to and use of dwellings'; and,~~
- ~~h) Car parking in accordance with Policy DM5.~~

4.41 National policy states that planning should always seek to secure high quality design and a good standard of amenity for all existing and future occupants of land and buildings. This is particularly important for the design of the homes that people live in and the spaces that surround those homes. The aim in Mid Devon is to deliver high quality buildings and spaces that meet the needs of users, taking account of an aging population whilst ensuring compatibility with surrounding development and uses. Though compliance is delivered through building regulations, criterion (g) will be implemented through a condition attached to the planning permission.

Policy DM13

Dwelling sizes

~~Newly constructed dwellings should meet or exceed the following minimum internal floorspace requirements (measured in gross square metres, 'sqm'). The internal Design Standard requires that:~~

- ~~a) Every dwelling provides at least the gross internal floor area and built-in storage area set out in the below table;~~
- ~~b) Every dwelling with two or more bedspaces provides at least one double (or twin) room;~~
- ~~c) In order to provide one bedspace, every single bedroom has a floor area of at least 7.5sqm and is at least 2.15m wide;~~
- ~~d) In order to provide two bedspaces, every double (or twin room) has a floor area of at least 11.5sqm;~~
- ~~e) One double (or twin bedroom) is at least 2.75m wide and every other double (or twin) bedroom is at least 2.55m wide;~~

- f) Any area with a headroom of less than 1.5m is not counted within the Gross Internal Area (GIA) unless used solely for storage (if the area under the stairs is to be used for storage, assume a general floor area of 1sqm within the GIA);
- g) Any other area that is used solely for storage and has a headroom of 900-1500mm (such as under eaves) is counted at 50% of its floor area, and any lower than 900mm is not counted at all; and
- h) The minimum floor to ceiling height of the main living space is 2.5m for at least 75% of the GIA;
- Minimum gross internal floor areas and storage (sqm)

Number of bedrooms	Number of bedspaces	1-storey dwellings	2-storey dwellings	3-storey dwellings	Built-in storage
Studio	1-person	39 (37)*			1.0
1	2-person	50	58		1.5
2	3-person	61	70		2.0
	4-person	70	79		
3	4-person	74	84	90	2.5
	5-person	86	93	99	
	6-person	95	102	108	
4	5-person	90	97	103	3.0
	6-person	99	106	112	
	7-person	108	115	121	
	8-person	117	124	130	
5	6-person	103	110	116	3.5
	7-person	112	119	125	
	8-person	121	128	134	
6	7-person	116	123	129	4.0
	8-person	125	132	138	

Notes: GIAs for one storey dwellings include enough space for one bathroom and one additional WC (or shower room) in dwellings with 5 or more bedspaces. *Where a studio has a shower instead of a bathroom, the floor area may be reduced from 39sqm and 37sqm, as shown bracketed. GIAs for two and three storey dwellings include enough space for one bathroom and one additional WC (or shower room). Built-in storage areas are included within the overall GIA and include an allowance of 0.5sqm for fixed services or equipment such as a hot water cylinder, boiler or heat exchanger.

4.42 Homes should be designed to have sufficient space based on the expected number of occupants, in order to avoid problems of lack of privacy, insufficient areas for moving around the house and not enough storage space. National and local research has demonstrated that homes have not been built to a sufficient size to meet the needs of the occupants. In recent years, it has also been the case that some market housing has been built to a smaller standard than would be deemed acceptable for affordable housing. In response to local concerns about unacceptably small dwelling sizes Mid Devon has previously operated a space standard which set agreed minimums which applied across all tenures.

4.43 The Government has subsequently proposed a new national space standard, to replace all existing size standards being used. In order to continue to ensure that houses of a sufficient quality continue to be built within the district, the Local Plan incorporates the Government standard into planning policy. Should changes be made to the Government standard, the application of the policy will be amended to align it with the latest approach.

Retail, business and tourism

Policy DM14

Town centre development

The Council will promote the sustainable growth and regeneration of Tiverton, Cullompton and Criditon ~~and Bampton~~. Within defined town centres, development proposals for ~~retail, leisure, commercial, office, tourism, cultural~~ main town centre uses, community and residential development will be supported where they:

- a) Retain or enhance the town centre's historic character and appearance, vitality and viability;
- b) Sustain or enhance diverse town centre uses and customer choice, incorporating residential accommodation above ground floor level where possible; and
- c) Are readily accessible by public transport, walking and cycling.

Within defined primary shopping areas, the shopping function will be safeguarded and enhanced. Development and change of use of ground floor premises to alternative uses will not be permitted where:

- i) The primary retail role and character is undermined, causing unacceptable fragmentation and isolation of the remaining shops;
- ii) The proposed use would harm the vitality and viability of the primary shopping area; and
- iii) There would be a detrimental effect on the visual character and amenities of the surrounding area.

Within primary shopping frontages, at ground floor level the proportion of A1, A2 and A3 ~~retail~~ uses will not be permitted to fall below ~~65~~ 85% of all units.

- 4.44 The town centre is at the heart of a market town's community. The Local Plan distributes development according to the location, role and function of the towns of Tiverton, Cullompton and Crediton, with Cullompton expected to expand considerably over the plan period. Other Local Plan policies will also apply as appropriate, such as Policy DM1 on high quality design.
- 4.45 Retail markets change quickly and it is important that local planning policies are flexible enough to respond to rapid change. For this reason, Policy DM14 sets out a wide range of permissible uses in town centres, seeking to diversify customer choice while protecting and enhancing the viability of the town centre, its historic character and its accessibility by the most sustainable modes of transport. This applies to change of use applications as well as new-build development.
- 4.46 Primary shopping frontages have been defined within Tiverton and Crediton town centres, showing where retail development is concentrated. The primary shopping frontage (identified on the Policies Map) should include a high proportion of retail uses which may include food, drinks, clothing and household goods. These are the core town centre retail uses and should be protected, while other uses such as takeaways and professional services may be located elsewhere in the town centre.
- 4.47 Planning applications within the primary shopping areas will be not be permitted if any of criteria i-iii of Policy DM14 apply. The assessment of such applications will include consideration of:
- The location and prominence of the premises within the shopping frontage
 - The floorspace and length of frontage of the premises
 - The number, distribution and proximity to other premises within use classes A2-A5, or within planning permissions for such use
 - The particular nature and character of the use proposed, including the level of pedestrian activity associated with it
 - The level of vacancies in ground floor properties
 - Whether the proposed use would give rise to noise, smell or other environmental problems

Policy DM15

Development outside town centres

Within Tiverton, Cullompton and Crediton ~~and Bampton~~ the Council will apply a sequential approach to planning applications for main town centre uses, according to the following descending order of preference:

- a) Town centre
- b) Edge of town centre
- c) Out of town centre

Edge of centre and other out of centre proposals must be well related to the town centre and accessible by public transport, walking or cycling. Proposals in these locations must

also demonstrate that no suitable sites are available in a more sustainable location according to the order of preference given above.

The Council will require an impact assessment to be submitted for any proposals for retail, and leisure and office development outside of town centres, where the proposed total gross floorspace would exceed 500 square metres. The impact assessment must include an assessment of:

- i) The impact of the proposal on existing, committed and planned public and private investment in the town or other centres in the catchment area of the proposal; and
- ii) The impact of the proposal on town centre vitality and viability, including local consumer choice and trade in the town centre and wider area, up to five years from the time the application is made, or ten years in the case of major development, taking into account the cumulative impact of recently completed developments, planning permissions and development plan allocations.

4.48 National policy requires local authorities to apply a sequential approach to retail development in towns main town centre uses, to ensure the vitality and viability of town centres are not harmed by out-of-centre development. A proportionate, locally set threshold may be applied to retail, leisure and office floorspace proposed outside of town centres, over which an impact assessment should be required. The Mid Devon Retail Study recommends a threshold of 500 square metres gross floorspace. The need for an impact assessment will be considered in the context of each application and will be required where the development will result in total gross floorspace of over 500 square metres, either itself or cumulatively with other existing or proposed development of a similar type.

4.49 In considering development proposals in edge of centre or out of centre locations, the Council will assess whether there are suitable sites in a more sustainable location according to the order of preference and apply a flexible approach where justified. The nature, scale, car parking requirements and market demands of the proposal will be taken into account.

4.50 National policy defines 'edge of centre' as follows:

For retail purposes, a location that is well connected and up to 300 metres of the primary shopping area. For all other main town centre uses, a location within 300 metres of a town centre boundary. For office development, this includes locations outside the town centre but within 500 metres of a public transport interchange. In determining whether a site falls within the definition of edge of centre, account should be taken of local circumstances.

4.51 A retail impact assessment submitted in accordance with Policy DM15 should have regard to the findings of the Retail Study 2012. The assessment should consider the effect on existing stores and centres of committed and allocated developments and the development being proposed, based on:

- (i) the turnover of existing facilities in the catchment area (including any completed since the Retail Study 2012)
- (ii) the expected trade diversion from these facilities to any retail sites under construction, with planning permission or allocated for development
- (iii) the trade diversion resulting from the proposed development

Applications for leisure development over 500 square metres floorspace should use a similar approach based on the Tourism Study and any other appropriate evidence.

4.51a Where specific allocations of this plan contain proposals for uses which are subject to the sequential test, a proportionate approach to the application of the test will be required, reflecting the strategic decisions already made through the local plan process. However, the local planning authority will still fully consider the potential impact on town centre vitality and viability to ensure that the primary role of the town centres in meeting such development needs is maintained.

4.51b Where proposals are predicted to have a likely adverse impact (including cumulative) on town centre health, planning permission should be refused. The Mid Devon Retail and Tourism Studies are available on the Mid Devon District Council website at <http://www.middevon.gov.uk/evidence>.

Policy DM16

Fronts of shops and business premises

Proposals for the alteration, replacement or construction of fronts for shops or business premises must be well proportioned and suited to the character of the building, adjacent buildings and the surrounding street scene. Where security measures such as grilles or shutters are proposed, these should be designed as an integral part of the building's front, maintaining the visibility of the building's interior and minimising visual impact. Independent ground floor access to the upper floors must be retained.

4.52 The fronts of shops and business premises visually dominate town centres and have a considerable impact on the town centre's character and appearance. Attractive shop fronts that respect their surroundings have a positive effect on the overall quality and attractiveness of a town centre. This policy should be read in conjunction with Policy DM1 on high quality design and Policy DM25 on heritage assets.

4.53 National policy emphasises the importance of residential development in bolstering the vitality of town centres. Policy DM14 therefore promotes residential development in town centres where possible, and Policy DM16 supports this further by ensuring that access to accommodation above ground floor commercial units is not lost through redevelopment of the building's ground floor front.

4.54 Advertisements including fascia and projecting signs often go hand-in-hand with the design of shop fronts and other business premises. Applications for Advertisement Consent are determined outside of the Development Plan, under the 'Control of Advertisements' regulations. Such applications are determined on the basis of public amenity and highway safety. National policy provides additional guidance.

Policy DM17

Rural shopping

Retail development will be permitted within defined villages, where it will meet local needs and is accessible by a range of transport modes.

Adjacent to defined villages and elsewhere in the open countryside, proposals for retail development must demonstrate that:

- a) The location and scale of the development would not harm the vitality and viability of town centre or village shopping facilities;**
- b) The development would not lead to an unacceptable impact on the local road network; and**
- c) There would not be an unacceptable adverse impact to the character and appearance of the countryside.**

4.55 Policy S13 defines the villages in Mid Devon that are considered suitable for limited growth, due to their physical characteristics and the availability of a range of facilities and services. The Council supports the sustainable growth and expansion of business and enterprise in rural areas, while protecting the predominance of town centres for meeting the district's retail needs. Policy DM17 refers only to retail development, while Policy DM18 will be applied to non-retail business development. Policy DM1 (high quality design) also applies.

Policy DM18

Rural employment development

In countryside locations, planning permission will be granted for new-build employment development or expansion of existing businesses, provided that the development is of an appropriate use and scale for its location. Proposals must demonstrate that:

- a) The development would not lead to an unacceptable impact on the local road network;**
- b) There would not be an unacceptable adverse impact to the character and appearance of the countryside; and**
- c) There are insufficient suitable sites or premises in the immediate area to meet the needs of the proposal.**

4.56 The Council recognises the importance of retaining and providing rural employment opportunities outside settlement limits as a means of ensuring a diverse and healthy rural economy. There is a range of employment activities, particularly those associated with tourism, recreation and rural diversification that can be accommodated in countryside locations, without any adverse effects upon the character of Mid Devon's rural areas or existing development. It is important that the various indirect consequences of employment development such as security fencing, lighting, advertising material, open storage and vehicle parking and manoeuvring provisions do not harm the visual environment. It is also important that development outside settlement limits only occurs where there are insufficient alternatives available otherwise such development would not be sustainable. The policy is not intended to relate to large scale strategic development which would be contrary to Policy S2.

4.57 Policy DM18 refers to new-build developments and expansion of existing businesses. Proposals for conversion of existing buildings to an employment use will be assessed against Policy DM9. Other policies in the Local Plan will also be applied as appropriate.

Policy DM19

Protection of employment land

Non-employment use or development of employment land or buildings, including sites that are established, allocated or have planning permission, will be permitted where it can be demonstrated that there is no reasonable prospect of the site being used for employment purposes. Alternative uses will be permitted where it is demonstrated that:

- a) **Firstly, there is a sufficient range of suitable and available employment sites in the local area; then**
- b) **There is no commercial interest in the re-use of the site for employment, demonstrated by suitable marketing at an appropriate price for at least 18 months; and**
- c) **A sequential viability test has been applied following the unsuccessful marketing of the site, based on the following sequence of testing:**
 - i) **Mixed use of the site that incorporates an employment-generating use, then**
 - ii) **Non-employment use.**

4.58 One of the Council's five key objectives is a thriving economy. The Local Plan allocates commercial land sufficient to meet the district's future needs to 2033, but many people in the district will continue to commute to other areas and it is important to protect the sites that are currently providing jobs in Mid Devon. Employment land is a scarce and valuable resource which needs to be retained to ensure that the Council can deliver one of its key objectives.

4.59 National planning policy discourages the long-term protection of allocated employment sites where there is no reasonable prospect of a site being used for that purpose, and requires local planning authorities to have regard to market signals. Policy DM19 sets out local requirements that help to establish whether individual sites can provide employment. In assessing the range of suitable and available alternative employment sites in the local area (criterion a), the Council will have regard to the specific and wider conclusions of the Employment Land Review (2013), which describes a shortage in small employment allocations in Mid Devon. For the purposes of Policy DM19, the 'local area' means the Mid Devon district and, if an application site is in a parish adjacent to the district's boundary, a neighbouring district.

4.60 Applicants will also be required to demonstrate that there is no commercial interest in the re-use of the site for employment purposes. In view of the on-going fluctuations in the national economy, an 18 month marketing period is considered appropriate and will be kept under review in subsequent local plans. In relation to the appropriate price referred to in criterion (c) the price should reflect the price of similar employment sites or buildings which have been marketed within the previous two years or result from an independent assessment of the value of the land or buildings where this is not feasible. If there is no interest in the site as a result of marketing, the potential of the site for mixed use development including employment must be considered in preference to the total loss of employment. This will involve determining whether the site still has the potential to be developed viably for mixed use development or can only be viable if the whole site is developed for non-employment

uses. In all cases, the proposed use must not significantly harm any other existing uses in the area, or be harmed by those uses. For example, housing development may not be acceptable in close proximity to general industry, depending on the nature and scale of the industrial use.

Policy DM20

Agricultural development

Agricultural development will be permitted where:

- a) **The development is reasonably necessary to support farming activity on that farm or in the immediate agricultural community;**
- b) **The development is sensitively located to limit any adverse effects on the living conditions of local residents and is well-designed, respecting the character and appearance of the area;**
- c) **The development will not have an unacceptable adverse impact on the environment; and**
- d) **The development will not have an unacceptable traffic impact on the local road network.**

4.61 Agriculture is an important element of the Mid Devon economy. Agricultural development is essential to support modern farming and ensure a sustainable rural economy. This policy permits new agricultural development outside of the defined settlements, whilst seeking to balance the needs of modern farming with protecting the countryside and residential amenity.

4.62 Proposals for the development of new buildings for livestock need to take account of waste product storage or removal, and the effect this can have on the amenity of local residents and the environment. Such proposals will need to be accompanied by a Waste Management Plan, which sets out how the development limits any adverse effects. Where the development is likely to cause demonstrable harm to the environment, for instance where drainage from the site threatens the ecological integrity of a water body, a hydrological or drainage report will be required in accordance with Policy DM4 (pollution). A planning condition may be imposed to ensure that appropriate mitigation measures are implemented.

Policy DM21

Equestrian development

Horse-related facilities and equestrian enterprises in the countryside will be permitted where they are well integrated with their surroundings, being of appropriate location, scale, design and materials so as not to harm the character and landscape of the rural area or the amenity of nearby residents.

Equestrian development must not result in an unacceptable increase in traffic on the local highway network.

4.63 The use of land for horse keeping is a common feature of the Mid Devon landscape. Equine activities are an established part of the rural economy, providing opportunities for recreation and employment. Equestrian activities are typically located in the open countryside, away from settlements, where most forms of development are restricted.

4.64 New equine facilities can have a negative impact on the rural nature of an area, adversely affecting landscape character and natural beauty, by their appearance, scale, materials or design. Individually, equestrian developments may seem inconsequential, but cumulatively they may, over time, significantly alter the character of an area. It is therefore important that any new developments are designed and located as to minimise their impact, taking account of local character and landscape. Where proposals are part of an existing agricultural development, any new facilities should be integrated with, or located near to existing farm buildings or structures.

4.65 Commercial establishments or large scale domestic operations including racing stables, horse riding centres and liverys will have a greater impact on a local area, through their size, associated traffic generation and greater use of local roads for exercising of horses. Such establishments should demonstrate how they will not result in an unacceptable increase in traffic on local roads.

Policy DM22

Tourism and leisure development

Proposals for new or expanded tourism, visitor or leisure facilities will be supported within or adjacent to defined settlements. Elsewhere, the nature of the proposed development must justify a countryside location and minimise environmental impacts, avoiding an unacceptable traffic impact on the local road network. Development proposals must:

- a) **Respect the character and appearance of the location;**
- b) **Where possibleappropriate, involve conversion or replacement of existing buildings; and**
- c) **Demonstrate that the need is not met by existing provision within nearby settlements.**

4.66 Tourism plays an important role in generating income for local residents. Devon is a very popular tourist destination, providing leisure and recreation activities for its own residents and those visiting the county. Despite a number of small scale attractions and places to stay across Mid Devon, tourism is less developed than within other parts of the county, partly reflecting the district's inland location and distance to the coast.

4.67 Tourism and leisure development is generally welcomed, providing employment and a means of supplementing rural incomes. However, it can have negative impacts on the surrounding area if located insensitively, being out of scale with its context or by failing to take account of local character and appearance. The policy seeks to locate most development within or close to defined settlements, where local shops and facilities are most accessible and stand to benefit the most. Sustainable development will be approved in accordance with Policy S1.

4.68 Applications for tourism and leisure development in the countryside will need to be justified by the applicant. The Council will require a marketing strategy and business plan to be submitted, to explain how the development will achieve a high quality tourism product that meets demand. Proposals must demonstrate that their benefits outweigh any harm and that they do not cause an unacceptable impact to traffic on the local road network. Tourism and leisure development should benefit local businesses, the environment, communities and visitors in the long-term, so the Council will seek the right form of development in the right location, with evidence that the need is not already being met by existing provision. In demonstrating unmet need for tourism proposals outside settlement limits, applicants should have regard to the Council's Tourism Study, available [at on the Mid Devon District Council website http://www.middevon.gov.uk/evidence](http://www.middevon.gov.uk/evidence).

4.69 Evidence supporting a countryside location should be proportionate to the scale and nature of the tourism proposal being considered. For instance, the conversion of a barn to tourist accommodation is permissible in principle under Policy DM9 (conversion of rural buildings) and is often dependent on an agricultural character which would not be found in a nearby town or village. Larger tourism attractions such as animal sanctuaries, museums, outdoor activity centres or hotels may have a significant impact on the countryside and the local road network, so in these cases more comprehensive supporting evidence will be required.

Community facilities

Policy DM23

Community facilities

The development of new community facilities providing a local community benefit or environmental enhancement will be permitted where they are easily accessible by the local community and well related to a settlement. Proposals for the redevelopment of existing community facilities that enables them to modernise, remain viable and continue to be retained for the benefit of the community will be supported.

Proposals involving the loss of community facilities such as local shops, public houses, allotments, cultural and recreational facilities and other important local services will not be permitted where this would damage the settlement's ability to meet its day to day needs or result in the total loss of such services to the community. Only in circumstances where the facility is proven to be no longer economically viable, including for alternative community uses, will applications for alternative use be considered acceptable.

4.70 Community facilities provide for the health and wellbeing, social, educational, spiritual, recreational, leisure and cultural needs of the community. They include pubs, post offices, shops, village halls, allotments, places of worship and various recreational facilities. National policy seeks to retain and develop local services and community facilities and guard against their unnecessary loss, [while the vision for this Local Plan recognises the importance of providing safe, healthy and crime free neighbourhoods](#). Policy DM23 therefore builds on

this guidance and seeks to protect those existing services whilst permitting some redevelopment where it is necessary to ensure viability.

4.71 The Council will guard against the unnecessary loss of valued community facilities and services. In circumstances where a community facility is proved to be no longer economically viable in a particular location, the Council will consider an alternative use. Assessment of viability will require the submission of detailed evidence relating to trading accounts, valuation considerations and the marketing of the business or property at a reasonable price for a minimum of 12 months.

4.72 Local communities can nominate buildings as 'assets of community value' to be added to a register held by the Council. Once on the register the owners of a facility will need to notify the Council if they intend to sell the asset, at which point the community will be offered the opportunity to purchase it. Mid Devon District Council will compile this list as community assets are brought forward. Applicants should contact the Council for further advice should they wish to apply for planning permission or change of use on a community facility that has been included on the register. The Council cannot refuse planning permission purely on the basis that a community asset is on the register.

Policy DM24

Protection of Local Green Space and recreational land/buildings

Open space, sports and recreational buildings and land, including playing fields, will be protected from alternative development unless:

- a) **An assessment has been undertaken which demonstrates that the site is surplus to requirements, including requirements within the parish for alternative forms of open space, sports or recreational use; or**
- b) **The loss resulting from the proposed development would be replaced by equivalent or better provision in terms of quantity and quality in a suitable location, prior to the commencement of the development; or**
- c) **The development is for alternative sports and recreational provision, the needs for which clearly outweigh the loss.**

Designated areas of Local Green Space will be protected from development unless the development meets the criteria set out in national policy for the protection of Green Belts.

4.73 This policy aims to protect open space, sport and recreational land or buildings from redevelopment, with the exception of any sites allocated for alternative use.

4.74 The Open Space and Play Area Strategy (2014) identifies sites of public open space, sports and recreational land in the district. Where the strategy shows a surplus of play areas or other open space according to the standards set out in Policy S5, the Council will consider which open spaces are most important for long-term maintenance and retention. Those which include a flexible mix of uses such as equipped play space, sports and informal recreation land will normally be considered a priority for retention, and also those which are an integral and well-functioning part of an existing housing estate. Proposals for redevelopment of surplus open space must demonstrate that the site is less preferable for public recreational

use than the alternative open spaces within an accessible distance of the development. If this is not the case, criteria b) or c) of the policy apply.

4.75 Sites which are particularly important to local communities may be designated as Local Green Space, through the preparation of local or neighbourhood plans. The Local Plan designates Local Green Space at the following locations:

- [Millenium Green, Bampton](#)
- ~~Church Green, Bickleigh~~
- Joan's Orchard, Bickleigh
- Recreation Ground, Bickleigh

- Nick's Farm Field, Bradninch
- [Millenium Green, Sandford](#)
- Millennium Green, Thorverton
- Sports Field, Witheridge

4.76 Neighbourhood plans produced by local communities may designate further areas in addition to the above list. Local Green Space must be reasonably close to the community it serves; have demonstrable local significance and interest; be local in character and not cover an extensive tract of land. National policy applies a level of protection equivalent to Green Belts.

Environment

Policy DM25

Development affecting heritage assets

Heritage assets and their settings are an irreplaceable resource. Accordingly the Council will:

- a) Apply a presumption in favour of preservation in situ in respect of the most important heritage assets;
- b) Require development proposals likely to affect heritage assets and their settings, including new buildings, alterations, extensions, changes of use and demolitions, to consider their significance, character, setting ([including views to or from](#)), [appearance, design, layout](#) and local distinctiveness, and the opportunities to enhance them;
- c) Only approve proposals that would be likely to substantially harm heritage assets and their settings if substantial public benefit outweighs that harm or the requirements of paragraph 133 of the National Planning Policy Framework are met;
- d) Where a development proposal would lead to less than substantial harm, that harm will be weighed against any public benefit, including securing optimum viable use; and
- e) Require developers to make a proportionate but systematic assessment of the impact on setting as set down in the guidance from ~~English Heritage: "The Setting~~

of Heritage Assets”Historic England: ‘The Setting of Heritage Assets: Historic Environment Good Practice Advice in Planning:3’.

4.77 The historic environment is an asset of great cultural, social, economic and environmental value. It is a non-renewable resource that contributes significantly to our quality of life and to the character of the district. Heritage assets are defined as those parts of the historic environment that have significance because of their historic, archaeological, architectural or artistic interest over and above their functional utility and covers both designated and non-designated assets.

4.78 A heritage asset is defined as a building, monument, site, place, area or landscape identified as having a degree of significance meriting consideration in planning decisions because of its heritage interest. This includes designated heritage assets such as listed buildings, scheduled monuments, registered parks and gardens and conservation areas, and undesignated sites that can include archaeological sites, locally listed assets and any asset included on the Devon County Historic Environment Record.

4.79 Where proposed development will have the potential to impact upon a heritage asset or its setting, the Council will require the applicant to submit sufficient information to enable a description of a heritage asset affected and a consideration of the impact of the development upon it. This may take the form of an appropriately detailed desk-based assessment and, where necessary, a field evaluation. The level of detail required should be proportionate to the asset's importance and no more than is sufficient to understand the potential impact of the proposal on its significance. If physical preservation of a heritage asset in situ is not appropriate or feasible, “preservation by record” may be acceptable and implementation required by a condition attached to planning permission. Non-designated heritage assets of archaeological interest that are of equivalent significance to a scheduled monument, will be considered subject to the policies for designated heritage assets.

4.80 Proposed development that would lead to substantial harm or total loss of significance of a designated heritage asset will be assessed against national policy, which requires that such proposals should be refused unless there are substantial public benefits that outweigh the harm, or all of the following considerations apply:

- The nature of the heritage asset prevents all reasonable uses of the site
- No suitable viable use of the heritage asset can be found in the medium term through appropriate marketing
- There is no possibility of conservation as a result of grant-funding or charitable or public ownership
- The harm or loss would be outweighed by the benefit of bringing the site back into use

4.81 Balancing the importance of conservation with the challenge of tackling climate change represents a priority for the district. Proposals for measures to mitigate the effects of climate change that affect listed buildings or buildings in a conservation area can sometimes conflict negatively with the principles of conservation. Therefore prior to determination, the Council will work with applicants to identify feasible solutions that deliver climate change mitigation with less or no harm to the significance or setting of the heritage asset. Where conflict is unavoidable, the public benefit of mitigating the effects of climate change will be weighed against any harm to the significance of the heritage assets affected.

4.82 Further background information in relation to Mid Devon's historic environment can be found within the Town and Village Character Assessment and Conservation Area Appraisals. Where these are available, applications should make reference to how the proposed development contributes towards the priorities set out in these documents. Specific studies may also be relevant to development proposals depending on their location. For instance, where development would affect the setting of Knightshayes Court or Killerton Park, the Council will have regard to The Setting of Knightshayes Park and Garden: A Historic Landscape Assessment (The Parks Agency; Sept 2007), or the Killerton Park Setting Study (Land Use Consultants; final report, April 2013), as appropriate. These documents are available on the Council's website and will be a material consideration when planning applications are determined. Applicants are encouraged to contact the Council to check if their site falls within the setting study areas surrounding Knightshayes or Killerton, and consider the implications of this at the design stage. It should also be noted that the areas covered by setting studies do not represent a finite limit of setting.

4.83 Details of Mid Devon's non-designated heritage assets are on the register of heritage assets, which is available on the Council's website at www.middevon.gov.uk/heritageassets. ~~The Council's online Public Access system at www.middevon.gov.uk/online-applications has a property address search facility that identifies where heritage assets are present.~~ Further details of heritage assets are ~~also~~ available from English Heritage/Historic England and the Historic Environment Service at Devon County Council, which holds the Devon County Historic Environment Record. The Council will publish a local register of non-designated heritage assets.

4.84 Existing registers of heritage assets are not an exhaustive list of heritage assets. The Mid Devon local list is regularly reviewed to take account of new information. A development proposal might draw attention to a heritage asset that had not previously been identified or assessed. The absence of an asset from the heritage asset register at the time an application is submitted does not indicate that the asset has no heritage value.

Policy DM26

Green infrastructure in major development

Major development proposals must demonstrate that green infrastructure will be incorporated within the site as follows:

- a) Biodiversity mitigation, resulting in a net gain in biodiversity;
- b) Flood and water resource management;
- c) Green corridors and public rights of way to link the site to the wider GI network, provide walking and cycling opportunities and avoid habitat fragmentation; and
- d) New green infrastructure such as the creation of native woodland where possible.

Where evidence demonstrates that meeting these criteria in full would render the development unachievable, the Council will balance the benefits of the development against the objectives of this policy. Where appropriate, the Council will seek

contributions toward off-site green infrastructure where on-site green infrastructure is unfavourable.

4.85 Green infrastructure is a network of multi-functional green space with recreational, visual and ecological value. It includes:

- Natural and semi-natural green spaces such as grassland and nature reserves
- Green corridors such as hedgerows, verges and public rights of way, or 'blue infrastructure' such as watercourses and other water bodies
- Public or private spaces such as gardens, parks, village greens and allotments

4.86 Biodiversity is in long-term decline, with habitats becoming increasingly fragmented and degraded as a result of changing land use and agricultural practices. National policy seeks to reverse this trend, halting overall biodiversity loss and reintroducing well-functioning and coherent ecological networks for the benefit of all. There is an opportunity for development in Mid Devon to play its part in improving the quality and connectivity of green infrastructure. Green infrastructure in some cases can also serve the purpose of protecting or enhancing heritage assets.

4.87 Major applications (defined in the glossary) should be accompanied by a habitat survey describing what flora and fauna are present on the site, with particular regard to protected species. In permitting the development, the Council must be satisfied that onsite biodiversity mitigation, where required, is sufficient to make the development acceptable in planning terms.

4.88 Green infrastructure provided within major development sites should normally serve a variety of purposes such as flood attenuation, leisure and recreation, provision of natural habitats, and shading and cooling of buildings and public areas. Green infrastructure functions can co-exist in one place, so the land coverage does not have to be extensive in every case. Green infrastructure within the site should be achieved as part of the broader objectives for high quality design set out in Policy DM1 (high quality design). Applicants should have regard to the Town and Country Planning Association document, Biodiversity by Design, and should explore opportunities for green infrastructure to deliver wider environmental measures, such as those set out in the SW River Basin Management Plan.

4.89 This policy should be considered alongside Policy S5, which sets local standards for the provision of public open space in new development.

Policy DM27

Protected landscapes

Development proposals within or affecting the Blackdown Hills Area of Outstanding Natural Beauty, Dartmoor National Park, Exmoor National Park and the North Devon Biosphere Reserve must demonstrate that:

- a) Cultural heritage and the character, appearance, setting and other special qualities of the landscape will be conserved or, where possible, enhanced; and

- b) **Biodiversity will be conserved and enhanced where possible through improved linking of habitats, appropriate landscaping and habitat creation.**

Major developments within or adjoining the Area of Outstanding Natural Beauty and Dartmoor or Exmoor National Parks will only be permitted in exceptional cases.

4.90 National policy accords the highest status of protection to the landscape and scenic beauty of Areas of Outstanding Natural Beauty (AONB) and National Parks. The Mid Devon district incorporates a very small part of Dartmoor National Park in the Cheriton Bishop parish, for which Dartmoor National Park Authority is the Local Planning Authority. The district shares boundaries with both Dartmoor and Exmoor National Parks.

4.91 The Blackdown Hills Area of Outstanding Natural Beauty (AONB) is a nationally important landscape designation, aiming to preserve and enhance the natural and historic landscape features, flora and fauna of the AONB. The Blackdown Hills Management Plan outlines measures for the protection and management of this landscape. Development should not in any way undermine the special qualities that led to the designation of this landscape as AONB.

4.92 Part of the western side of the district falls within the transition area for the North Devon Biosphere Reserve. Biosphere Reserves are areas nominated by national governments and designated under UNESCO's 'Man and Biosphere Programme.' These areas are recognised for their high biodiversity value combined with sustainable use of natural resources for the benefit of local communities. The purpose of the biosphere reserve is to reconcile the conservation of biodiversity with human development needs. The part of the reserve within Mid Devon is known as a 'transition area'. This does not benefit from the very high level of environmental protection found in the 'core area' at Braunton Burrows, but contains agricultural activities and local communities that are recognised for their progress towards achieving this environmental and economic balance.

4.93 Further information on the cultural heritage, character, appearance and setting of the district's landscapes may be found in the Mid Devon Landscape Character Assessment, the Devon Landscape Character Assessment and Devon County Council's Historic Environment Record, which the Council may use as a background to decision-making. Where a development proposal would have potentially significant landscape impact, a Landscape and Visual Impact Assessment and ecological report will be required. For applications not supported by specific studies, such as small-scale proposals with no likely significant effects on the landscape or biodiversity, the requirements of the policy should be met through the Design and Access Statement where one is required.

4.94 Where major developments are proposed within or adjoining protected landscapes or adjoining the National Parks, it must be demonstrated that they are sufficiently in the public interest to overcome any detriment to the landscape in question. National policy criteria will be applied, including an assessment of the need for the development, consequences of approval or refusal, opportunities for an alternative location and the extent to which any detrimental effects on the environment could be mitigated. The impact of light pollution should also be considered with particular regard provided for the Dark Sky Reserve status of Exmoor National Park.

Policy DM28

Other protected sites

Where development proposals would lead to an individual or cumulative adverse impact on Sites of Special Scientific Interest, ancient woodland, ancient trees, Regionally Important Geological Sites, County Wildlife Sites, Local Nature Reserves or priority habitats defined under the UK and Devon Biodiversity Action Plans, the Council will balance the overall benefits of the proposal against the impact. Sufficient information must be provided for the Council to assess the significance of the impact against the importance of the protected site and the species which depend upon it. Planning permission will be granted where:

- a) The benefits of and need for the development clearly outweigh the direct and indirect impact to the protected site and the ecosystem services it provides;
- b) The development could not be located in an alternative, less harmful location; and
- c) Appropriate mitigation measures have been put in place. Where mitigation measures are not possible compensatory measures in some cases may be considered appropriate.

Where development proposals would lead to an individual or cumulative adverse impact on Natura 2000 sites, planning permission will be refused unless the proposal complies with criteria b) and c) above, and the fundamental integrity of the features of the Natura 2000 site would not be affected.

4.95 Natura 2000 sites include habitats protected under European Legislation, such as Special Areas of Conservation and Special Protection Areas for birds. There are no sites in Mid Devon that are designated at European level for wildlife protection or special conservation. However, there is a European-designated Special Area of Conservation (SAC) adjacent to the district's boundary on the A361 road near Rackenford, within North Devon district. While the policies in this plan incorporate counter-acting measures to reduce effects on SACs, the protection of European sites is of the utmost importance. Development that would adversely affect a Natura 2000 site will not normally be permitted, given the stringent tests applied in Policy DM28 and the National Planning Policy Framework.

4.96 Within the Mid Devon district, the Council accords the highest degree of importance to Sites of Special Scientific Interest, as these are sites of national importance with regard to flora, fauna, geological and physiographical (landform) features. They are statutorily protected from harmful operations under the Wildlife and Countryside Act 1981. Proposed development that has an adverse effect on a Site of Special Scientific Interest, whether individually or in combination with other developments, will not normally be permitted. Paragraph 118 of the National Planning Policy Framework will be applied.

4.97 Ancient woodland will be accorded the same level of importance as Sites of Special Scientific Interest, as it comprises a number of woodland habitats that are a national priority for improvement under the UK Biodiversity Action Plan. Ancient woodland and trees are irreplaceable. As such, the opportunities for mitigation under criterion c) of the policy are limited, and planning permission is likely to be refused for development that would result in

the loss of ancient woodland or trees unless the need for, and benefits of, the development in that location clearly outweigh the loss. Where the Council becomes aware of ancient trees not previously identified and under threat from development, a Tree Preservation Order will be considered.

4.98 Regionally Important Geological Sites, being of regional significance, are also accorded a high degree of importance. Mid Devon only has six such sites, within the parishes of Crediton, Crediton Hamlets, Zeal Monachorum, Kentisbeare and Uffculme. More information is available in the glossary. Any development proposal that impacts upon one of these sites would need to be extremely well justified.

4.99 County Wildlife Sites are undesignated sites selected because of the presence of important habitats or species. There are over 200 such sites in Mid Devon, representing a variety of habitats. Development proposals adversely affecting a County Wildlife Site will be considered on a case-by-case basis, according to the amount of information available about the site and its significance, relative to the type, scale and benefits of the development being proposed. The same position will be taken on proposals that impact on Local Nature Reserves and priority habitats (other than ancient woodland) defined in the UK and Devon Biodiversity Action Plans.

4.100 Priority habitats include certain classifications of grassland, heathland, woodland or marsh. While the loss of irreplaceable habitats will not normally be permitted, the Council will seek the replacement of a priority habitat where it is significantly affected and its replacement can be achieved, through a planning obligation as appropriate.

4.101 The Countryside and Rights of Way Act 2000, the UK Biodiversity Action Plan and a number of other Regulations and Directives also designate particular 'protected species' with legal protection. It is an offence recklessly or deliberately to kill, injure, capture or disturb protected species, which includes carrying out works which obstruct, damage or destroy access to that species' habitat. These provisions are set out in law and apply in addition to relevant policies in the Local Plan. The Council will require a protected species survey to be carried out in support of any relevant planning application, including when the application site is not a protected site under Policy DM29 but may affect protected species such as bats and birds.

4.102 Policy DM29 affords protection to sites of significant wildlife or geological importance. Where adverse impacts are likely, planning permission will be refused unless there is particular justification that clearly outweighs the impact in that case. The Council will consider the wider implications of any adverse impact to a protected site, such as its role in providing a vital wildlife corridor, attenuating flood risk or ensuring good water quality in a catchment. National policy criteria will be applied. Where development is permitted and would lead to an adverse impact, appropriate mitigation measures should be put in place. Compensatory measures in some cases, where mitigation measures are not possible, may be considered appropriate. Compensatory measures are not possible in cases and will depend on the context of the protected site. In the case of Natura 2000 sites, compensatory measures may only be considered if the proposal is deemed to be of overriding public interest and would involve engagement with both Central Government and European Commission.

4.103 The protected sites listed in Policy DM29 are identified on the Policies Map where they are within or adjoining a defined settlement. Larger sites are also identified on the

district-scale map. Up-to-date mapping and information for County Wildlife Sites are held by Devon Biodiversity Record Centre (DBRC). Applicants are advised to contact DBRC when the full extent of a County Wildlife Site is in question.

Enforcement

Policy DM29

Planning enforcement

The Council will investigate unauthorised development, acting proportionately to the scale of the suspected breach of planning control. Enforcement action will be taken where it is appropriate to do so and in the public interest.

- 4.104 Investigating suspected breaches of planning control is an important function of a Local Planning Authority. Unauthorised development can be detrimental to the local environment and be a source of social tension. Failure to enforce planning conditions or address unauthorised development can reduce the effectiveness of a Local Planning Authority and undermine public confidence in the planning system.
- 4.105 When undertaking investigations, the Council will act in proportion to the scale of the suspected breach to which it relates. The Council will then take enforcement action where it deems such action to be appropriate, having regard to the scale of the breach and the impact on public amenity.
- 4.106 To ensure that enforcement is managed proactively and in a way that is appropriate to Mid Devon the Council will publish a Local Enforcement Plan. This document will set out the Council's approach to enforcement, including timescales for action and stating in detail how the Council will respond to suspected breaches of planning control.

5.0 Monitoring

5.1 Monitoring is important to understand the characteristics of the local area, assess the impact of policies and whether the strategy is delivering sustainable development so that the policies can be reviewed as appropriate. The Council is required to produce a Monitoring Report at least annually to provide information on the following matters:

- Progress of local plans including the timetable for completion, stage reached and reasons for any delays;
- Any local plans or supplementary planning documents that have been approved or adopted, including relevant dates;
- Decisions not to implement any Local Plan policy including reasons and steps to implement the policy in the future;
- The number of market and affordable dwellings built in the reporting period and since the relevant Local Plan policy target was introduced;
- Any neighbourhood plans or development orders made in the district;
- Progress on the implementation of the Community Infrastructure Levy, if any; and
- Actions taken to ensure cooperation with other local authorities and prescribed organisations under the 'duty to cooperate'.

5.2 The Local Plan contains local indicators and targets where appropriate to inform this process and to measure the Council's performance against relevant policies and legislation.

Indicator	Relevant Policies	Target	Implementation Agencies	Comments
Housing				
Housing trajectory showing net additional dwellings from 2013-2033	S2; S3; S4; S10; S11; S12; S13	Annual completions of 360 <u>393</u> dwellings	Development industry, MDDC	
Affordable housing completions; number of dwellings	S1; S3	Annual average completions 400 <u>124</u> per year.	MDDC, development industry, registered providers, Housing and Communities Agency	
Affordable housing on rural exception sites	S3; DM6	>50% affordable housing	MDDC, development industry, registered providers, Housing and Communities Agency	Proportion of market housing on rural exception sites should be lower than that of affordable housing.
Net additional gypsy and traveller pitches	S3; DM7		MDDC	
Self-build completions	S3	5% on sites of 20+ dwellings	MDDC, development industry	
Sizes and types of dwellings completed	S1; S3; DM13	No target	MDDC, development industry	

Net density of new residential development	S9; DM1	None	MDDC, development industry	Policies do not set minimum housing densities but promote the efficient and effective use of land.
Indicator	Relevant Policies	Target	Implementation Agencies	Comments
Housing				
Availability of land for housing	S3; S4	>105% housing supply against requirement	MDDC, development industry	Target applied to whole district. Target will be revised to >120% if persistent under-delivery of housing is proven.
Development of housing on allocated sites	S3; S4 All housing allocations	>50% of completions	MDDC, development industry	
Total amount and percentage of housing development (including conversions) on previously developed land.	S1	No target	MDDC, development industry	
Number of parking spaces provided in new residential developments	DM5	≥1.7 car parking per dwelling	MDDC, development industry	
Commercial				
Total amount of additional commercial floorspace for the whole district and individually for Tiverton, Cullompton, Crediton and rural areas	S2; S6; S10; S11; S12; S13; DM14; DM15, DM18	Average annual completions (square metres) Mid Devon 7700 <u>7350</u> Tiverton 4540 <u>1470</u> Cullompton 3850 <u>3675</u> Crediton 770 <u>735</u> Rural Areas 4540 <u>1470</u>	MDDC, development industry	Monitoring reports will break down the provision of use classes A1-A5, B1-B8, C1-C2, D1-D2 and sui generis uses.
Development of employment on allocated sites	S6; All commercial allocations	>50% of completions	MDDC, development industry	
Losses of commercial land in local authority area	S6; DM14; DM15; DM19	No Target	Mid Devon District Council, development industry, businesses	Loss of commercial land will be broken down according to use class.
Number of active businesses	S1; S2; S6	Maintain or increase number of active	MDDC, Heart of the South West Local Enterprise Partnership, private sector	

		businesses.		
Job Seekers Allowance as a proportion of working age population each April	S1; S6	Remain below regional average	MDDC, development industry, business sector	Gives indicator for deprivation and employment.
Total amount of floorspace for town centre uses, in total and within town centres (Classes A1, A2, B1a and D2)	S6; S7	No target	MDDC, development industry, retail business sector, leisure industry.	
Indicator	Relevant Policies	Target	Implementation Agencies	Comments
Total amount of floorspace for town centre uses out of town centres (Classes A1, A2, B1a and D2)	S6; DM14; DM15	No target	Mid Devon District Council, development industry, retail business sector, leisure industry.	To monitor edge-of-centre and out-of-centre development, mainly retail.
A1 shops in primary shopping frontages.	S7; DM14	>65%	Mid Devon District Council, development industry, retailers	
Total amount and percentage of commercial floorspace on previously developed land.	S1	No target	MDDC, development industry	
Infrastructure				
Community Infrastructure Levy. Monitor annual receipt of CIL.	S8	No target.	MDDC, development industry	
Public open space provision and accessibility. Applications complying/failing to comply with quantity and access standards in Policy S5	S1; S5; S8	No target	MDDC, development industry, town and parish councils, Sport England, private and voluntary organisations.	Policy S5 sets out standards for open space provision. Smaller sites may provide financial contributions in lieu of onsite open space, with these funds being directed to the provision or improvement of public open space elsewhere.
Strategic Housing and Commercial Land Availability	S3; S4; S6	To review SHLAA/SCLAA when the Local	MDDC, development industry, infrastructure providers	

Assessment		Plan is reviewed		
Services available in towns and rural areas	S8; S10; S11, S12; S13; S14	No reduction in services	MDDC, Devon County Council, other organisations	Services include: Public transport, educational facilities, convenience stores, community halls
Loss of community facilities	S1; DM23	No total loss in settlement	MDDC, development industry	
Environment				
Number of Conservation Area Appraisals and Conservation Area Management Plans	S9	1 new or updated CAA/MP per year	MDDC	
Habitat surveys (where applicable) for consented developments demonstrate no loss in biodiversity.	S1; S9	100%	Natural England, MDDC, development industry	No loss may be achieved through avoidance, mitigation and compensation of impacts.
Developments permitted on protected sites (habitats)	S1; S9; DM28	No target	MDDC, Natural England, development industry	Policy directs development away from protected sites subject to criteria, so the number of consents should be low.
Indicator	Relevant Policies	Target	Implementation Agencies	Comments
Ecological status of water bodies	S1; S9; DM4	No target	MDDC, development industry, Environment Agency.	Target in South West River Basin Management Plan is to achieve good ecological status for water bodies and protected areas by 2015. The Environment Agency monitors water quality.
Consented renewable energy development by type and megawatts.	S1; S9 DM2	No target	Mid Devon District Council, development industry.	
Number of heritage assets added to the local register	DM25	No target	Mid Devon District Council, development industry, English Heritage	
Air Quality Management Areas	S1; S11; S12; DM3; DM4	Reduction in air pollutants within AQMAs	MDDC, development industry, Devon County Council, Highways Agency	
Enforcement				
Number of planning enforcement cases,	DM29	No target	MDDC	

notices and prosecutions				
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Annex 1

Glossary

Adopted Policies Map (Proposals Map):

A map showing the areas or sites to which local plan policies and proposals apply. It will contain Inset Maps, showing particular areas in more detail.

Affordable Housing:

Social rented, affordable rented and intermediate housing, provided to eligible households whose needs are not met by the market. Eligibility is determined with regard to local incomes and local house prices. Affordable housing should include provisions to remain at an affordable price for future eligible households or for the subsidy to be recycled for alternative affordable housing provision.

Social rented housing is owned by local authorities and private registered providers (as defined in section 80 of the Housing and Regeneration Act 2008), for which guideline target rents are determined through the national rent regime. It may also be owned by other persons and provided under equivalent rental arrangements to the above, as agreed with the local authority or with the Homes and Communities Agency.

Affordable rented housing is let by local authorities or private registered providers of social housing to households who are eligible for social rented housing. Affordable Rent is subject to rent controls that require a rent of no more than 80% of the local market rent (including service charges, where applicable).

Intermediate housing is homes for sale and rent provided at a cost above social rent, but below market levels subject to the criteria in the Affordable Housing definition above. These can include shared equity (shared ownership and equity loans), other low cost homes for sale and intermediate rent, but not affordable rented housing.

Homes that do not meet the above definition of affordable housing, such as “low cost market” housing, may not be considered as affordable housing for planning purposes.

Allocations:

Proposals that a certain site or area of land should be developed for particular uses and/or buildings. They are shown on a Policies Map, contained within the Local Plan or Local Development Framework. There will be a related policy setting out any parameters and criteria for the site, contained within the local plan.

Assets of Community Value:

A property or place that has been nominated by the local community and included on the Council’s list of Assets of Community Value. If a registered property is to be sold, the local community is given the opportunity to bid for it before it is released for sale on the open market.

Building Research Establishment Environmental Assessment Method (BREEAM):

An environmental assessment method and rating system for buildings, to evaluate a building’s specification, design, construction and use.

Car Club:

An organisation that owns cars that are shared by its members. People arrange in advance when they want to use a car, and pay to use it. The advantage is that members do not have to pay the whole cost of owning a car, but are able to use one when they need to.

Community Facilities:

Community facilities provide for the health and wellbeing, social, educational, spiritual, recreational, leisure and cultural needs of the community. They include pubs, post offices, shops, village halls, allotments, places of worship and various recreational facilities.

Community Infrastructure Levy:

A levy allowing local authorities to raise funds from owners or developers of land undertaking new building projects in their area.

Curtilage:

The extent of the land around a property (particularly a dwelling) that often, but not always, delineates the amount of land associated with the property. For larger, particularly country properties, the curtilage may often only refer to an immediate cultivated garden and associated forecourt, rather than any other land included within the overall 'planning use'.

Devon Biodiversity Record Centre (DBRC):

An online database of over two million wildlife records, hosted by the Devon Wildlife Trust.

Ecosystem services:

The products of natural systems from which people derive benefits, including goods and services, some of which can be valued economically and others which have a non-economic value. Ecosystem services include: provisioning services (products from land and water); regulating services (processes such as pollination; water purification and climate regulation); cultural services (heritage, recreation, health and wellbeing); and supporting services (essential functions such as soil formation and nutrient cycling).

Embodied carbon:

The amount of CO₂ emitted during a product's entire lifecycle, including raw material extraction, transport, manufacture, assembly, installation, maintenance, disassembly or demolition and decomposition. A complete assessment of embodied carbon is often termed 'cradle to grave', while an assessment limited to the early phases (up to the point the product leaves the factory) is called 'cradle to gate'.

Green Infrastructure:

A network of multi-functional green space with recreational, visual and ecological value.

Local Development Scheme:

A project plan for the preparation of local plans.

Local Green Space:

The designation of locally important land for special protection, ruling out development other than in exceptional cases. Local Green Space is designated when a local or neighbourhood plan is prepared or reviewed. It must be reasonably close to the community it serves; have demonstrable local significance and interest; be local in character and not cover an extensive tract of land.

Low Carbon technologies:

Includes energy for heating and cooling as well as generating electricity. Low carbon technologies are those that can help reduce emissions (compared to conventional use of fossil fuels).

Main Town Centre uses:

Retail development (including warehouse clubs and factory outlet centres); leisure, entertainment facilities the more intensive sport and recreational uses (including cinemas, restaurants, drive-through restaurants, bars and pubs, night-clubs, casinos, health and fitness centres, indoor bowling centres, and bingo halls); offices; and arts, culture and tourism development (including theatres, museums, galleries and concert halls, hotel and conference facilities).

Major development:

Applications for residential development with a minimum of 10 dwellings or a 0.5 hectare site area, and planning applications for non-residential development with a minimum of 1000 square metres gross floor area, or a 1 hectare site area.

Minor development:

Planning applications which are not any of the following types: a major application, a change of use application or a householder application.

Neighbourhood plans:

Plans and Development Orders produced by parish councils or other designated neighbourhood forums with the support of the local community, including Community Right to Build Orders.

Planning obligation:

A legal agreement or undertaking under Section 106 of The Town and Country Planning Act 1990. Planning obligations provide a means of ensuring that developers contribute towards the infrastructure and services that are necessary to facilitate proposed development. The use of Section 106 Agreements is affected by the Community Infrastructure Levy Regulations.

Primary shopping area:

Defined area where retail development is concentrated (generally comprising the primary and secondary shopping frontages which are adjoining and closely related to the primary shopping frontage).

Primary and secondary frontages:

Primary frontages are likely to include a high proportion of retail uses which may include food, drinks, clothing and household goods. Secondary frontages provide greater opportunities for a diversity of uses such as restaurants, cinemas and businesses. Mid Devon towns do not have defined secondary frontages but these are generally located within the primary shopping area, outside of the primary shopping frontage (see Policies Maps).

Priority habitat/species:

Priority species and habitats are those that have been identified as being the most threatened and requiring conservation action under the UK Biodiversity Action Plan.

Public Rights of Way (PRoW):

Give you the right to walk, ride a horse or cycle along certain routes and are legally protected in the same way as roads.

Recreational Trail:

A corridor, route or pathway, generally land or water based, primarily intended for recreational purposes, including walking, hiking, cycling, canoeing and horse-riding.

Regionally Important Geological Sites (RIGS):

These are the most important sites for geology and geomorphology outside of statutorily protected land such as Sites of Special Scientific Interest. They are designated according to criteria set at regional or county level. The following table details the six Mid Devon RIGS:

Grid_Ref	Parish	Description
SS789022	Crediton Hamlets	Quarry with exposures of Permian volcanic lava
SS714032	Zeal Monachorum	Quarry with exposure of Upper Carboniferous Bude formation
SS820005	Crediton	Road cutting with exposure of Crediton Breccia
SS817002	Crediton Hamlets	Exposure of Newton St.Cyres Breccia on the sides of a deeply sunken lane
ST096090	Kentisbeare/Uffculme	Scarp hillside covered in bracken & woodland
SX823985	Crediton Hamlets	Quarry with volcanic lava resting on soft reddish Knowle sandstone

Renewable energy:

Includes energy for heating and cooling and electricity generation. Renewable energy covers those energy flows that occur naturally and repeatedly in the environment – from the wind, the fall of water, the movement of the oceans, from the sun and also from biomass and deep geothermal heat.

River Basin Management Plan (RBMP):

A plan produced by the Environment Agency in order to meet the requirements of the EU Water Framework Directive. Each plan sets out the environmental objectives for all water bodies in the region and how they will be achieved. [The South West RBMP can be downloaded from the Department for Environment, Food & Rural Affairs and Environment Agency website. The South West RBMP can be downloaded at <http://www.environment-agency.gov.uk/research/planning/125027.aspx>.](http://www.environment-agency.gov.uk/research/planning/125027.aspx)

Rural workers:

are people whose place of work is located within the countryside, typically comprising farm workers, forestry workers and others involved in rural-based enterprises.

Self-Build and Custom Housebuilding:

Homes built by individuals, associations of individuals or developers working with or for those individuals, to be occupied by those individuals. Homes that are built wholly or mainly to plans or specifications decided or offered by a developer/seller are excluded.

Sites of Special Scientific Interest (SSSI):

SSSIs are the country's very best wildlife and geological sites. SSSIs are important as they support plants and animals that find it more difficult to survive in the wider countryside. The protection of SSSIs is a shared responsibility between landowners, local authorities and Natural England.

Statement of Community Involvement:

a statement within the Local Development Framework that sets out the Council's policies for the public involvement in the preparation of Local Development Documents and planning applications.

Supplementary Planning Document:

a document within the Local Development Framework that sets out more detailed policies in support of those contained in a local plan. It does not form part of the Development Plan, but is a material consideration on planning applications.

Sustainable Development:

is development which meets the needs of the present while not preventing future generations meeting their own needs. The sustainability of local plans must be assessed through Sustainability Appraisals and Strategic Environmental Assessment (SA/SEA).

Telecommunications development:

Operational development and change of use of land to provide buildings, instrumentation and other equipment necessary for telecommunications (telegraph, cable, telephone, radio, or television).- The National Planning Policy Framework sets out the requirements for decision-making on telecommunications proposals.

Water Framework Directive (WFD):

European Union legislation that requires all countries throughout the EU to manage the water environment to consistent standards.

Zero carbon:

A set of standards prepared by the Government for the construction of new homes which are intended to ensure zero net carbon emissions from on-going use and maintenance from the building. Regulated emissions such as a building's energy efficiency and onsite renewable or low carbon heat and power supply will be controlled through the Building Regulations, while any remaining emissions may be offset through 'allowable solutions' (to be determined by Government).

Annex 2

Low Emission Assessments (LEA): Procedural guidance

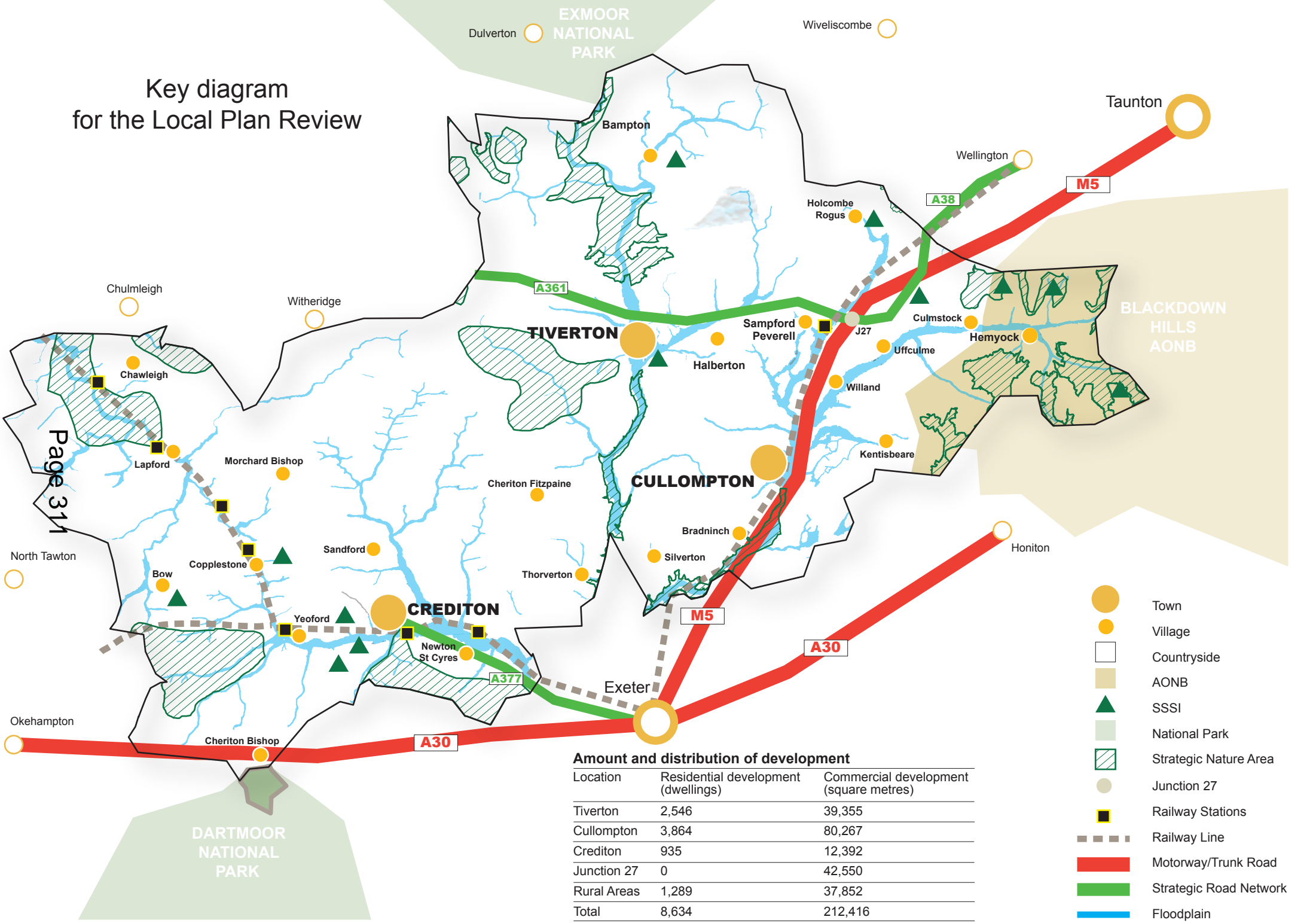
Steps	Information required	Notes
Step 1	<ul style="list-style-type: none"> Overview of development proposal. Summary of pre-application discussions. Identify boundaries of the assessment according to the proximity to an Air Quality Management Area, expected routes of travel, properties most affected and years of interest, to determine whether a concentrations-based air quality assessment is required under Policy DM6 criterion a). Set out the assessment methodology used to comply with criterion a) of Policy DM6 if necessary, including sources of data and assumptions used. 	Years of interest will be influenced by the anticipated operational commencement and lifespan of the development; the timescale to achieve specified national targets for emissions; and the availability of robust emissions data projected forward to 2020 or beyond.
Step 2	<ul style="list-style-type: none"> Using the Low Emission Toolkit (or equivalent), calculate the baseline residual road transport emissions from the development, for the first operational year and specified future years after development trips have been reduced as far as possible. The calculation should be based on a 'without measures' scenario, i.e. not including any low emission mitigation measures. If an air quality assessment has been identified as necessary under Step 1, summarise: all impacts (during and post-construction) on identified properties or other local receptor locations; any exceedences of the air quality objectives resulting from the development; any effect on the delivery of the relevant Air Quality Action Plan; the significance of the results; and the options for measures to reduce, mitigate or compensate an air quality impact. 	Display data as annual emissions.
Step 3	<ul style="list-style-type: none"> Consider whether additional trip 	Steps 2 and 3 may be

Steps	Information required	Notes
	<p>reduction measures can be incorporated.</p> <ul style="list-style-type: none"> Using the Low Emission Toolkit (or equivalent), evaluate the impact on residual road transport emissions of applying low emission mitigation measures, both on and offsite, against 'business as usual' baseline levels, for the specified years of interest. Evaluate any trade-offs that occur as a result of mitigation measures, for instance where one pollutant would decrease but another increase, or where there is a net increase in the road traffic emissions in Mid Devon but a decrease within the Air Quality Management Area. If an air quality assessment is included (see Step 1), summarise the effect that mitigation measures will have on: identified properties or other local receptor locations; any exceedences of the air quality objectives resulting from the development; and any effect on the delivery of the relevant Air Quality Action Plan. 	<p>combined as a site emissions mitigation plan, with clear links to the Travel Plan.</p>
Step 4	<ul style="list-style-type: none"> Calculate the remaining residual road transport emissions after mitigation measures have been incorporated, using a 'mass emissions' approach (Low Emissions Toolkit) and in addition a concentrations-based approach in cases where criterion a) of Policy DM6 applies (see Step 1). 	<p>The Local Planning Authority may wish to negotiate further/alternative mitigation measures, requiring a revised LEA to be submitted.</p>
Step 5	<ul style="list-style-type: none"> Translate the calculated remaining residual road transport emissions into damage costs for the pollutants of concern. (Information on calculating damage costs is available from DEFRA: http://www.defra.gov.uk/environment/quality/air/air-quality/economic/damage/) 	<p>If damage costs are significant, the Local Planning Authority will consider whether a Section 106 Agreement is required and feasible to make the development acceptable in planning terms, to deliver a cost-equivalent</p>

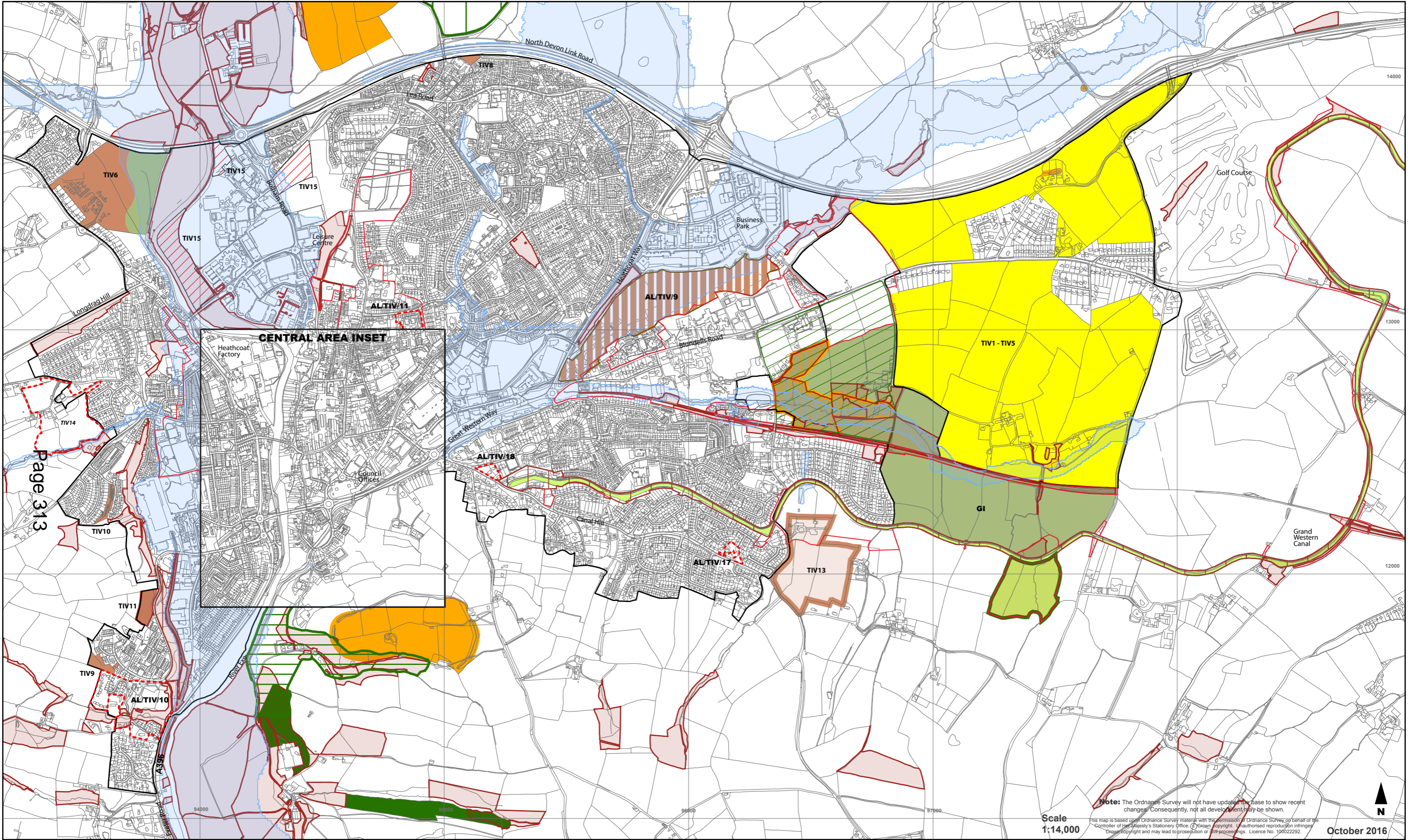
Steps	Information required	Notes
		<p>air quality improvement identified in the relevant Air Quality Action Plan. In this case the identified project would be excluded from the Council's list of infrastructure funded by the Community Infrastructure Levy (CIL). CIL would remain payable for all other generic offsite infrastructure. The Council may take legal advice before deciding on this approach, where a Section 106 Agreement would deliver off-site infrastructure.</p>

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Key diagram
for the Local Plan Review



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Settlement Limit		Conservation Area		National Register of Historic Parks and Gardens		Safeguarded Areas for School Expansion	
Proposed Residential Allocation		Ancient Monument		Local Register of Historic Parks and Gardens		Proposed Deleted Sites	
Proposed Contingency Housing Site		Ancient Woodlands		Tidcombe Lane Fen Catchment Area		Floodplain	
Proposed Mixed Use Allocation		County Wildlife Site (2007 data)		Site of Special Scientific Interest		<i>PROPOSED CHANGES</i>	
Proposed Green Infrastructure		Local Nature Reserve		Priority Habitats		Proposed Deleted Site	
						Proposed Residential Allocation	

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Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map
(Proposed Submission)

Tiverton

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Cullompton

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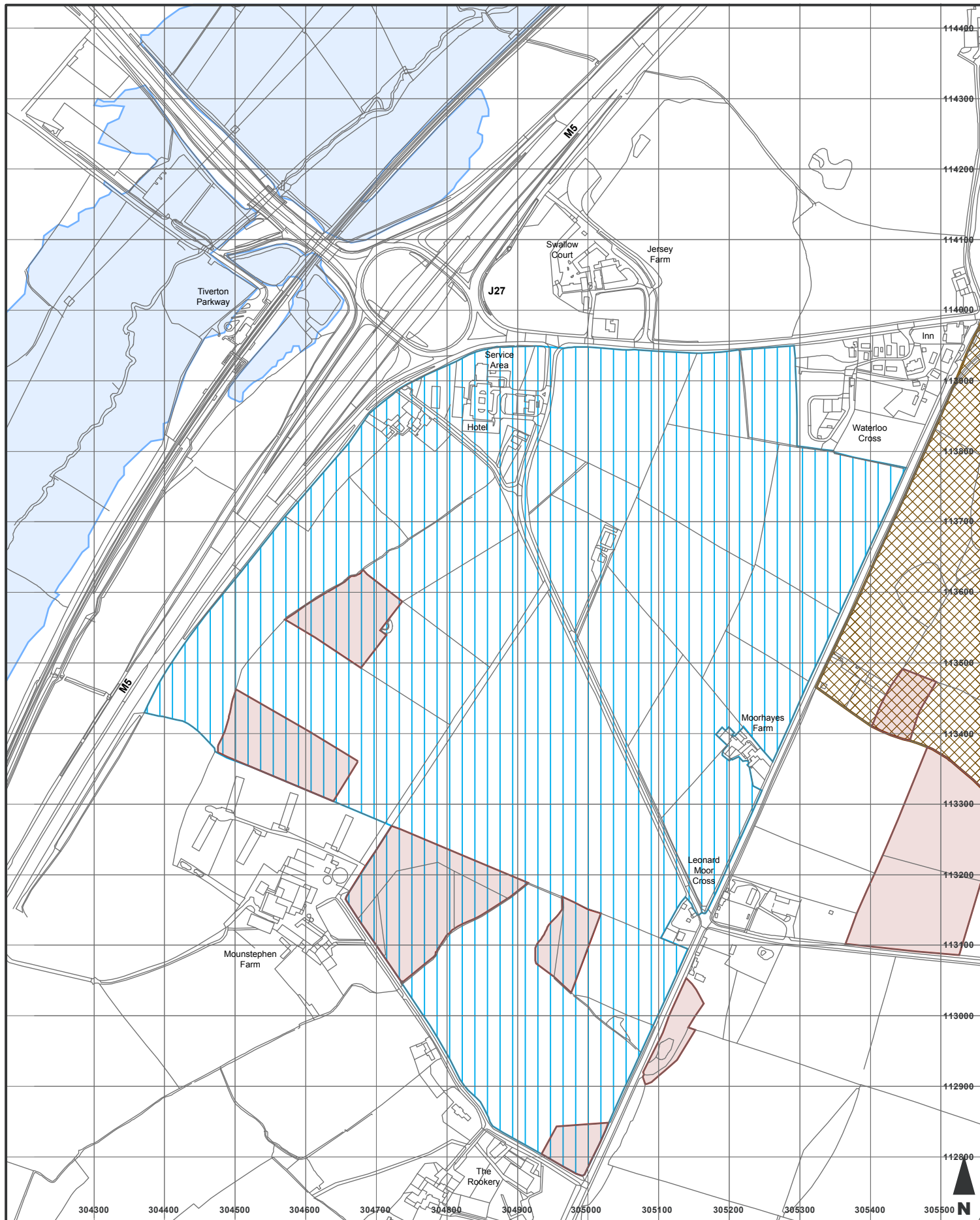
Proposed deleted/partially deleted sites		Proposed mixed use allocation		Safeguarded area for school expansion		Floodplain	
Settlement limit		Proposed commercial allocation		Area for town centre relief road		PROPOSED CHANGES	
Proposed amendment to settlement limit		Proposed green infrastructure		Ancient monument		Proposed mixed use	
Conservation area		Town centre boundary		County wildlife site (2007 data)		Boundary amendment	
Proposed residential allocation		Primary shopping area		Priority habitats		Proposed green infrastructure	
Proposed contingency housing site allocation		Safeguarded area for railway station				Proposed extension to town centre relief road	





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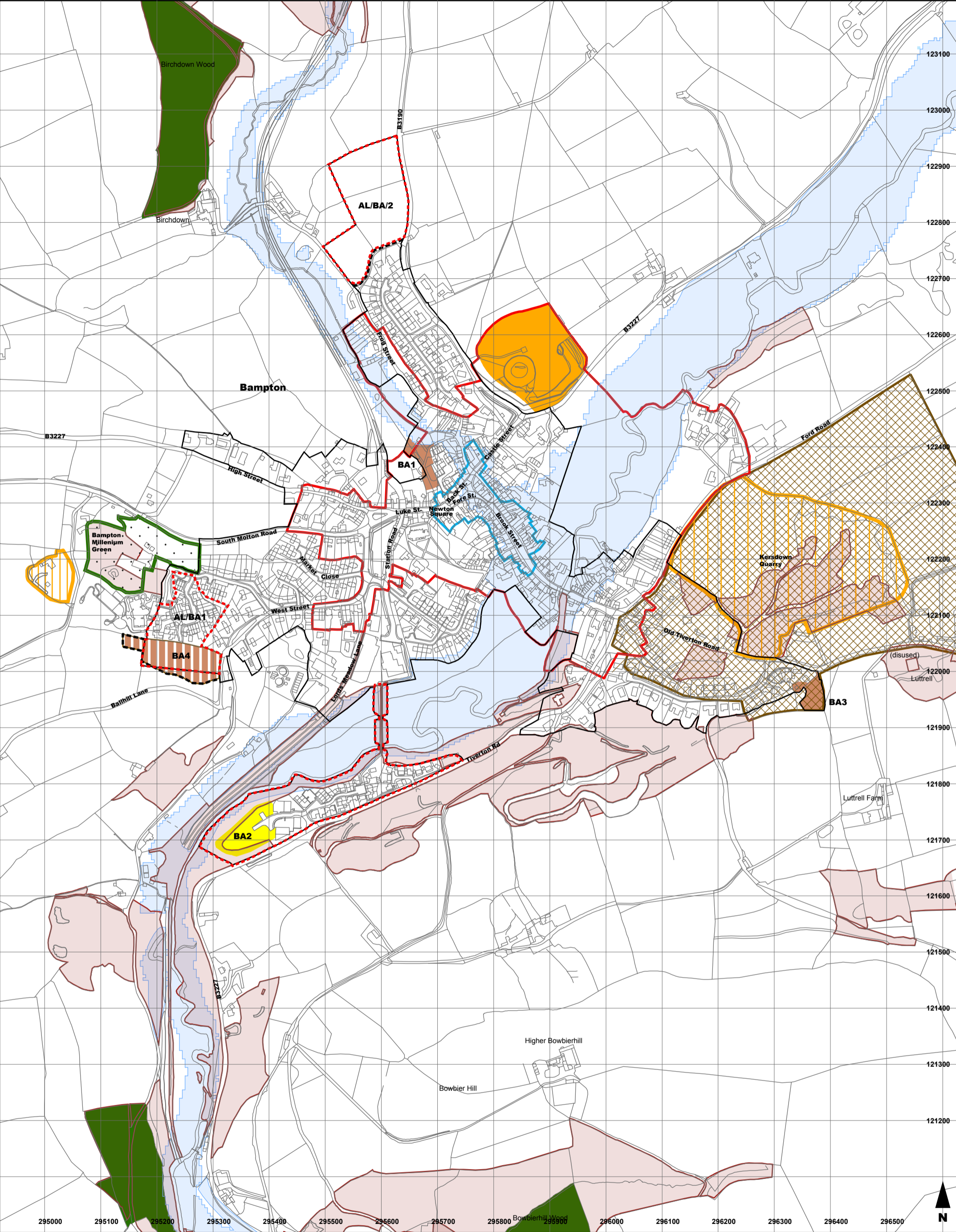
Proposed Commercial Allocation	
Floodplain	
Priority Habitats	
Minerals Consultation Area	

Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map (Submission)

Junction 27

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Settlement Limit

Proposed Amendment to Settlement Limit

Conservation Area

Proposed Deleted Site

Proposed Residential Allocation

Proposed Mixed Use allocation

Town Centre Boundary (proposed for deletion)

Site of Special Scientific Interest

Ancient Woodlands

Minerals Consultation Area

Ancient Monument

Priority Habitats

Floodplain

PROPOSED CHANGES

Proposed Local Green Space

Proposed Residential Allocation

Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map (Proposed Submission)

Bampton

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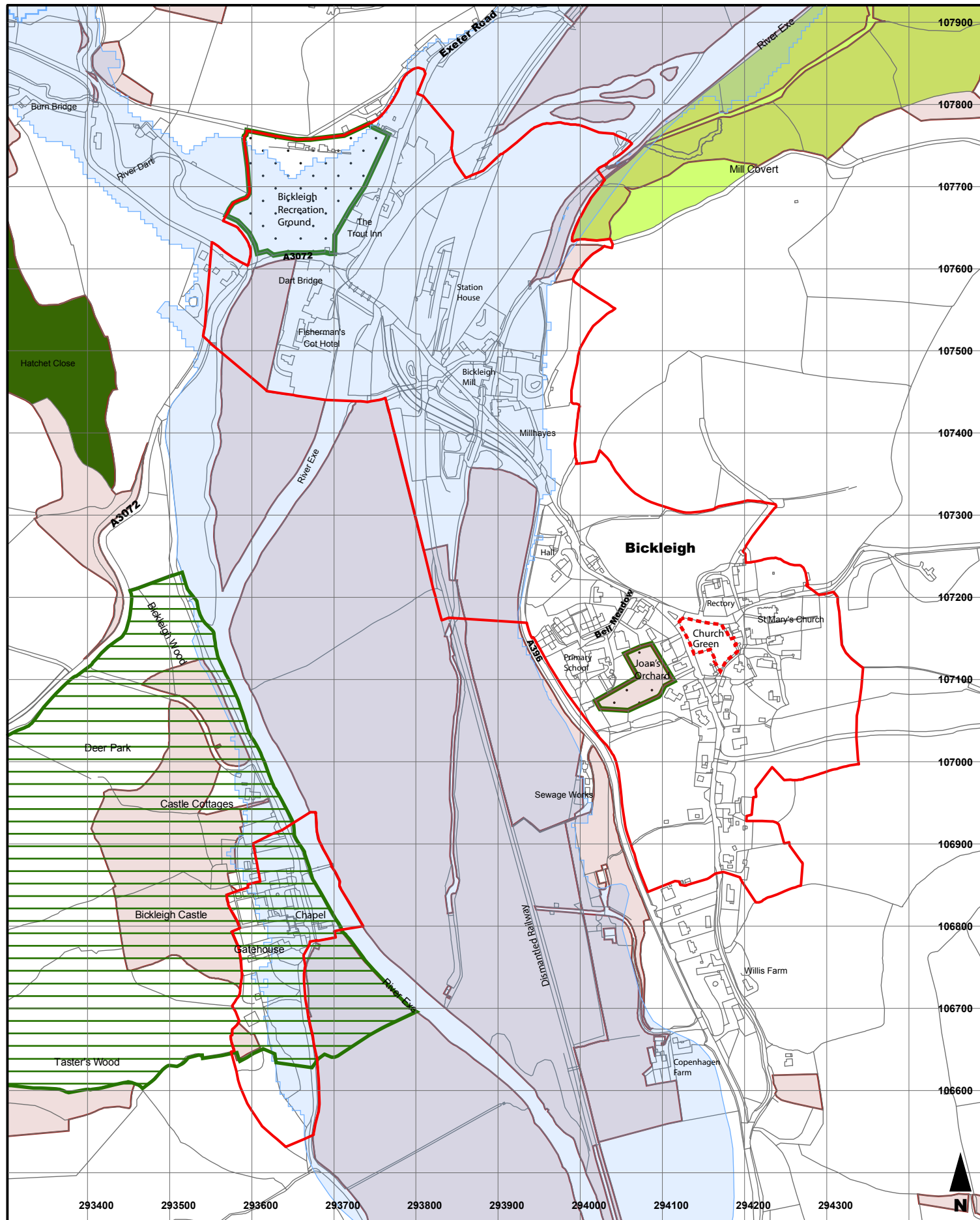
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2016

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Conservation Area		Proposed Local Green Space	
County Wildlife Site (2007 data)		Priority Habitats	
Local Register of Historic Parks & Gardens		<i>PROPOSED CHANGES</i>	
Floodplain		<i>Proposed Deleted Site</i>	
Ancient Woodlands			

Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map (Proposed Submission)

Bickleigh

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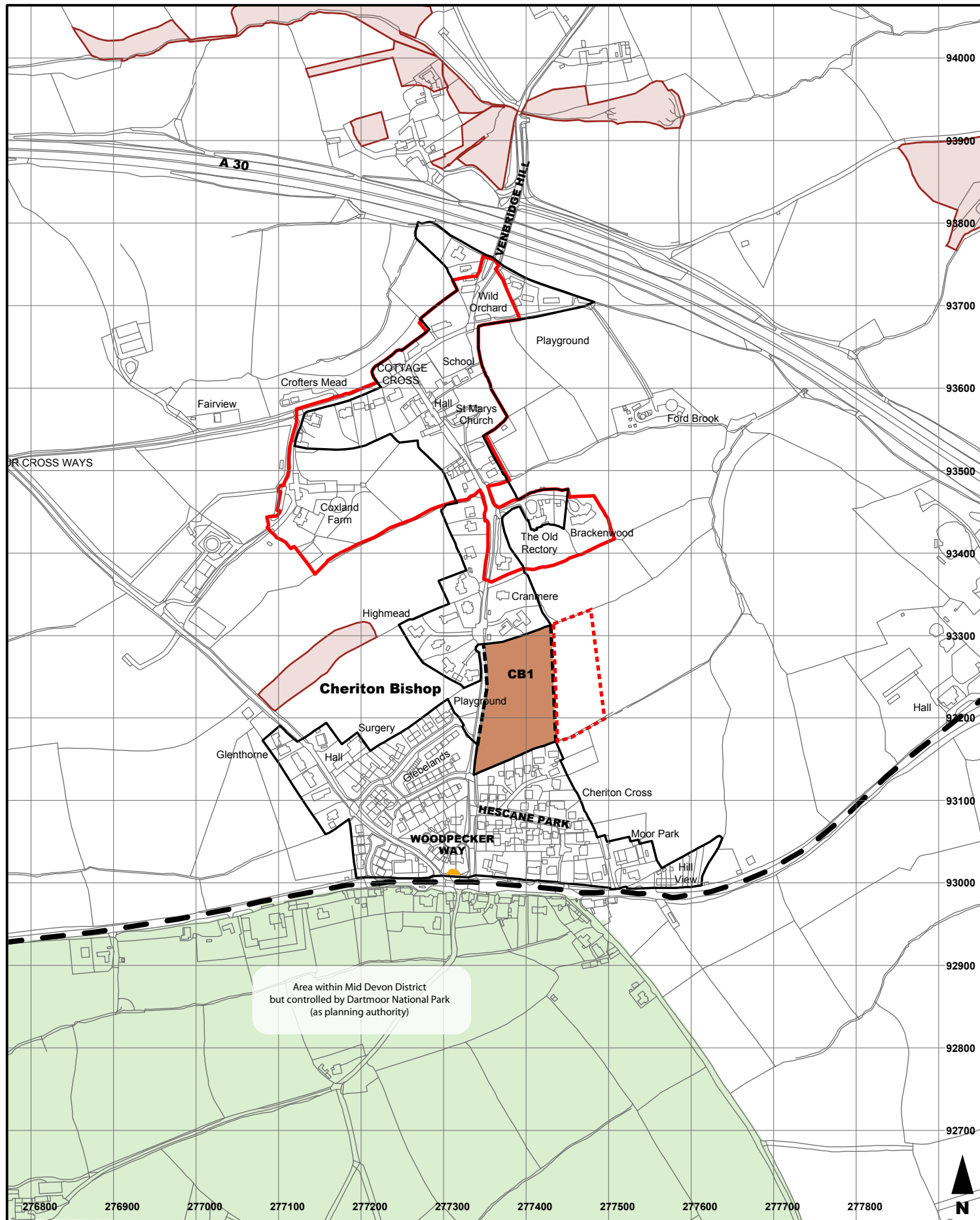
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Settlement Limit		Ancient Monument	
Proposed Settlement Limit Amendment		Priority Habitats	
Proposed Residential Allocation		Plan Boundary	
Conservation Area		PROPOSED CHANGES	
		Proposed Deleted Site	

Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map (Proposed Submission)

Cheriton Bishop

Page 325

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Settlement Limit



Ancient Monument



Proposed Amendment to Settlement Limit



Area of Outstanding Natural Beauty



Floodplain



PROPOSED CHANGES

Priority Habitats



Proposed Deleted Site



Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map (Proposed Submission)

Hemyock

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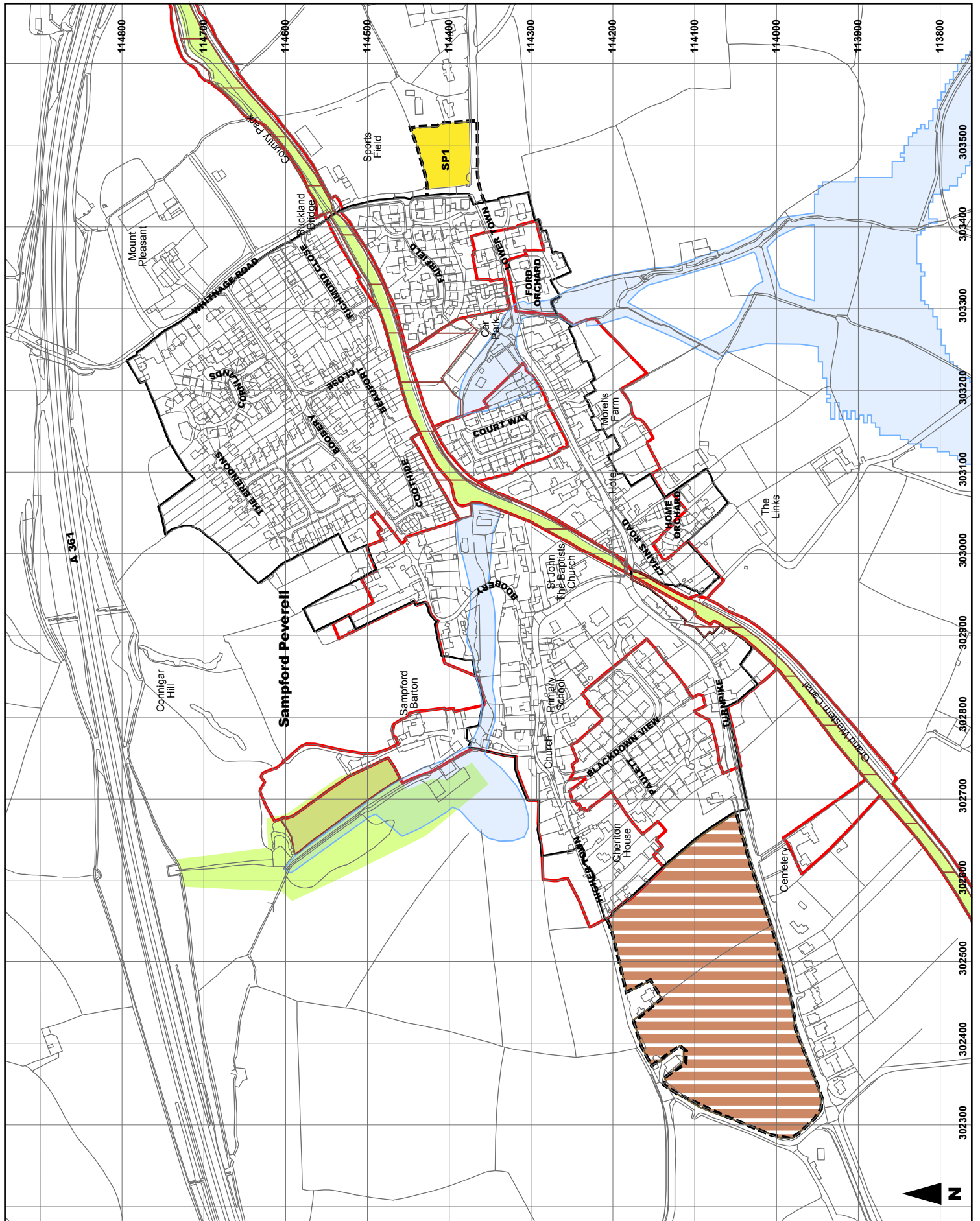
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Settlement Limit



Local Nature Reserve



Proposed Settlement Limit Amendment -



Priority Habitats



Proposed Residential and GP Surgery Allocation



Floodplain



County Wildlife Site (2007 data)



PROPOSED CHANGES

Conservation Area



Proposed Residential Allocation



Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map (Proposed Submission)

Sampford Peverell

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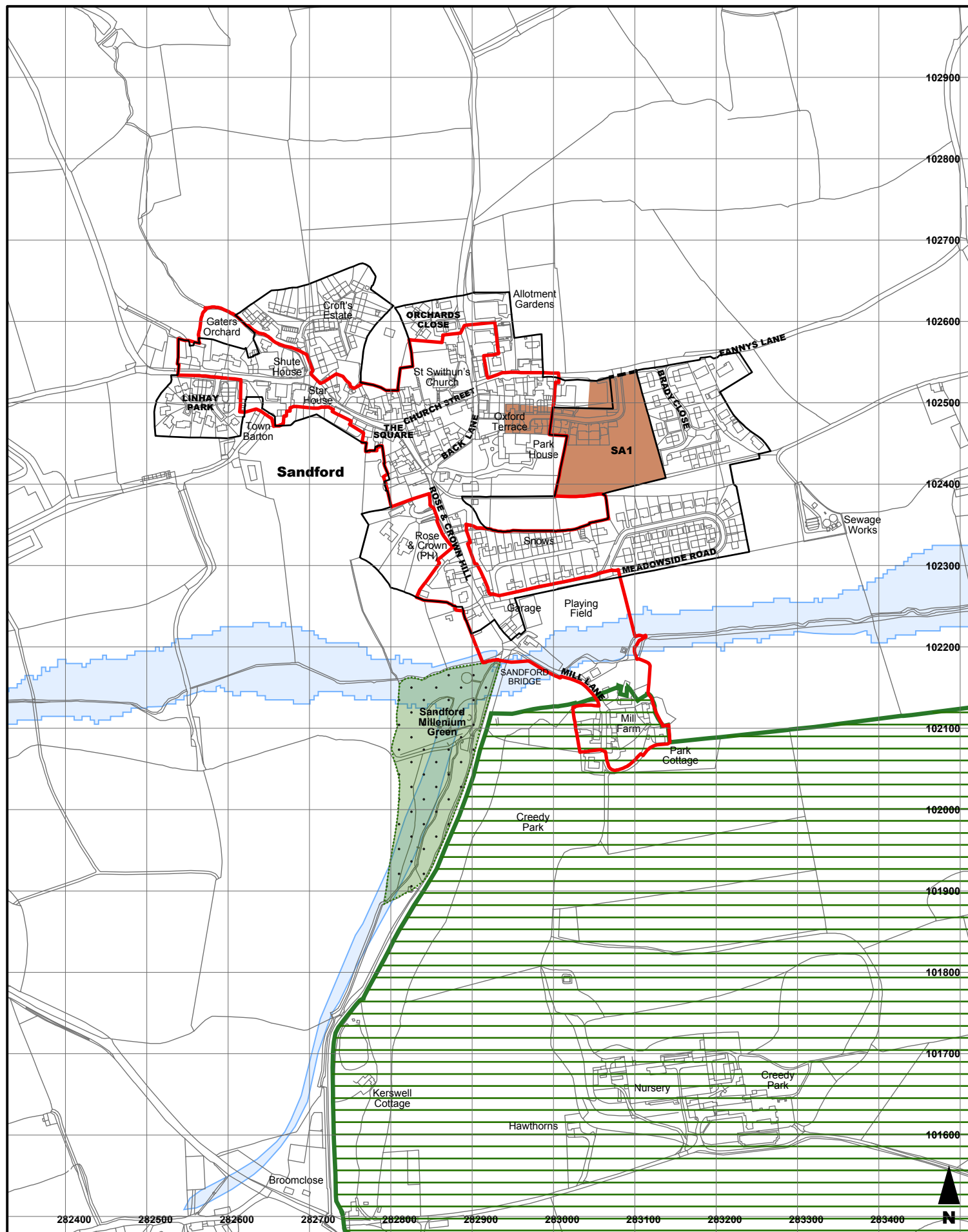
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Settlement Limit		Local Register of Historic Parks and Gardens	
Proposed Settlement Limit Amendment		Floodplain	
Proposed Residential Allocation		PROPOSED CHANGES	
Conservation Area		Proposed Local Green Space	

Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map (Proposed Submission)

Sandford

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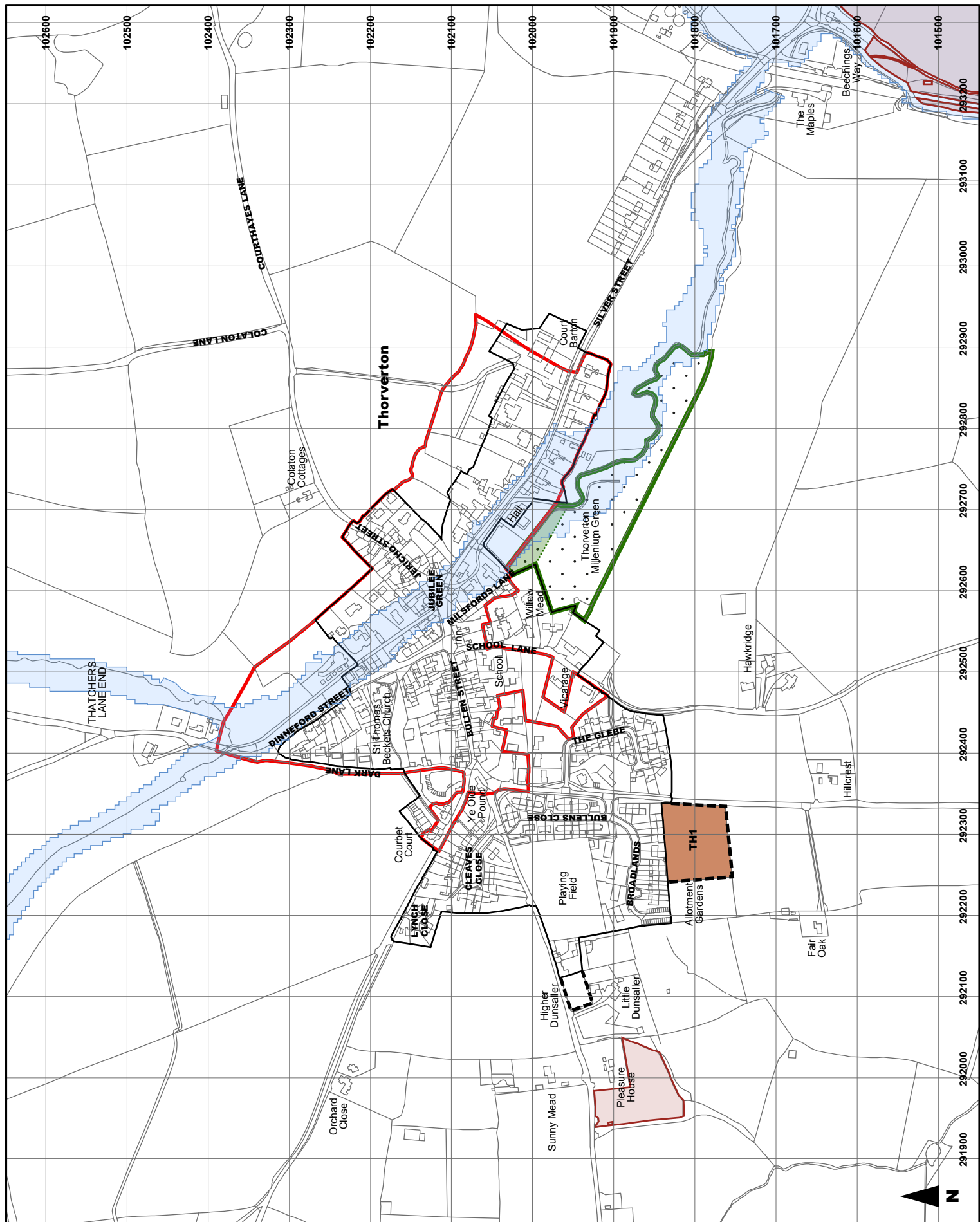
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Settlement Limit



Proposed Settlement
Limit Amendment



Proposed
Local Green Space



Conservation Area



Proposed Residential
Allocation



Priority Habitats



Floodplain



PROPOSED CHANGES

*Proposed Amendment
to Local Green Space*



Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map (Proposed Submission)

Thorverton

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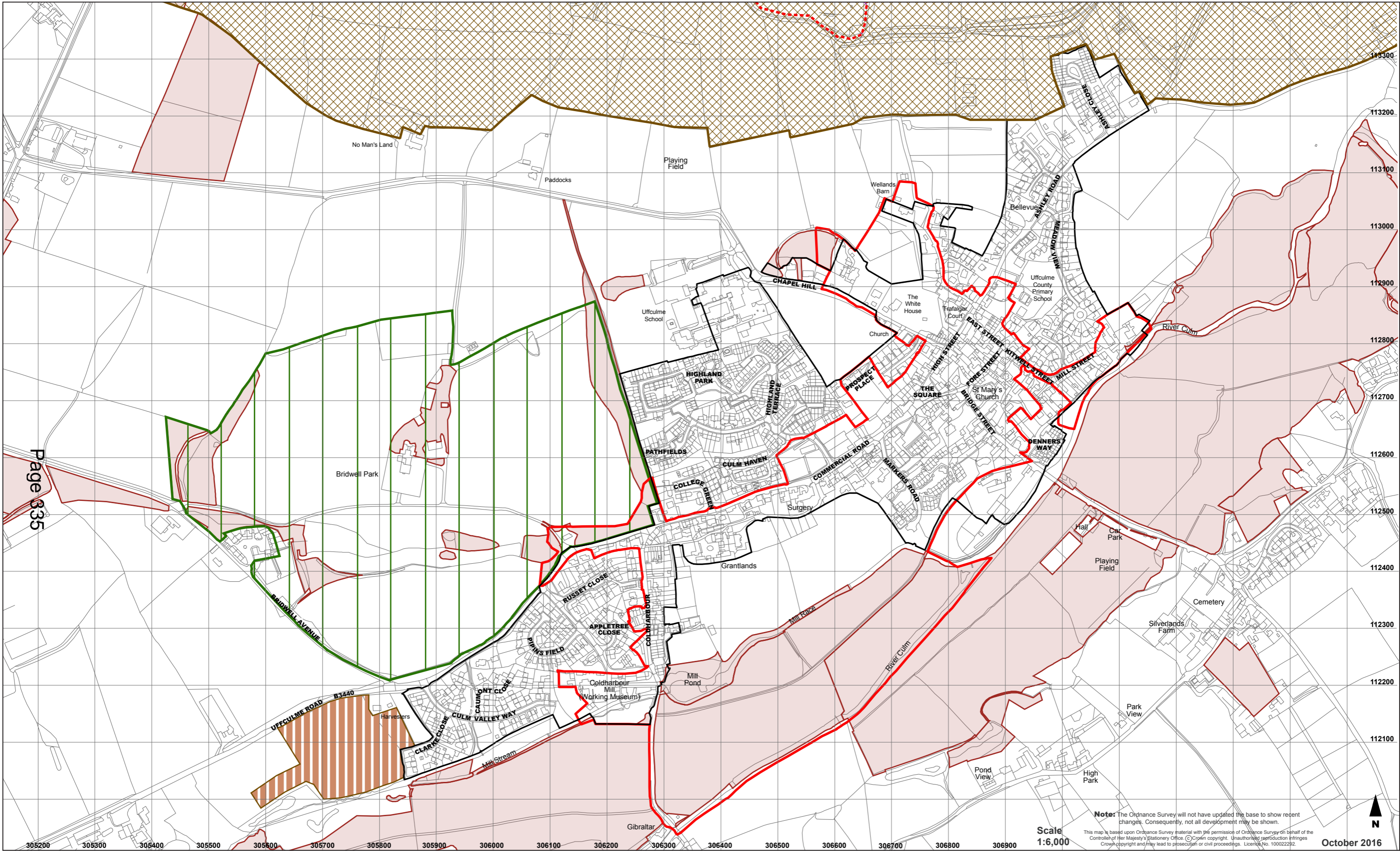
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- | | | | |
|----------------------------|--|--|--|
| Settlement Limit | | Floodplain | |
| Historic Park and Garden | | <i>PROPOSED CHANGES</i> | |
| Conservation Area | | <i>Proposed Deleted Site</i> | |
| Minerals Consultation Area | | <i>Proposed Residential Allocation</i> | |
| Priority Habitats | | | |

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Mid Devon Local Plan 2013 - 2033

Publication Stage Policies Map
(Proposed Submission)

Uffulme

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REPORT OF THE HEAD OF PLANNING AND REGENERATION

MID DEVON COMMUNITY INFRASTRUCTURE LEVY DRAFT CHARGING SCHEDULE

Cabinet Member Cllr Richard Chesterton

Responsible Officer Mrs Jenny Clifford, Head of Planning and Regeneration

Reason for Report: To consider the Draft Community Infrastructure Levy and associated policies.

RECOMMENDATIONS:

- a) That the Draft Community Infrastructure Levy Charging Schedule (DCS), attached as Appendix 1 to this report, be approved for Consultation;
- b) That the Draft Infrastructure Plan, Draft Regulation 123 List and Draft Policy on the use of Section 106 Agreements, the Instalments Policy and Payment in Kind Policy be published for consultation with the DCS; and
- c) The draft Regulation 212(4) Statement be approved with delegated authority given to the Head of Planning and Regeneration in consultation with the Cabinet Member for Planning to agree and submit the final Regulation 212 (4) statement;
- d) That delegated authority be given to the Head of Planning and Regeneration in consultation with the Cabinet Member for Planning to make minor changes to the documents referred to in a) – c) above and for their submission.

Relationship to Corporate Plan: The Community Infrastructure Levy (CIL) provides the opportunity to fund infrastructure within the district in a new way, allowing for the significant limitations on the use of Section 106 planning obligations which came in at April 2015. The provision of infrastructure will underpin a number of the corporate plan objectives.

Financial Implications: In April 2015, limitations on the use of Section 106 obligations were introduced, which prevent “pooling” of more than five s106 payments towards one infrastructure project, or one general fund to provide a particular type of infrastructure. The use of CIL is intended to replace this kind of s106 “pooling” by providing a fixed charge for development which can be used flexibly by the local planning authority to support infrastructure provision across the area. In total it is forecast that the introduction of CIL at the rates recommended will produce an income of about £9.5m over the remaining period of the local plan. The

Council is permitted to charge CIL administration costs to the CIL income, up to a maximum of 5% of the income received.

Legal Implications: Before CIL is adopted there is a process of consultation and independent examination, this is the final stage of consultation and the next step following the close of the consultation period will be to submit the Draft Charging Schedule for examination.

Risk Assessment: The key risk is potential change in levy rates following Independent examination. Upon its introduction, the risks relate to the timely provision of infrastructure and the delivery of development, requiring ongoing infrastructure planning on behalf of the Council.

1.0 Introduction

- 1.1 The first formal phase of CIL preparation is the publication and consultation of CIL preliminary charging schedule. This was undertaken between 13th June and 11th July 2014. There were 22 responses, of which 2 made no comment. A summary of the responses with officer comment was considered by Cabinet in December 2014 and Council in December 2014 and January 2015.
- 1.2 Taking account of the evidence and these responses a revised CIL Charging Schedule (known as the Draft Community Infrastructure Levy Charging Schedule) was recommended to Council for approval in January 2015. This Draft Community Infrastructure Levy Charging Schedule went out for consultation between the 9th February and the 27th April 2015.
- 1.3 The proposed rates were based on the recommendations of the Council's consultants, who prepared the evidence on which the preliminary draft charging schedules were based. That evidence published in June 2014 was up to date at the time of the meetings in 14/15. However, changes have occurred over the 22 month period since the report to Council in January 2015 and therefore the Dixon Searle Partnership reviewed their viability evidence in August 2016 to see if changes were required to the Draft Community Infrastructure Levy Charging Schedule.
- 1.4 The original viability report (2014) and the review and update (2016), the representations and summary, the infrastructure Plan and Regulation 123 list and Draft Community Infrastructure Levy Charging Schedule can be read on the Council's website.
- 1.5 The executive summary of the Viability Update & Review (Draft Report) August 2016 DSP16400: states:-

'(i) This update report considers changes to key assumptions and inputs used in the previous studies due to changes in development costs, revenue assumptions and national policy changes that warrant revisiting the previous findings. This work also provides background evidence for those policy changes.'

(ii) This viability update has been produced in the context of and with regard to the NPPF, CIL Regulations, CIL Guidance and other Guidance applicable to studies of this nature. This study has also had regard to the National Planning Practice Guidance.

(iii) This update assesses the (financial) capacity of development typologies in the District to deliver proposed local and national policies without viability being unduly affected and reviews the relative impact of changes in local and national policy, market conditions and development costs between the date of the original studies and today. This update assesses the (financial) capacity of development typologies in the District to deliver proposed local and national policies without viability being unduly affected and reviews the relative impact of changes in local and national policy, market conditions and development costs between the date of the original studies and today.

(iv) This viability update applies the same principles, methodology and many of the same assumptions as used for the Council's earlier viability work. It uses the residual land valuation principles – in basic terms - subtracting the costs of achieving a development from the revenue generated by the completed scheme with the resultant land value compared to a benchmark on the basis that all other assumptions (including developer's profit) are fixed for the purposes of this exercise. Sensitivity testing is then carried out on key assumptions as part of this process to give a suite of results from which the aims of the study are addressed.

(v) The key findings from this study indicate that the combination of rises in property prices and the reduction in a number of policy cost areas (due to national policy intervention) typically off-set increases in development costs over the period between the original viability studies and this update. This indicates that the net effect of the cumulative impact of changes in market conditions, development costs and national and local policies is positive.

(vi) The results also indicate that if the previously recommended affordable housing policies and CIL rates are maintained, alongside the inclusion of optional elements of national strategy (e.g. nationally described space standards) viability is certainly no worse and would not, in our opinion, jeopardise development coming forward across District.'

- 1.6 Having taken account of the viability update and review, the representations received and considered, and the proposed modifications to the Local Plan **the only major change proposed to the draft charging schedule is the addition of the "Tourism, Leisure and Retail allocation at J27 (M5)" to Zone 1 of the charging schedule.** As with the strategic mixed use sites at Cullompton and Tiverton this will ensure specific development related infrastructure is provided via Section 106 Planning Obligations. The change is shown in white text on black backgrounds on the attached draft charging schedule at **Appendix 1**. Plans showing the extent of strategic allocations in CIL zone 1 where a zero CIL charge is proposed are included at the end of Appendix 1.

2.0 Proposed minor text changes

- 2.1 As a result of representations received **there are two minor text changes to the text within the draft Charging Schedule to aid clarity.** These are shown in white text on black backgrounds on the attached draft charging schedule at **Appendix 1** and set out in the Minor Text Modification table below.

Minor Text Modifications to Community Infrastructure Levy Draft Charging Schedule.			
Modification No.	Where	Suggested Change	Reason
1	Definitions	Add after Definitions "of development types"	To clarify the type of definitions provided.
2	Definitions of Charging Zones Zone 1	Add after North West "I" and delete and After Cullompton East add "and the Tourism, Leisure and Retail site at J27(M5)"	To provide a zero CIL rate for the allocated site to permit the use of 106 provisions for required infrastructure provision.
3	Definitions of Charging Zones	After "Zone 2 consists of the remainder of the planning authority's area." <i>Add new line</i> "Zone 2 (iii) is land within the defined settlement limits of Crediton, Cullompton and Tiverton but excludes any land within Zone 1"	To clearly define the areas to which Zone 2 (iii) charge is applicable.

- 2.3 Changes are also proposed to the Regulation 123 list to reflect the addition of Tourism, Leisure and Retail allocation at J27 (M5) to Zone 1 and to address the concerns of Historic England with regards to Conservation Areas and the public realm (**Appendix 4**).

Transport improvements;	<p>Excluding specific improvements needed to make the development acceptable in planning terms. These exclusions can include (but are not limited to) highways access to the site and local road junctions, deceleration and turning lanes, measures to facilitate pedestrian and cyclist access, lighting and street furniture needed to mitigate the impact of a particular development. They may also include mitigation works remote from the development site where the need for such works is identified in a Transport Assessment or Junction Capacity Study.</p> <p>Excluding any provision required due to the development of Tiverton</p>
-------------------------	---

	<p>Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p> <p>Excluding any provision required due to the development of the Tourism, Leisure and Retail site at J27(M5)</p>
Health and Emergency Services facilities;	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p> <p>Excluding any provision required due to the development of the Tourism, Leisure and Retail site at J27(M5)</p>
Library services;	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p>
Public realm improvements and enhancements.	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p> <p>Excluding any provision required due to the development of the Tourism, Leisure and Retail site at J27(M5)</p>
Carbon offsetting and air quality improvements; and	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p> <p>Excluding any provision required due to the development of the Tourism, Leisure and Retail site at J27(M5)</p>

- 2.4 The Infrastructure Plan is also being updated to reflect changes in costs since 2014.

3.0 Additional information

- 3.1 The following additional information is provided but does not form part of the Draft CIL Charging Schedule.
- 3.2 As requested in the representations received, the Council has set out an **Instalments Policy** for larger schemes, and a **“Payment in kind”** policy statement (**Appendices 2 and 3** respectively).

4.0 Conclusion

- 4.1 As the Tourism Leisure and Retail allocation at J27 (M5) is added to Zone 1 a further round of consultation prior the submission of the draft CIL charging schedule for examination is necessary as this is a major change. The consultation will take place at the same time as the consultation on the Local Plan Modifications 3rd January to 14th February 2017. As set out at the beginning of this report the recommendation is that following the consultation period, the draft charging schedule, supporting documentation, evidence, and representations be submitted to the Planning Inspectorate for examination.
- 4.2 The Examiner has the opportunity to consider the evidence and hear objectors before making changes to the schedule, after which the council can adopt and implement CIL.

Contact for any more information	Adrian Welsh, Forward Planning Team Leader 01884 234344 awelsh@middevon.gov.uk
Background Papers	Cabinet November /December 2014; Council January 2015; CIL evidence base
File Reference	
Circulation of the Report	Councillor Richard Chesterton, Cabinet Member for Planning & Regeneration Management Team

APPENDIX 1

DRAFT CHARGING SCHEDULE

Community Infrastructure Levy Draft Charging Schedule

The rate in pounds per square metre at which Community Infrastructure Levy is chargeable is set out in the following tables.

Uses within Charging Zone 1	Charge per square metre gross internal floorspace
i Any use.	£0

Uses within Charging Zone 2	Charge per square metre gross internal floorspace.
i) Affordable Dwellings	£0
ii) Dwellings (except for an Affordable Dwelling), on a site which falls below the adopted Local Plan threshold for the provision of affordable homes.	£100
iii) Dwellings in Tiverton, Cullompton and Crediton which do not fall into Uses i or ii within this table.	£40
iv) Dwellings which do not fall into Uses i, ii or iii within this table.	£60
v) Convenience based Supermarkets and Superstores and retail warehousing with a net retail selling space of over 280sq. m.	£100
vi) Any other use not included within Uses i, ii, iii, iv, or v within this table.	£0

Definitions of development types.

Affordable Dwellings are dwellings which would qualify for Social housing relief under the Community Infrastructure Levy Regulations 2010 (as amended).

Superstores/supermarkets are shopping destinations in their own right where weekly food shopping needs are met and which can also include non-food floorspace as part of the overall mix of the unit.

Retail warehouses are large stores specialising in the sale of household goods (such as carpets, furniture and electrical goods), DIY items and other ranges of goods, catering for mainly car borne customers.

Definitions of Charging Zones

The maps which form part of this schedule define -

Zone 1, consisting of the strategic urban extensions at Tiverton East, Cullompton North West, **and** Cullompton East **and the Tourism, Leisure and Retail site at J27(M5)** allocated in the adopted Local Plan.

Zone 2 consists of the remainder of the planning authority's area.

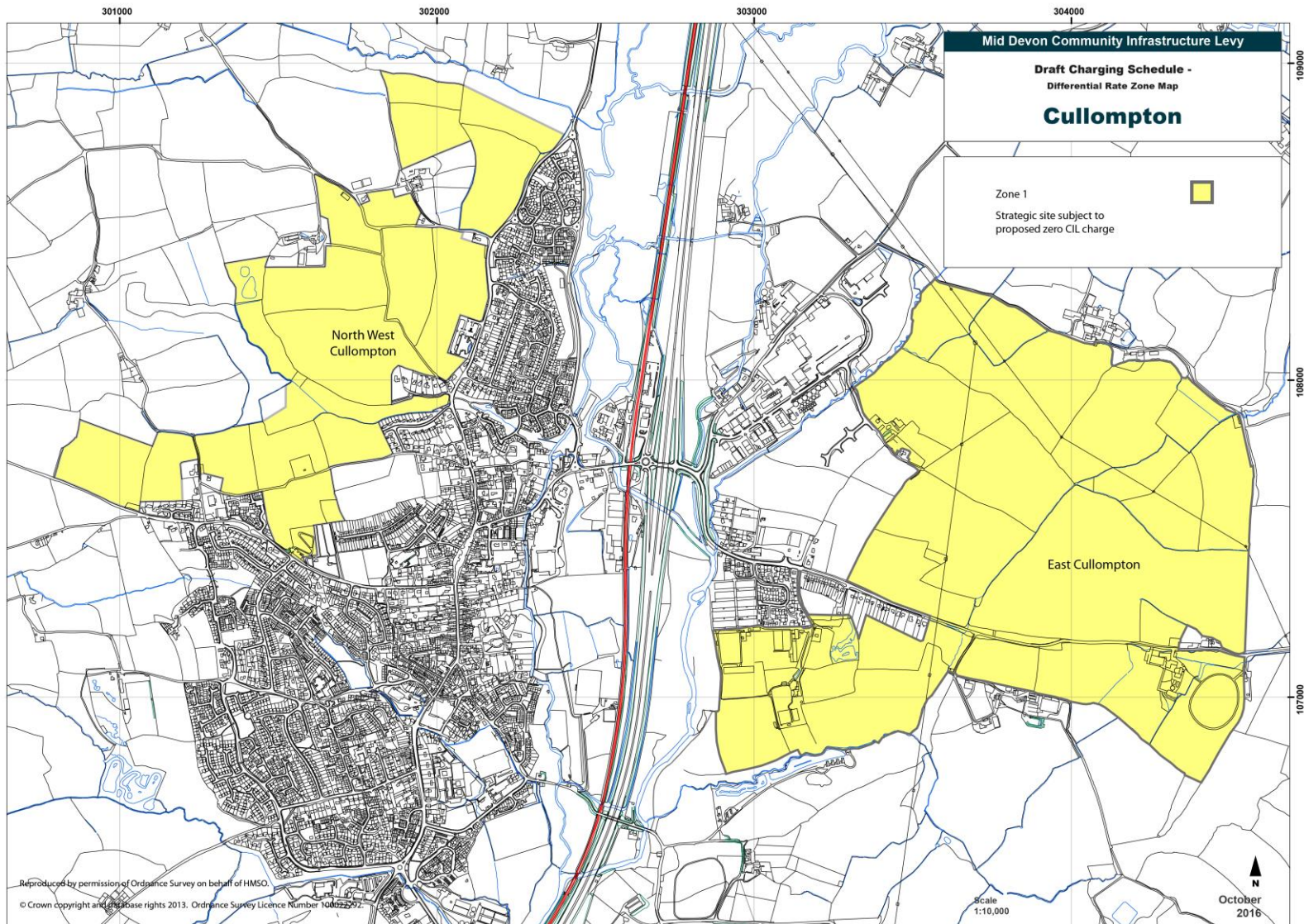
Zone 2 (iii) is land within the defined settlement limits of CREDITON, CULLOMPTON and TIVERTON but excludes any land within Zone 1

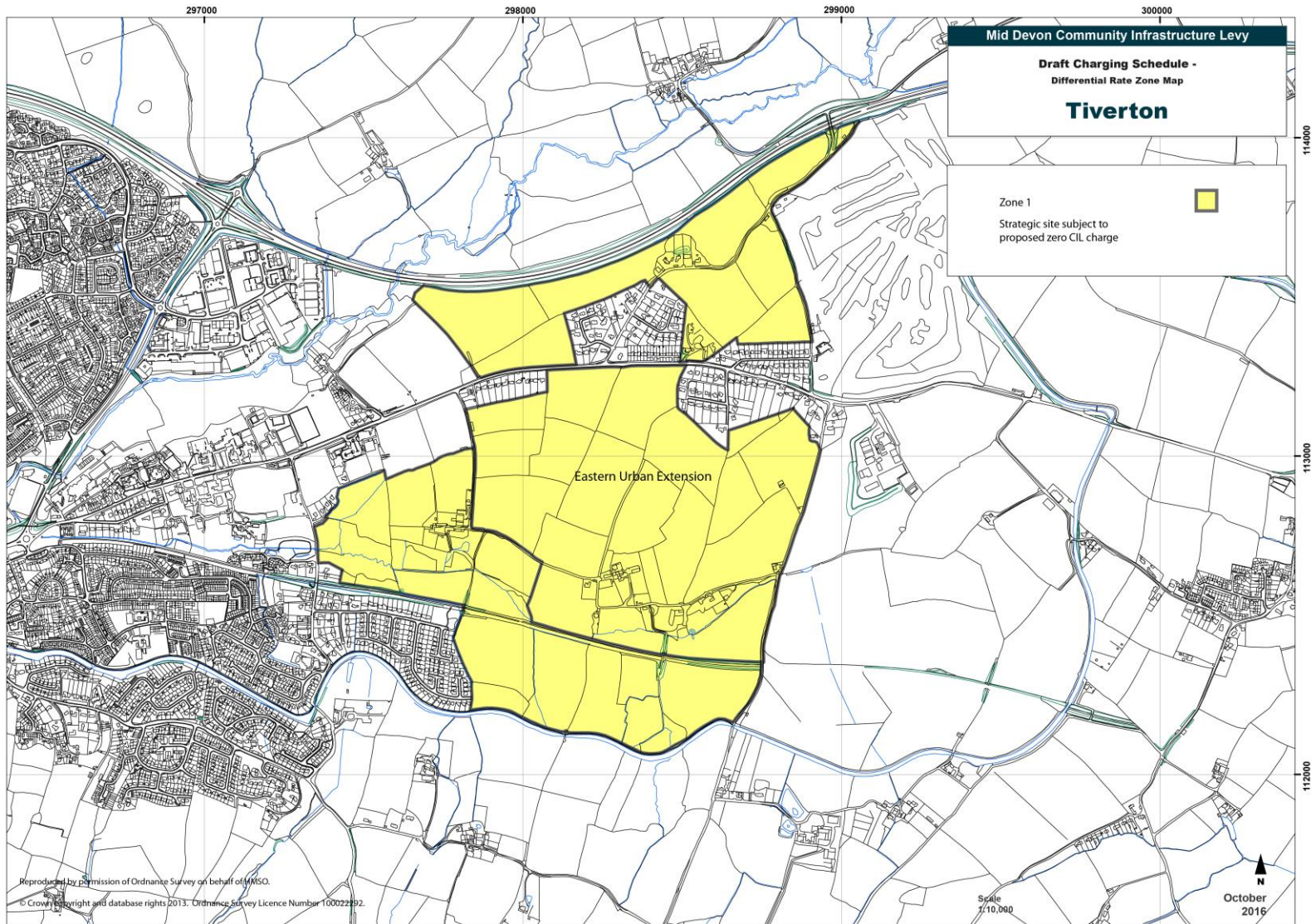
Calculating the Chargeable Amount of CIL

The Council will calculate the amount of CIL payable (the 'chargeable amount') in respect of a chargeable development in accordance with Regulation 40 of the Community Infrastructure Levy Regulations 2010 (as amended).

Statement of Conformity

This Charging Schedule has been prepared in accordance with the requirements of Part 11 of the Planning Act 2008 and the Community Infrastructure Levy Regulations 2010 as amended by the Community Infrastructure Levy (Amendment) Regulations 2011, 2012, 2013 and 2014. The charging schedule has also been prepared having regard to the CIL Guidance, published within the National Planning Guidance.





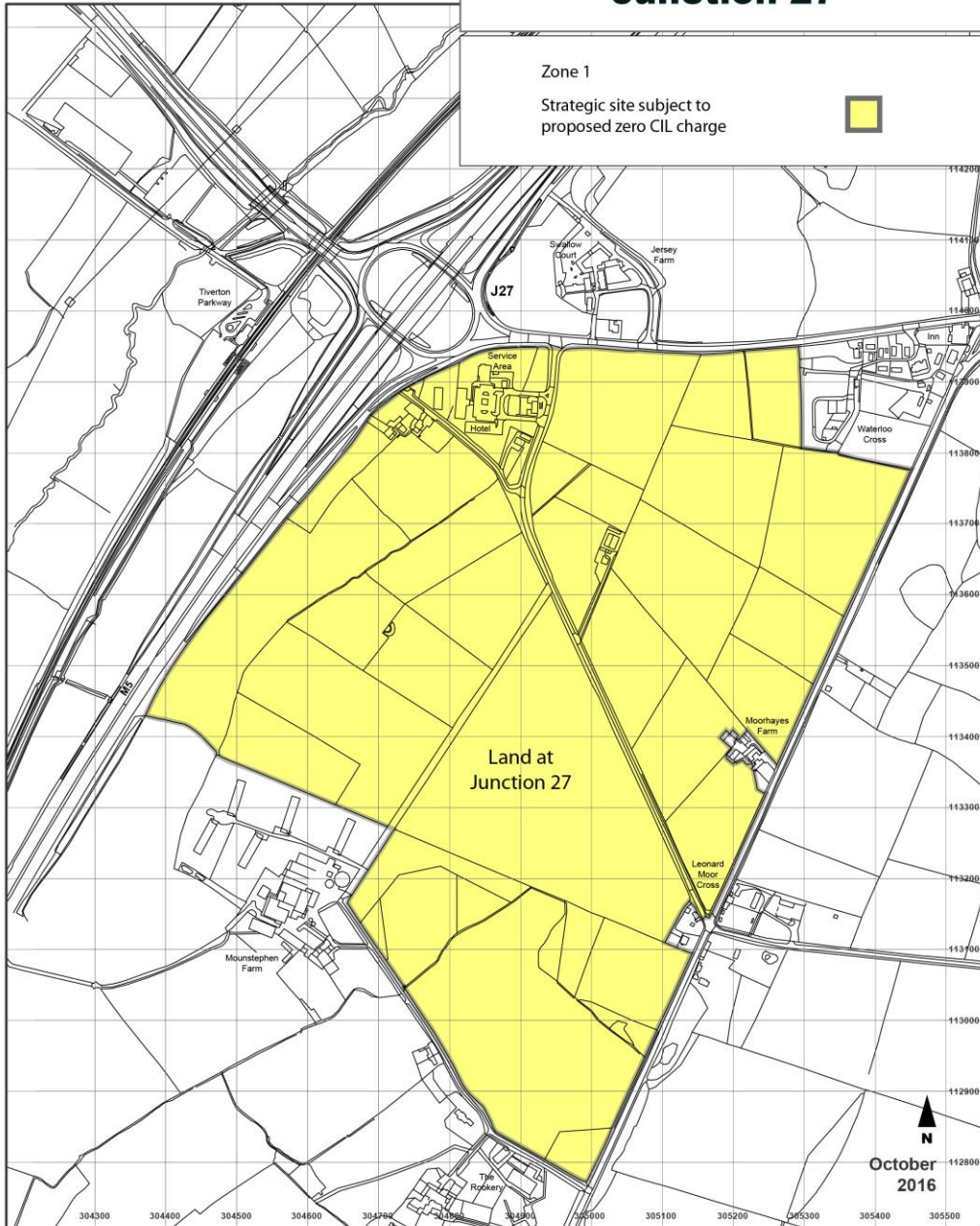
Mid Devon Community Infrastructure Levy

Draft Charging Schedule -
Differential Rate Zone Map

Junction 27

Zone 1

Strategic site subject to
proposed zero CIL charge



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Scale
1:7,000

APPENDIX 2

CIL Instalments Policy

In accordance with Regulation 69B of the CIL Regulations 2010 (as amended), The Council proposes to apply an Instalment Policy to all development liable to pay CIL. The discretionary payment of CIL by instalments will help to provide greater flexibility in dealing with certain larger development. The CIL legislation limits the payment of CIL by instalments to given proportions of the total CIL liability that may be paid at 'x' number of days following the commencement of development.

4.3 It should be noted that where an outline planning permission permits the development to be implemented in phases, each phase of the development will be a separate chargeable development for CIL purposes and so the Instalment Policy will apply to each separate phase. The Council's proposed Instalment Policy is set out below:

Total CIL Liability Proportion of CIL liability to be paid within the given period.

Total CIL Liability	Number of instalments	Payment period and amount
Amount less than £30,000	No instalments	100% payable within 2 calendar months of commencement date
Amounts between £30,001 - £100,000	Payable in 2 instalments	1 st instalment of 25% payable within 2 calendar months of commencement date 2 nd instalment of 75% payable within 8 calendar months of commencement date
Amounts between £100,001 - £500,000	Payable in 3 instalments	1 st instalment of 25% payable within 2 calendar months of commencement date 2 nd instalment of 25% payable within 8 calendar months of commencement date 3 rd instalment of 50% payable within 12 calendar months of commencement date But the full balance is payable on occupation/opening of the development if this is earlier than the due instalment dates set out above.
Amounts over £500,000	Payable in 4 instalments	1 st instalment of 20% payable within 2 calendar months of commencement date 2 nd instalment of 20% payable within 8 calendar months of commencement date 3 rd instalment of 30% payable within 12 calendar months of commencement date 4 th instalment of 30% payable within 18 calendar months of commencement date But the full balance is payable on occupation/opening of the development if this is earlier than the due instalment dates set out above.

The instalments relate to the amount payable (the chargeable amount) as indicated on the Demand Notice. The commencement date will be the Commencement Notice date as advised by the developer under CIL Regulation 67. A failure of the developer to notify the Council of a commencement date results in an automatic surcharge and removal of the privilege to utilise the Council's Instalments Policy.

Where outline planning permission permits development to be implemented in phases, each phase of the development, as agreed by Mid Devon District Council, can be treated as a separate chargeable development. The approved instalment policy will, therefore, apply to each separate phase of the development and its associated separate chargeable amount.

APPENDIX 3

Mid Devon District Council

Community Infrastructure Levy

Land and Infrastructure (**Payment in Kind**) Policy

Effective from ??????

(Date CIL charging schedule is adopted.)

What is this document?

In the majority of cases, CIL will be paid to the Council in the form of money. The CIL Regulations 2010 (as amended) allow the Council as the CIL charging authority to adopt a policy which details alternatives to cash payments through the provision of land or infrastructure.

The Council may accept full or part payment of a CIL liability by way of the transfer of land or to receive infrastructure as payment. The infrastructure to be provided must be related to the provision of those projects listed in the Council's Regulation 123 list, and land should be used to provide or facilitate (in any way) the provision of identified infrastructure to support the development of the charging authority's area.

Any agreement relating to such a payment must be made before the chargeable development commences.

The value of any land or infrastructure offered by way of payment has to be determined by a suitably qualified independent person to be instructed by the Council, but paid for by the developer/applicant.

The Council is not obliged to accept any offer of payment in kind by way of land or infrastructure. Please see the Community Infrastructure Levy Regulations 2010 (as amended), for the full details relating to payment in kind.

PAYMENT IN KIND: LAND AND INFRASTRUCTURE PAYMENT POLICY

In accordance with Regulations 73, 73A, 73B and 74 of the Community Infrastructure Levy Regulations 2010 (as amended), Mid Devon District Council as the charging authority for the area will allow the payment of CIL by land payments or infrastructure payments.

The infrastructure to be provided must be related to the provision of those projects listed in the Council's Regulation 123 list, and land should be used to provide or facilitate (in any way) the provision of identified infrastructure to support the development of the charging authority's area.

This policy is effective from the day the Mid Devon District Council's Charging Schedule comes into effect on -----?

Appendix 4

Draft Regulation 123 List

Types of infrastructure to be funded in whole or part by CIL	Specific infrastructure items excluded from the Regulation 123 list to be funded via developer contributions (i.e. s106/s278 agreements)
Education, early years, youth and children's centre facilities;	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p>
Home to School Transport (and vice versa)	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p>
Leisure facilities (sports facilities defined as publicly owned leisure centres, gyms and swimming pools)	<p>Excluding open space provision (publicly accessible open space, allotments, other green infrastructure and sports pitches with associated changing facilities)</p> <p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p>
Transport improvements;	<p>Excluding specific improvements needed to make the development acceptable in planning terms. These exclusions can include (but are not limited to) highways access to the site and local road junctions, deceleration and turning lanes, measures to facilitate pedestrian and cyclist access, lighting and street furniture needed to mitigate the impact of a particular development. They may also include mitigation works remote from the development site where the need for such works is identified in a Transport Assessment or Junction Capacity Study.</p> <p>Excluding any provision required due to the development of Tiverton</p>

	<p>Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p> <p>Excluding any provision required due to the development of the Tourism, Leisure and Retail site at J27(M5)</p>
Health and Emergency Services facilities;	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p> <p>Excluding any provision required due to the development of the Tourism, Leisure and Retail site at J27(M5)</p>
Library services;	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p>
Community Care facilities (social care institutions providing for older people and people with mental health or learning disabilities);	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p>
Public realm improvements and enhancements.	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p>

	Excluding any provision required due to the development of the Tourism, Leisure and Retail site at J27(M5)
Community facilities and social infrastructure (community centres and meeting places but excluding places of worship; voluntary sector meeting places and centres; and public cultural facilities);	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p>
Carbon offsetting and air quality improvements; and	<p>Excluding any provision required due to the development of Tiverton Eastern Urban Extension</p> <p>Excluding any provision required due to the development of East Cullompton</p> <p>Excluding any provision required due to the development of North West Cullompton</p> <p>Excluding any provision required due to the development of the Tourism, Leisure and Retail site at J27(M5)</p>

MID DEVON DISTRICT COUNCIL

Planning Act 2008

DRAFT Regulation 212(4)

Statement of Compliance

Community Infrastructure Levy Draft Charging Schedule

November 2016

1. Background

This statement has been produced to demonstrate Mid Devon District Council's compliance with the requirements set out in the Planning Act 2008, the CIL Regulations 2010 (as amended) and DCLG guidance (2014).

2. Compliance

Mid Devon District Council hereby declares that:

- as the charging authority, it has complied with the Requirements of Section 212(4) of the Planning Act 2008 and the CIL Regulation 2010 (as amended);
- that the charging authority has used appropriate available evidence to inform the Draft Charging Schedule; and,
- that any other matters prescribed in the CIL Regulations 2010 (as amended) have been dealt with.

Legislation relating to the introduction of CIL is set out in Part 11 of the Planning Act (2008) as amended by the Localism Act (2011). The provisions relating to the examination of a CIL Draft Charging Schedule are set out in the following sections:

Section 211 – setting CIL rate

In setting the rates and preparing the Draft Charging Schedule the Council has had regard to the actual and expected costs of infrastructure; matters specified by CIL regulations relating to the economic viability of development; other actual or expected sources of funding for infrastructure; the actual or expected administrative expenses in connection with CIL and all other aspects of the related Statutory Guidance.

The Council has consulted with a range of stakeholders in preparing the Draft Charging Schedule, with formal consultations as follows:

- Preliminary Draft Charging Schedule: 13th June to 11th July 2014
- Draft Charging Schedule: 9th February 2015 to 23rd March 2015 extended to 27th April 2015
- Modified Draft Charging Schedule: 3rd January 2017 to 14th February 2017.

Section 212 – charging schedule examination

The Council will submit/has submitted the CIL Draft Charging Schedule and accompanying evidence to the Planning Inspectorate (PINs) who will provide an independent inspector to examine the Draft CIL Charging Schedule. PINs are independent of the Council and have appropriate qualifications and experience. All persons who have submitted representations to the consultation on the Draft CIL

Charging Schedule, stating that they would like to be heard by the examiner, will be given this opportunity.

The Planning Act (2008) allows for the production of CIL regulations. These are set out in The Community Infrastructure Levy Regulations 2010 (as amended). The following regulations apply to the process involved in taking the Council's CIL Draft Charging Schedule to examination;

- Regulation 12 - Format and content of charging schedules
- Regulation 13 - Differential rates
- Regulation 14 - Setting rates
- Regulation 15 - Consultation on a preliminary draft charging schedule
- Regulation 16 - Publication of a draft charging schedule
- Regulation 17 - Representations relating to a draft charging schedule
- Regulation 19 - Submission of documents and information to the examiner
- Regulation 20 - Consideration of representations by examiner
- Regulation 21 - CIL examination: right to be heard

The Council has complied with these Regulations as follows:

Reg 12 – Format and content of charging schedules

Mid Devon's Draft CIL Charging Schedule contains the information required by Regulation 12 including:

- (a) the name of the Charging Authority;
- (b) the rates in pounds per square metre at which CIL is to be charged in the authority's area;
and
- (c) an explanation of how the chargeable amount will be calculated.

Reg 13 – Differential Rates

This regulation applies to differential rates. The District Council proposes to set differential rates in relation to the intended use of development for residential development, food retail (supermarket) development, retail warehouse development, and all other uses.

In relation to residential development the Council intends to apply differential rates for different zones in which development would be situated;

In relation to retail the Council also proposes to set differential rates by reference to the intended location and scale of the retail operation as described in the Draft Charging Schedule.

This is set out in the Council's Draft CIL Charging Schedule and supported by evidence contained in the accompanying viability reports.

Reg 14 – Setting rates

In setting its levy rates, the Council has complied with Regulation 14(1), which requires that it, “must strike an appropriate balance between (a) the desirability of funding from CIL (in whole or in part) the actual and expected estimated total cost of infrastructure required to support the development of its area, taking into account other actual and expected sources of funding; and (b) the potential effects (taken as a whole) of the imposition of CIL on the economic viability of development across its area”.

This is set out in the following documents:

- Draft Charging Schedule, February 2015;
- Draft Charging Schedule, Background Paper (including Draft Infrastructure Project List), February 2015;
- CIL Viability Update Study, June 2014, and Addendum December 2014
- Other evidence base documents submitted as part of the examination.

These documents have been available to view and download from the Council's website since February 2015.

Additionally the Council has reviewed its viability evidence in August 2016. This indicates there is no requirement to amend the draft CIL charging schedule that was published and consulted upon in early 2015.

Reg 15 – Consultation on a Preliminary Draft Charging Schedule

The Council issued a CIL Preliminary Draft Charging Schedule (PDCS) for consultation between 13th June to 11th July 2014

The Council complied with Regulation 15 of the CIL Regulations in terms of the requirements for consultation on the PDCS.

Regulation 15 sets out that a charging authority must send a copy of the PDCS to each of the consultation bodies, and invite them to make representations on it. In addition, the Council also invited representations on the PDCS from persons who are residents or carry on business in the district.

The following methods of consultation were used:

- Letters/e mails providing web based links to the PDCS, the PDCS Background Paper, a summary leaflet, the CIL viability studies and other supporting evidence sent to all stakeholder organisations

and individuals that may have an interest to directly notify them of the public consultation on the PDCS and invite representations.

- Similar communication directed to each of the consultation bodies inviting them to make representations on the PDCS.
- Notification via a press release and the Council's webpages to try and reach any other interested persons and/or organisations, particularly those living or carrying on business in the area to enable them to participate;
- Provision of hard copy of Public Notices, summary leaflets and the PDCS and PDCS Background Papers to all libraries and a the Council's offices;

The Council then published the Representations at PDCS Stage (22). The schedule provides a all representations received and a copy of the summary reported to the Council and its Cabinet in December 2014 and January 2015. That document is available to view on the Council's web page in addition to the PDCS consultation documentation.

Reg 16 – Publication of a draft charging schedule & Reg 17 – Representations relating to a charging schedule

The CIL Draft Charging Schedule was published on the Council website together with a Regulation 16 Statement of Representation Procedure, CIL Viability Studies and other relevant evidence base documents. The Council's CIL web page also gave notice that hard copies of the CIL Draft Charging Schedule and the other documents were available for inspection at the Council's Offices, at local libraries including the mobile library, and on the Council's website.

An email with a Statement of Representations Procedure attached was sent to the community stakeholders on the Council's consultation database. This included all individuals and organisations that were consulted at the PDCS stage and all stakeholders that made representation at PDCS stage. The email also gave a web link to the above information on the Council's web site.

A presentation of the Draft Charging Schedule proposals was also made at a meeting of the Agents Forum which has representatives of local architects, planning consultants and developers.

A public notice was also published February to draw wider public attention to the consultation.

The period for representations on the CIL Draft Charging Schedule was between 9th February and the 27th April 2015. This was announced on through the publication of a formal notice of advertisement in the Tiverton Gazette, a paper circulating throughout the Mid Devon area in order to be compliant with the requirements of Regulation 16 (1) (d) of the CIL Regulations. A total of 18 representations were received.

Following modifications to the Mid Devon Local Plan Review (?????????????) January 2017 and the addition of a significant Tourism, Leisure and Retail allocation at J27(M5) a major modification was made to the CIL Draft Charging Schedule and changes were made to the Regulation 123 list. The modified CIL Draft Charging Schedule went out to consultation between the 3rd January 2017 and 14th February 2017.

A total of ?????? representations were received.

The modified CIL Draft Charging Schedule was published on the Council website together with a Regulation 16 Statement of Representation Procedure, CIL Viability Studies and other relevant evidence base documents. The Council's CIL web page also gave notice that hard copies of the CIL Draft Charging Schedule and the other documents were available for inspection at the Council's Offices, at local libraries and on the Council's website.

An email with a Statement of Representations Procedure attached was sent to the community stakeholders on the Council's consultation database. This included all individuals and organisations that were consulted at the PDCS and DCS stages and all stakeholders that made representation at PDCS and DCS stages. The email also gave a web link to the above information on the Council's web site.

A public notice was also published February to draw wider public attention to the consultation.

Full copies of representations can be found in the Regulation 19(1)(c) Copy of Representations. Details of the consultations including a summary of all representations received, together with individual responses to each of those representations can be found in the Regulation 19(1)(b) Statement of Representations. Both these documents have been available to view on the Council's website since XXXXXXXX. Yet to be published but date will be at time of submission to Inspector

Reg 19 – Submission of documents and information to the examiner

The Council submitted the following documents, in both paper and electronic form, to the Planning Inspectorate on ?????????????????? Date to be confirmed:

- The Draft CIL Charging Schedule;
- A Regulation 19(1)(b) Statement of Representations;
- Copies of representations made under Regulation 17; and,
- Copies of the relevant evidence.

Copies of the Draft Charging Schedule and supporting documents were made available at the Council's Customer Service Centre and local libraries on ??????? (in compliance with (19(3) "as soon as practicable after a charging authority submits"). All documents were published on the Council's website together with a statement of the fact that the documents were available for inspection and where they could be inspected.

All persons who submitted responses to the CIL Draft Charging Schedule were notified of its submission on ????????

Reg 21 – CIL Examination: right to be heard

The Council received ?????? requests to be heard by the Examiner within the periods for making representations to the Draft CIL Charging Schedule.

The Council will publish the time and place of the CIL examination and the name of the Examiner on its website, and notify all persons who made representations in accordance with Regulation 17.

The Council will also give notice by local advertisement stating the time and place of the CIL examination and the name of the examiner at least four weeks before the Community Infrastructure Levy Examination takes place.

This statement will be updated to include additional information in compliance within Regulation 21.

REPORT OF THE HEAD OF PLANNING AND REGENERATION

LOCAL DEVELOPMENT SCHEME

Portfolio Holder	Cllr Richard Chesterton
Responsible Officer	Mrs Jenny Clifford, Head of Planning and Regeneration

Reason for Report:

To propose a revised timetable for the review of the Local Plan in the Local Development Scheme (LDS) for Mid Devon.

RECOMMENDATIONS

1. That the revised Local Development Scheme (as shown at **Appendix 1**) be approved.

Relationship to Corporate Plan: The new LDS, appended to this report, sets out a revised timetable for the delivery of the Mid Devon Local Plan 2013-2033. The new Local Plan will set the strategy for the provision of new development in the district, allocating sites for housing, employment and retail, as well as protection of the environment. This meets the Corporate Plan priorities: 'Economy', 'Homes', 'Community' and 'Environment'.

Financial Implications: The report itself has no direct financial implications, however the preparation of planning policy documents have associated production costs. There is currently a budget for the examination of the Local Plan within the planning service.

Legal Implications: There is a statutory duty to produce and maintain a LDS, as set out by the Planning and Compulsory Purchase Act 2004.

Risk Assessment: The Local Plan Review will be subject to examination in 2017 prior to adoption. It could be subject to challenge during the examination process, if it can be demonstrated that it was not drawn up in compliance with the LDS. The proposed LDS provides an accurate, updated timetable for production of the Local Plan Review.

1.0 Introduction

- 1.1 Local Planning Authorities are required to prepare and keep up to date a development plan for their area. It is important that the Local Plan is kept up to date to ensure that it reflects recent changes in the planning system, the Council's current corporate objectives and provides a sound basis for decision making. Therefore a project plan needs to be put in place to ensure the review is completed efficiently.

- 1.2 The Planning and Compulsory Purchase Act 2004 requires the authority to prepare and maintain a LDS for the district. The LDS provides interested people and organisations with the Council's project plan for the preparation of local development documents. The Council's adherence to the LDS is part of the tests of soundness applied to Local Plans at their examinations.
- 1.3 The purpose of this report is to present a revised version of the LDS which takes account of the delay in reaching the submission stage. This is due to the need to acquire additional technical evidence and the proposed allocation of land at Junction 27 for mixed use leisure, tourism and associated retail.
- 1.4 During the consultation period of the Local Plan (February – March 2015) 2,429 comments were received by 970 respondees. Comments were received with respect to general policies, allocated development sites and alternative site suggestions. There were comments for and against development proposals, with the larger sites generally attracting more interest. In response to these representations and as a result of ongoing discussions with statutory consultees, additional technical work is now being undertaken prior to submission of the Local Plan to the Secretary of State to ensure that our position is robust.
- 1.5 This technical work primarily relates to access arrangements to the proposed East Cullompton Urban Extension and related motorway access improvements. This involves a topographical survey, updating of the base flood model, preparation of detailed highway designs and subsequent flood modelling. The Environment Agency is expected to agree the base flood model early in January 2017.
- 1.6 On 22nd September 2016, Mid Devon District Council resolved to propose an allocation of land at Junction 27 of the M5 for mixed use leisure, tourism and associated retail. This proposed allocation constitutes a major modification to the Local Plan Review and consequently, a further stage of public consultation is required. The LDS has been revised to take into account the following considerations:
- Amending and rewriting all the inter-related parts of the plan, policies and tables together with amending the Sustainability Appraisal, Habitat Regulations Assessment, Infrastructure Plan, Heritage Impact Assessments and further Duty to Cooperate Meetings;
 - Publishing and preparing for consultation;
 - A six week period of consultation, which will begin on 3 January 2017, closing on 14 February 2017;
 - Representations catalogued and summarised; and
 - Submission to Planning Inspectorate at the end of March 2017.
- 1.7 The Cabinet Report of 9 May 2013 'Planning policy documents for consideration by the Planning Policy Advisory Group, Cabinet and Council' (Agenda Item: 7), states that Cabinet is the only body that needs to give approval to the adoption of a new LDS. There is no longer a requirement for the LDS to be signed off by the Secretary of State. If approved, the new LDS will be made available on the Council's website.

Contact for any more information	Adrian Welsh, Forward Planning Team Leader 01884 234344 awelsh@middevon.gov.uk
Background Papers	Cabinet November and December 2014; Council January 2015; Council 22 nd October 2015; Cabinet 15 th September 2016; Council 22 nd September 2016.
File Reference	
Circulation of the Report	Councillor Richard Chesterton, Cabinet Member for Planning & Regeneration Management Team

Mid Devon District Council Local Development Scheme 2016

1. INTRODUCTION

1.1 Mid Devon District Council is required to prepare and maintain a Local Development Scheme (LDS) for the district. The LDS provides interested people and organisations with the Council's project plan for the preparation of local development documents. The Planning and Compulsory Purchase Act 2004 states that the LDS must specify:

- The local development documents which are to be 'development plan documents'
- The subject matter and geographical area to which each development plan document relates
- The timetable for preparation and revision of the development plan documents

1.2 Local authorities can update their LDS at such times as considered appropriate. The previous Mid Devon version has been in place since October 2015. Since this time the Council has been undertaking a review of the Local Plan.

2. THE LOCAL PLAN

2.1 The National Planning Policy Framework (NPPF) states that Local Plans are key to delivering sustainable development and that local authorities should produce a Local Plan for their area. The Local Plan can then be reviewed in whole or in part to respond flexibly to changing circumstances.

2.2 Mid Devon's Local Plan is currently made up of three parts, all of which are development plan documents. The three documents are:

Document	Adopted	Scope	Subject matter
Local Plan Part 1 - Core Strategy 2006 to 2026	July 2007	Mid Devon	The Core Strategy is part 1 of the district's Local Plan. It was adopted in accordance with the timetable set out in the Council's first Local Development Scheme. It sets out a spatial strategy and strategic policies for Mid Devon and its settlements.
Local Plan Part 2 – Allocations and Infrastructure Development Plan Document	October 2010	Mid Devon	The AIDPD is part 2 of the district's Local Plan. It allocates sites for housing, retail and employment development, whilst setting necessary infrastructure requirements, with policies on the Community Infrastructure Levy, public open space, affordable housing, education provision, green infrastructure and carbon footprint reduction.

(AIDPD)			
Local Plan Part 3 – Development management policies (LP3)	October 2013	Mid Devon	LP3 is part 3 of the district’s Local Plan. It provides the detailed development control policies to deal with the specifics of planning applications

2.3 Supplementary Planning Documents (SPDs) are not part of the Local Plan, nor are they considered to be development plan documents. Therefore, information on their production is not set out within the LDS. Instead, such information can be found on the Mid Devon website at <https://new.middevon.gov.uk/planning-policy/supplementary-planning-documents/>.

2.4 The former Devon Structure Plan 2001-2016 (adopted October 2004) and the South West Regional Spatial Strategy (draft, never adopted) have both been revoked by the Government so their provisions no longer apply.

3.0 NEW LOCAL PLAN

Local Plan Review (Core Strategy, AIDPD and LP3)

Adoption Target: 2017

3.1 The existing Core Strategy has been in place for nine years and the AIDPD for six years. A review process began prior to the adoption of LP3 in October 2013 to reflect the need to adhere to the provisions of the National Planning Policy Framework. This review process includes all strategic policies and allocations for the district, and incorporates development management policies such as those in LP3. The updated document will replace the existing Core Strategy, the AIDPD and LP3 to produce a single Local Plan for the district (effectively a review of parts 1, 2 and 3 of the current Local Plan). The new document will extend the time period of the plan to 2033.

3.2 The reviewed Local Plan will contain:

- Strategic policies guiding housing, employment and retail distribution across the district;
- The development focus for each of the three towns of Tiverton, CREDITON and CULLOMPTON, the villages of the district and the open countryside;
- Site allocations for housing, employment, retail development, community facilities and infrastructure; and
- Development management policies.

3.3 The evidence base for the Local Plan will include a Strategic Housing Land Availability Assessment, Strategic Housing Market Assessment, Open Space and Play Area Strategy, Viability Assessment, Gypsy and Traveller Accommodation Assessment, Renewable and Low Carbon Energy Screening Study, Landscape Character Assessment, Habitat Regulations Assessment, Transport Assessment, Town and Village Character Assessment, Retail Study, Employment Land Review, Infrastructure Delivery Plan and Strategic Flood Risk Assessment.

A Community Infrastructure Levy charging schedule is also being produced alongside the Local Plan review.

3.4 Coverage: Mid Devon

3.5 Conformity: the document will be produced in conformity with the National Planning Policy Framework.

3.6 The following table sets out the timetable for production and adoption of the document:

Stage	Date
Sustainability Appraisal Scoping	May 2013 (completed)
Preparation Stage Consultation	January 2014 (completed)
Publication Stage Consultation	February – April 2015 (completed)
Modifications Consultation	January – February 2017
Submission	March 2017
Hearings	September 2017
Adoption	January 2018
Revision	2020

4.0 PROGRESS REPORTING

4.1 The Council produces an Annual Monitoring Report (AMR) in December each year, covering the 'monitoring year' (of the preceding April-March period). The AMR sets out the list of documents that are included within the LDS, their timetable for preparation, the stage they are currently at, and if they are behind schedule the reasons for this.

4.2 The AMR is made available on the Mid Devon website and can be seen at:

<https://new.middevon.gov.uk/planning-policy/monitoring/>

5.0 REVIEW OF THE LOCAL DEVELOPMENT SCHEME

5.1 The Planning and Compulsory Purchase Act 2004 states that local authorities can revise their LDS at such times as they consider appropriate. The Mid Devon District Council website will be updated to set out if the LDS has been subject to further revision. Proposed changes are subject to ratification by Cabinet.

Appendix 2 – Local Plan Preparation Schedule

Local Plan Preparation schedule	November - December 2016	January - February 2017	March 2017	April – July 2017	September 2017	January 2018
Complete additional technical work and consider modifications						
Modifications Consultation						
Submission to Secretary of State						
Position statements, revise Schedule of Minor Mods						
Examination hearings						
Cabinet and Council for adoption						

NB – Completed stages of the Local Plan Preparation Schedule have been deleted from the schedule.

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