



LANCASTER
CITY COUNCIL

Promoting City, Coast & Countryside

COUNCIL MEETING

**Wednesday, 27 September 2017 -
6.00 p.m.
Morecambe Town Hall**

Susan Parsonage,
Chief Executive,
Town Hall,
Dalton Square,
LANCASTER,
LA1 1PJ



LANCASTER CITY COUNCIL

Promoting City, Coast & Countryside

Sir/Madam,

You are hereby summoned to attend a meeting of the Lancaster City Council to be held in the Town Hall, Morecambe on Wednesday, 27 September 2017 commencing at 6.00 p.m. for the following purposes:

1. **APOLOGIES FOR ABSENCE**

2. **MINUTES**

To receive as a correct record the Minutes of the Meeting of the City Council held on 19th July 2017 (previously circulated).

3. **DECLARATIONS OF INTEREST**

To receive declarations by Members of interests in respect of items on this Agenda.

Members are reminded that, in accordance with the Localism Act 2011, they are required to declare any disclosable pecuniary interests which have not already been declared in the Council's Register of Interests. (It is a criminal offence not to declare a disclosable pecuniary interest either in the Register or at the meeting).

Whilst not a legal requirement, in accordance with Council Procedure Rule 9 and in the interests of clarity and transparency, Members should declare any disclosable pecuniary interests which they have already declared in the Register, at this point in the meeting.

In accordance with Part B Section 2 of the Code Of Conduct, Members are required to declare the existence and nature of any other interests as defined in paragraphs 8(1) or 9(2) of the Code of Conduct.

4. **ITEMS OF URGENT BUSINESS**

5. **ANNOUNCEMENTS**

To receive any announcements which may be submitted by the Mayor or Chief Executive.

6. **QUESTIONS FROM THE PUBLIC UNDER COUNCIL PROCEDURE RULE 11**

To receive questions in accordance with the provisions of Council Procedure Rules 11.1 and 11.3 which require members of the public to give at least 3 days' notice in writing of questions to a Member of Cabinet or Committee Chairman.

7. **PETITIONS AND ADDRESSES**

To receive any petitions and/or addresses from members of the public which have been notified to the Chief Executive in accordance with the Council's Constitution.

8. **LEADER'S REPORT** (Pages 1 - 4)

To receive the Cabinet Leader's report on proceedings since the last meeting of Council.

MOTIONS ON NOTICE

9. **MOTION ON NOTICE - REDUCTION OF USE OF PLASTIC BOTTLES IN OUR DISTRICT** (Pages 5 - 6)

To consider the following motion submitted by Councillors Andrew Kay, Ronnie Kershaw, Oscar Thynne, Claire Cozler and Davie Whittaker.

"Council notes the amount of plastic that ends up in landfill and in our oceans, and is a growing hazard to marine life. Every year millions of single use plastic bottles, nationally are disposed and estimated only 7% are recycled. Council also notes the fact that 2.5 billion coffee cups are thrown away every year in the UK – 10,000 in just 2 minutes. To protect the environment and in furtherance of our Clean and Green Places priority under the Corporate Plan, Council resolves to;

1] Promote public awareness of the issue and take steps to reduce plastic bottle use. This could include our partner agencies in primary health care, and local education.

2] Request officers to prepare a report on the practicalities and costs of installing drinking water fountains at key city centre locations in Morecambe and Lancaster.

3] Support a scheme where our local food and drinks provide refills or free drinking water

4] Investigate the viability of the city council launching a promotional Lancaster refillable water container to sell at tourist outlets.

5] Work with businesses and other organisations to promote the use of reusable coffee cups including investigating the viability of a Lancaster district reuseable cup, and encouraging businesses to use genuinely recyclable or eco-friendly cups."

An officer briefing note is attached.

OTHER BUSINESS

10. **ARNSIDE & SILVERDALE AREA OF OUTSTANDING NATURAL BEAUTY (AONB) DEVELOPMENT PLAN DOCUMENT** (Pages 7 - 110)

To consider the report of the Chief Officer (Regeneration and Planning).

Councillors please note: Appendices 2a and 2b of this report are published electronically and can be found on the Council website at:

<https://committeeadmin.lancaster.gov.uk/ieListDocuments.aspx?CId=305&MId=6913&Ver=4>

Paper copies will be available in the Members' Rooms at Morecambe and Lancaster Town Halls. If you require your own paper copy please contact Democratic Services on 582132.

11. **COMMUNITY GOVERNANCE REVIEW OF THE DISTRICT** (Pages 111 - 113)

To consider the report of the Chief Officer (Legal and Governance)

12. **THE SMART DISTRICT** (Pages 114 - 120)

To consider the report of the Chief Officer (Environment).

13. **DESIGNATION OF MONITORING OFFICER** (Pages 121 - 123)

To consider the report of the Chief Executive.

14. **APPOINTMENTS AND CHANGES TO COMMITTEE MEMBERSHIP**

Group Administrators to report any changes to Committee Membership.

15. **QUESTIONS UNDER COUNCIL PROCEDURE RULE 12**

To receive questions in accordance with the provisions of Council Procedure Rules 12.2 and 12.4 which require a Member to give at least 3 working days' notice, in writing, of the question to the Chief Executive.

16. **MINUTES OF CABINET** (Pages 124 - 138)

To receive the Minutes of Meeting of Cabinet held on 8th August and 5th September 2017.



.....
Chief Executive

Town Hall,
Dalton Square,
LANCASTER,
LA1 1PJ

Published on Tuesday 19th September 2017.

COUNCIL**Leader's Report****27 September 2017****Report of the Leader of the Council****PURPOSE OF REPORT**

To present the Leader's report to Council.

This report is public.

RECOMMENDATIONS

To receive the report of the Leader of Council.

REPORT**1.0 Cabinet**

Information on Cabinet matters is provided in the minutes from the Cabinet meeting held on 8 August and 5 September 2017 later in this agenda.

2.0 Decisions required to be taken urgently

There are no decisions to report since the last Leader's Report on 19 July 2017.

3.0 Leader's Comments

It's been some time since the last Council meeting so there have been many meetings about the Canal Corridor proposal both with the Cabinet and with members. Our advisors, GVA and Pinsent are testing the commercial and legal case for the Council. Members have had the opportunity to question them. The University representative also attended. The first development deal has been viewed as unacceptable due to the additional revenue pressures and risks. The September meeting enabled members to look at other financing plans and options in regards to the development. A further cross party meeting in October is planned.

A trip to Hereford by three Councillors and three Officers on 09 August helped to clarify a lot of issues. Their new development opened in 2014 and involved the demolition of a former cattle market and the construction of around 300,000 square feet of retail and leisure uses. British Land now manage the centre. It is smaller than ours will be, but it is

across a dual carriageway from their town centre so that is comparable to ours in our concern about the effects of the new build. Their road is a significant physical barrier. They estimate around 1,500 jobs have been created following the £90m investment in the scheme. Since its opening, dwell time and frequency of visits have increased year on year. Current annual footfall is now 6.5m, well above original forecasts of 4-4.5m. Leisure uses are increasing in importance and value and now account for 24% of visitor spending.

Footfall is monitored by cameras and data shows visitors increasingly use both the new and old shopping centres. They can now measure the overall impact. The new development is considered to have been beneficial to the existing centre. A number of retailers are unable to get a space in the new build so have a shop in the old town as business has been enhanced.

The scheme has been so successful that British Land are considering developing Phase 2 on some of the surface car parks, comprising nine retail units, plus commercial leisure. There has been a claimed tenfold increase in business rates generated by the site.

British Land have invested in independent businesses and are working with local communities and arts providers and are involved in wider strategies and projects. The two centres are now seen as “one centre” with common design features and complementary material (e.g. shared surface) and signage as key elements.

There was strong opposition to the scheme which they addressed in different ways. Quality was a key consideration and critical to the success of key elements of the scheme such as car parking, building design and the public realm. The Council are delighted with the scheme and say that even the strongest opposition now accepts that it has benefited the city.

The Odeon Cinema has been very successful in attracting people from a wide area and boosts the evening economy. The scheme must be considered in the context of a long term vision and strategy for future development of the city and the wider district. Many of the scheme's opponents (most notably the Civic Society) now admit that they were wrong to oppose the development and can now see its merits.

On the 26 June I was present at the interviews for a new Chief Officer. The Committee was unanimous in appointing Estelle Culligan with responsibility for Legal and Governance.

On the 10 July, Councillor Hanson and I paid a visit to the Storey Garden. We met David Redmore and the Chair of the Friends. We were most impressed by the improvements in the garden and in the work of the Friends. We discussed the efforts to raise money for restoration of the art work. We hope that this will be successful as it will certainly enhance the garden and The Storey itself. For those who have not seen the new planting in front of the Castle, do go to see the amazing change. We hope this new planting will enhance other parts of the area.

On the 17 July it was a pleasure to attend the Freedom of the City March of the Duke of Lancaster's Regiment. It was nice to see Councillors and Aldermen attending alongside the Mayor.

Lancaster University Graduation Dinner is always a real event and an opportunity to see a wide range of people from the area and from the past. This was on the 20 July. Charles Wilson was present, one of our past Directors.

On the 26 July, Councillor Hanson and I met Marc Levy, the North West Regional Manager of the Jewish Leadership Council. He spoke about the rise in hate crime and he was delighted that the whole Council supported the National Definition and our positive attitude to dealing with any reports of anti-Semitism and hate in general.

On the 27 July, the Chief Executive and I met Richard Wise, British Land representative to talk about the Council's latest thoughts on the Canal Corridor. British Land believe that Lancaster has the potential to play a far more important role in the region and he was pleased to hear that we would be visiting Hereford. He said that British Land are in it for the long term and wanted a quality scheme that would enhance the area.

I have been to see the new paving and signs in Central Morecambe with Councillor Hanson and I am most impressed.

Other Matters

Cabinet minutes for 8 August and 5 September 2017 are attached at the end of this agenda.

4.0 Key Decisions

The following Key Decisions were taken by Cabinet on 8 August:

- (1) Consultation on the Introduction of Selective Licensing in the Private Rented Sector
- (2) Community Housing Fund
- (3) Chatsworth Gardens Housing Regeneration Project – Consideration of Phase 2 Proposals
- (4) Heysham Gateway

The following Key Decisions were taken by Cabinet on 5 September:

- (1) Discretionary Rate Relief Policy Update – Revaluation Support

The following Officer Delegated Key Decisions were taken during this period:

- (1) Installation of Smoke Alarms at The Greaves and Ridge Estates, Lancaster
- (2) Fire Precaution Works and Communal Area Upgrades Glebe Court Sheltered Scheme
- (3) External Door Replacement Contract 2017/18
- (4) Firewall Equipment for a Link Between The Old Fire Station and Salt Ayre Leisure Centre
- (5) Fire Precaution Works and Communal Area Upgrades Mainway
- (6) Economic Reserve Growth Allocations

- (7) Purchase of Two Refuse Collection Vehicles
- (8) Re-Roofing Ridge Estate Lancaster Phase 1 2017/18
- (9) Marsh Estate and Carnforth Flat Roofing Renewal
- (10) Bailrigg Garden Village – Capacity Funding (call-in period waived)

Background Papers

Cabinet agenda and minutes of the meetings held on 8 August and 5 September 2017.

Council 27th Sept 2017Motion on reduction of use of plastic bottles in our District

Council notes the amount of plastic that ends up in landfill and in our oceans, and is a growing hazard to marine life. Every year millions of single use plastic bottles, nationally are disposed and estimated only 7% are recycled. Council also notes the fact that 2.5 billion coffee cups are thrown away every year in the UK – 10,000 in just 2 minutes. To protect the environment and in furtherance of our Clean and Green Places priority under the Corporate Plan,

Council resolves to

- 1] promote public awareness of the issue and take steps to reduce plastic bottle use. This could include our partner agencies in primary health care, and local education.*
- 2] Request officers to prepare a report on the practicalities and costs of installing drinking water fountains at key city centre locations in Morecambe and Lancaster.*
- 3] Support a scheme where our local food and drinks provide refills or free drinking water*
- 4] investigate the viability of the city council launching a promotional Lancaster refillable water container to sell at tourist outlets.*
- 5] Work with businesses and other organisations to promote the use of reusable coffee cups including investigating the viability of a Lancaster district reusable cup, and encouraging businesses to use genuinely recyclable or eco-friendly cups.*

Officer Advice

The motion identifies the problems caused by non-recyclable plastic/ paper drinks cups and plastic bottles

The problem is a global one. Tackling it effectively requires effective policy from central government and the cooperation of producers and consumers.

Giant retailers have a responsibility. One chain launched a scheme giving customers a 25p discount for bringing their own cup. But reusable cups made of silicone and rubber have not really caught on, probably because they need washing up. Overall, a 25p charge on disposable cups increased the use of reusable coffee cups by 3.4%, environmental messaging in cafes increased the use of reusable coffee cups by 2.3%, the availability of reusable cups led to an increase of 2.5% and the distribution of free reusable cups led to a further increase of 4.3 %.

There are some examples of where efforts have been made to tackle this at a local level (e.g. City of London). This example required the cooperation of Network rail and several large businesses.

To achieve the aims of this motion (which is effectively an ongoing project) would require considerable officer capacity and resource. This would need to be diverted from other essential activities e.g. the existing household waste collection service, regeneration and economic growth.

Officer advice is that at this stage of the financial year diversion of capacity would impact on essential work already planned.

If Council consider that this is a key priority then in this financial year capacity could be identified to do outline work to identify the level of resources that would be required to manage

the project described. The financial implications could then be fed into the 18/19 budget process.

Chief Officer (Environment)

Monitoring Officer Comments

The Monitoring Officer has been consulted and has no further comments

Section 151 Officer Comments

The s151 Officer has been consulted and has nothing further to add; she simply reiterates the comments above



27 September 2017

**Arnside & Silverdale Area of Outstanding Natural Beauty
(AONB) Development Plan Document**

Report of the Chief Officer (Regeneration and Planning)

PURPOSE OF REPORT

To seek a resolution from Council to publish the Arnside & Silverdale AONB Development Plan Document (DPD) for formal representations before submitting the document to the Planning Inspectorate for Examination in Public. This will ensure that the relevant regulations are followed and will enable residents and other stakeholders to have a final say on the DPD – a dedicated planning approach for the AONB that has the landscape designation at its heart.

This report is public

RECOMMENDATION

That the Council:

- (1) resolves to publish the Arnside & Silverdale AONB Development Plan Document (DPD) for final representations, followed by Submission of the document to the Planning Inspectorate for Examination.**
- (2) publishes background evidence and supporting material, including the responses to consultations, the consultants' reports on the Sustainability Appraisal and Habitats Regulations Assessment for the Plan, and the specialist landscape, biodiversity and viability assessments on the sites included in the Plan.**
- (3) authorises the Chief Officer (Regeneration and Planning) to make minor changes to improve the clarity and internal consistency of the AONB DPD prior to the publication period and between the publication period and Submission.**

1.0 Introduction

1.1 Lancaster City Council and South Lakeland District Council are preparing a joint Development Plan Document (DPD) for the Arnside & Silverdale Area of Outstanding Natural Beauty (AONB). The two councils are working closely with the AONB Management and Executive Committee in the preparation of the AONB DPD. The AONB DPD will be the first of its kind.

1.2 The primary purpose of the national AONB designation is to conserve and enhance the natural beauty of the area. When adopted, the DPD will form part of

both authorities' Local Plans. It will identify sites for new housing and employment and will set out planning policies to ensure that development reflects the AONB designation and has the conservation and enhancement of the landscape at its heart.

- 1.3 The DPD will also be a key element in the delivery of the AONB Management Plan which was adopted in April 2014. Section 85 of the Countryside and Rights of Way Act (2000) places a duty on all local authorities to have regard to the purpose of conserving and enhancing the natural beauty of AONBs in carrying out their functions.

2.0 The Planning Process and the Plan

- 2.1 The DPD will bring up to date the existing planning policies for the AONB, and will ensure that both district councils' planning policies for the AONB are consistent.

- 2.2 The process for preparing Development Plan Documents is set out in the National Planning Policy Framework (NPPF). The NPPF requires local planning authorities must adopt the most appropriate development strategy based on a consideration of the alternatives, be deliverable and viable, and be consistent with national policy. The NPPF also gives specific guidance for development planning and decision making in relation to AONBs. It confirms that 'great weight should be given to conserving landscape and scenic beauty' and that AONBs 'have the highest status of protection in relation to landscape and scenic beauty'.

- 2.3 The DPD must define the area, set its purpose and the timeframe for the policies and allocations to operate. It must review the evidence available and set about collecting new evidence to fill any gaps. The DPD needs to assess the development needs for the area and the extent to which those needs can be met within a protected landscape. It must also consider the need and ability to provide for infrastructure, and for employment and community uses, including business premises, shops and open space. Importantly, the DPD must record and give protection to nature conservation, landscape and built heritage significances, and find the right balance between development and conservation.

- 2.4 The DPD sets out to achieve two main objectives over and above the preparation of the district wide plans that are being prepared (or are already adopted) in Lancaster and South Lakeland districts. These are to:

- allocate land for development, and identify land suitable for protection from development;
- draft AONB-specific planning policies that supplement district-wide policies.

- 2.5 The AONB DPD sets out policies on the following topics:

- The Landscape and Development Strategy
- Housing Provision
- Natural Environment
- Open Space and Recreation
- Historic Environment
- Design
- Economic Development and Community Facilities
- Supporting Infrastructure for New Development
- Camping, Caravan and Visitor Accommodation
- Water quality, sewerage and sustainable drainage

- Energy and Communications
- Advertising and Signage

2.6 The AONB DPD also allocates the following sites for development:

Site Policy Number	Parish	Name	Gross Area (hectares)	Estimated no. of dwellings
AS17 (A6)	Arnside	Land Behind Queen's Drive	0.12	6
AS18 (part of A9)	Arnside	Land on Hollins Lane	0.22	6
AS19 (A11)	Arnside	Land on Briery Bank	0.27	8
AS20 (B108)	Beetham	Land at Church Street	0.21	6
AS21 (part of W88)	Warton	Land North West of Sand Lane	0.41	12
AS22 (W130)	Warton	Land North of 17 Main Street	0.70	10
AS23 (A26/A27)	Arnside	Station Yard	1.03	Car parking, employment, community/visitor facilities and rail access. Possible residential or live-work
AS24 (S70)	Silverdale	Silverdale Railway Goods Yard	0.36	Employment and car parking
AS25 (B35, B38 B81, B125)	Beetham	Land at Sandside Road and Quarry Lane, Storth	3.10	Employment, residential, community facilities and access

3.0 Consultation

- 3.1 The AONB DPD's preparation has involved a range of evidence gathering work including a Housing Needs Survey and a Call for Sites exercise as well as site assessment work including independent landscape and biodiversity assessments, Sustainability Appraisal, Habitats Regulations Assessment and Viability Assessment. This work sits alongside a range of existing evidence such as the AONB Landscape and Seascape Character Assessment.
- 3.2 In addition, three stages of public consultation have informed the preparation of the AONB DPD. This included an early Issues and Options consultation, which informed the topics to be covered in the AONB DPD as well as gathering views to narrow down the list of sites submitted for consideration through the Call for Sites process.

- 3.3 Following the Issues and Options exercise, responses were used to inform the preparation of the Draft AONB DPD, which was itself consulted on between 10 November 2016 and 3 January 2017 (formal consultation). Both consultations included public drop-in events in each parish of the AONB.
- 3.4 Consultation on the Draft AONB DPD was followed by an extra, informal consultation, seeking views on three suggested changes to sites proposed for allocation in the Plan. These changes were suggested by respondents to the Draft AONB DPD consultation.
- 3.5 Comments on the Draft AONB DPD and on the suggested changes have informed the publication version AONB DPD, which it is now proposed to publish for a final, formal 6-week representations period, as required under Regulations 18-19 of the The Town and Country Planning (Local Planning) (England) Regulations 2012. Subject to agreement by both Councils, following this period, the AONB DPD will be submitted to the Planning Inspectorate for Examination in Public, along with any representations made. Subject to successful Examination, the AONB DPD can be considered by Full Council for adoption.
- 3.6 These steps are expected to take place to the following timetable:
- November 2017: Publication of the AONB DPD
 - January 2018: Submission of the AONB DPD
 - Early Spring 2018: Examination of the AONB DPD
 - Late Spring 2018: Adoption of the AONB DPD
- 3.7 The consultation Statement and other key evidence documents are available as background documents. Viability Reports are still being finalised. Initial results do not identify any issues for the AONB DPD, but final results will be incorporated into the AONB DPD when it is published.

4.0 Options and Options Analysis (including risk assessment)

	Option 1: Publish and submit the AONB DPD	Option 2: Do not publish or submit	Option 3: Delay publication-submission
Advantages	<ul style="list-style-type: none"> • Progress towards adoption of up to date Local Plan as set out in the Local Development Scheme 	None	None
Disadvantages	None	<ul style="list-style-type: none"> • Contrary to Council's priority for preparing its Local Plan as set out in the Local Development Scheme 	<ul style="list-style-type: none"> • Contrary to Council's priority for preparing its Local Plan as set out in the Local Development Scheme
Risks	None	<ul style="list-style-type: none"> • Effort and resources wasted • Development pressure • Government intervention to prepare DPD • Reputational • Evidence will become dated 	<ul style="list-style-type: none"> • Effort and resources wasted • Development pressure • Government intervention to prepare DPD • Reputational • Evidence will become dated

- 4.1 In light of the above options, the recommended approach is to resolve to publish the AONB DPD as proposed and then to follow this by submitting the document and the representations made, to the Planning Inspectorate.

5.0 Conclusion

- 5.1 Following a period of evidence gathering and consultation, a Development Plan Document has been prepared for the Arnside & Silverdale AONB. The DPD complements the existing Management Plan for the AONB. It identifies land suitable for development, and explains why the majority of the AONB should remain undeveloped as a valued and protected landscape. The DPD also proposes planning policies that will apply across the whole AONB, which supplement those district-wide policies applicable in the two districts. The document is ready for publication, submission and independent examination during 2018.

6.0 Appendices to this report

No.	Title	
1	Arnside & Silverdale Area of Outstanding Natural Beauty (AONB) Development Plan Document (DPD)	Attached
2	Map of AONB with allocated sites: 2a A0 Map of whole AONB 2b Mapbook	Available via the link to this agenda: https://committeeadmin.lancaster.gov.uk/ie/ListDocuments.aspx?CId=305&MId=6913&Ver=4
3	Equality Impact Assessment Form	Attached

CONCLUSION OF IMPACT ASSESSMENT

(including Health & Safety, Equality & Diversity, Human Rights, Community Safety, Sustainability and Rural Proofing)

There are no adverse health and safety, human rights or community safety implications arising from this proposal. The DPD applies to a protected landscape in a rural area. It contains strong policies designed to manage development sustainably within the AONB.

The Equality Impact Assessment Form is attached (Appendix 3). It concludes that there will be no adverse impacts on any protected groups, but that there are some potential but unavoidable adverse implications for sections of the rural communities, including people on low incomes.

The DPD has been subject to public consultation, allowing for feedback on these matters to be incorporated into the publication version.

LEGAL IMPLICATIONS

There are no legal implications arising directly from this report.

FINANCIAL IMPLICATIONS

It is not expected that there will be any additional financial implications arising from this report as costs connected with the preparation of the AONB DPD and associated public consultation, publication and submission, public examination and DPD adoption have already been accounted for within the overarching Local Plan revenue budget.

There can on occasion be additional unanticipated costs arising, however, from legal challenges to the adoption of a DPD, usually as a result of actions from affected parties. It is re-iterated here, therefore, that there is the potential for adverse (but unavoidable) implications for sections of the rural communities, including people on low incomes as a result of the AONB DPD. It is difficult to pre-empt whether there will be any future legal challenges arising. However, if they did, then the associated costs and implications will be reported and dealt with as appropriate through the normal monitoring processes which the Council has in place.

Adoption of an AONB DPD will increase the Council's ability to manage development activity in the AONB, thereby achieving its primary aim of conserving and enhancing the natural beauty of the area as well as better managing related financial risks for the Council.

OTHER RESOURCE IMPLICATIONS

Human Resources:

The human resources implications of the proposal will be met within existing staff resources.

Information Services:

The information services implications of the proposal will be met within existing resources.

Property:

There are no implications of the proposal on the Council's property responsibilities.

Open Spaces:

The proposal makes provision to protect open spaces from development in the AONB, but does not have implications for additional commitments.

SECTION 151 OFFICER'S COMMENTS

The Deputy Section 151 Officer has been consulted and has no further comments to add.

MONITORING OFFICER'S COMMENTS

The Monitoring Officer has been consulted and has no further comments.

BACKGROUND PAPERS

Consultation Statement	https://tinyurl.com/yd5n9jyp
Sustainability Appraisal	https://tinyurl.com/yd5n9jyp
Habitats Regulations Assessment	https://tinyurl.com/yd5n9jyp

Contact Officer: David Porter
Telephone: 01524 582335
E-mail: dporter@lancaster.gov.uk

Arnside & Silverdale Area of Outstanding Natural Beauty (AONB)
Development Plan Document (DPD)

Appendix 1

Publication Consultation

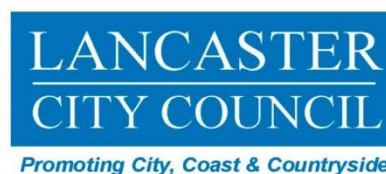


Publication Document

Part of Lancaster City Council and South Lakeland District Council Local Plans

September 2017

www.lancaster.gov.uk
www.southlakeland.gov.uk



Foreword

This Draft Development Plan Document for the Arnsdale & Silverdale Area of Outstanding Natural Beauty has been produced by Lancaster and South Lakeland District Councils, with assistance from the Arnsdale & Silverdale AONB Unit. A joint working approach makes sense because these bodies have a shared responsibility for this important protected landscape.

The Draft Plan is a key stage in preparing what will be the first Development Plan Document for an AONB in the country. Its publication begins a six-week period during which formal representations on the soundness of the DPD may be made prior to submission of the DPD for examination.

The Plan builds on the Management Plan for the AONB, for which the underlying principle is to work collaboratively to help conserve and enhance the landscape of the area. The Plan places the landscape at the heart of shaping development over the next 15 years. It is a clear statement of the positive benefits of joint working between Lancaster and South Lakeland, and once adopted the two Councils are committed to applying the policies consistently.

Signed:

Cllr. Jonathan Brook, Housing & Innovation Portfolio Holder, South Lakeland District Council

Cllr. Janice Hanson, Economic Regeneration & Planning Portfolio Holder, Lancaster City Council

Contents

1	Introduction	3
1.1	Introduction	3
1.2	Why do we need a Development Plan Document for the AONB?	3
1.3	Other documents that guide development in the AONB	7
1.4	Progress Update and Next Steps.....	10
1.5	Evidence and Infrastructure	12
1.6	Sustainability Appraisal and Habitats Regulations Assessment	12
1.7	Structure of Document	13
2	Vision and Objectives	14
2.1	Vision.....	14
2.2	Objectives.....	15
3	Overall Strategy.....	16
3.1	The Landscape and Development Strategy	16
	<i>AS01 – Development Strategy</i>	<i>16</i>
	<i>AS01 – Development Strategy contd.</i>	<i>17</i>
	<i>AS02 – Landscape</i>	<i>21</i>
4	Policy Issues.....	24
4.1	Housing Provision.....	24
	<i>AS03 – Housing Provision.....</i>	<i>24</i>
4.2	Natural Environment	26
	<i>AS04 – Natural Environment.....</i>	<i>26</i>
	<i>AS04 – Natural Environment contd.</i>	<i>27</i>
4.3	Open Space and Recreation.....	32
	<i>AS05 – Public Open Space and Recreation.....</i>	<i>32</i>
	<i>AS06 – Key Settlement Landscapes</i>	<i>33</i>
4.4	Historic Environment.....	35
	<i>AS07 – Historic Environment.....</i>	<i>35</i>
4.5	Design	37
	<i>AS08 – Design.....</i>	<i>37</i>
4.6	Economic Development and Community Facilities.....	43
	<i>AS09 - Economic Development and Community Facilities</i>	<i>43</i>
4.7	Supporting Infrastructure for New Development.....	45
	<i>AS10 – Infrastructure for New Development.....</i>	<i>45</i>
4.8	Camping, Caravan and Visitor Accommodation	47
	<i>AS11 - Camping, Caravan and Visitor Accommodation.....</i>	<i>47</i>
4.9	Water quality, sewerage and sustainable drainage	50
	<i>AS12 – Water quality, sewerage and sustainable drainage.....</i>	<i>50</i>
4.10	Energy and Communications	52
	<i>AS13 – Energy and Communications.....</i>	<i>52</i>
	<i>AS13 – Energy and Communications contd.</i>	<i>53</i>
4.11	Advertising and Signage	55
	<i>AS14 – Advertising and Signage.....</i>	<i>55</i>
5	Proposed Development Allocations.....	57
5.1	Site assessment and selection.....	57
5.2	Sites Proposed for Allocation for Development	57
	<i>AS15 – Housing Allocations</i>	<i>57</i>
	<i>AS16 – Mixed-Use Allocations</i>	<i>58</i>
5.3	Site Mini-Briefs.....	59
	<i>AS17 (A6) – Land off Queen’s Drive, Arnside</i>	<i>60</i>
	<i>AS18 (part of A9) – Land on Hollins Lane, Arnside.....</i>	<i>62</i>

<i>AS19 (A11) – Land at Briery Bank, Arnside</i>	<i>64</i>
<i>AS20 (B108) – Land at Church Street, Beetham</i>	<i>66</i>
<i>AS21 (W88) – Land North West of Sand Lane, Warton.....</i>	<i>68</i>
<i>AS22 (part of W130) – Land North of 17 Main Street, Warton.....</i>	<i>70</i>
<i>AS23 (A26/A27) - Station Yard, Arnside</i>	<i>72</i>
<i>AS24 (S70) – Land at the Railway Goods Yard, Silverdale</i>	<i>74</i>
<i>AS25 (B35 / B38 / B81 / B125) – Land at Sandside Road and Quarry Lane, Sandside.....</i>	<i>76</i>
6 Policy Areas Not Covered in this Document	79
7 Monitoring and Implementation Framework.....	80
8 Appendices	82

1 Introduction

1.1 Introduction

- 1.1.1 Lancaster City Council and South Lakeland District Council are Local Planning Authorities, responsible for preparing Local Plans and determining planning applications in their areas¹. A Local Plan sets out what development is needed in an area and contains policies to ensure that those needs are met in a sustainable way. Local Plans are used to determine planning applications and also to influence infrastructure provision and environmental management. A Development Plan Document (DPD) is part of the statutory Local Plan.
- 1.1.2 Together, we have prepared this DPD for the Arnside & Silverdale area. The area is designated as an Area of Outstanding Natural Beauty (AONB) (see map on page 6) with the statutory purpose of conserving and enhancing the natural beauty of the area. This means that the area's landscape has been identified by the Government as being of national importance. Designation as an AONB and the resulting legal powers and statutory obligations arise out of the National Parks and Access to the Countryside Act 1949 and the Countryside and Rights of Way Act 2000.
- 1.1.3 This Publication version of the DPD responds to evidence gathered and consultation feedback and sets out the proposed final content. We are seeking final representations on the DPD during the publication period. These will be submitted, along with the document itself, to the Government for Examination by an Independent Inspector.

1.2 Why do we need a Development Plan Document for the AONB?

- 1.2.1 The Arnside & Silverdale AONB is a special place. It is characterised by an intimate mosaic of low limestone hills, woodland, wetland, pastures, limestone pavements, intertidal flats, coastal scenery and distinctive settlements. Reflecting these, the AONB's **Special Qualities** are:
- Outstanding landscape and spectacular views;
 - Unique limestone geology;
 - Morecambe Bay – a stunning seascape;
 - Rare and precious habitats;
 - Internationally and nationally important species;
 - Rich sense of history;
 - Distinctive settlement character;
 - Strong community and culture;
 - Opportunities to enjoy the countryside;
 - A sense of tranquillity, space and place; and
 - A highly designated area.

¹ Lancashire and Cumbria County Councils are the minerals and waste planning authorities for the AONB. Both Councils have adopted Minerals and Waste Local Plans and these must be read in conjunction with this DPD, especially where development is proposed within Minerals Safeguarding Areas.

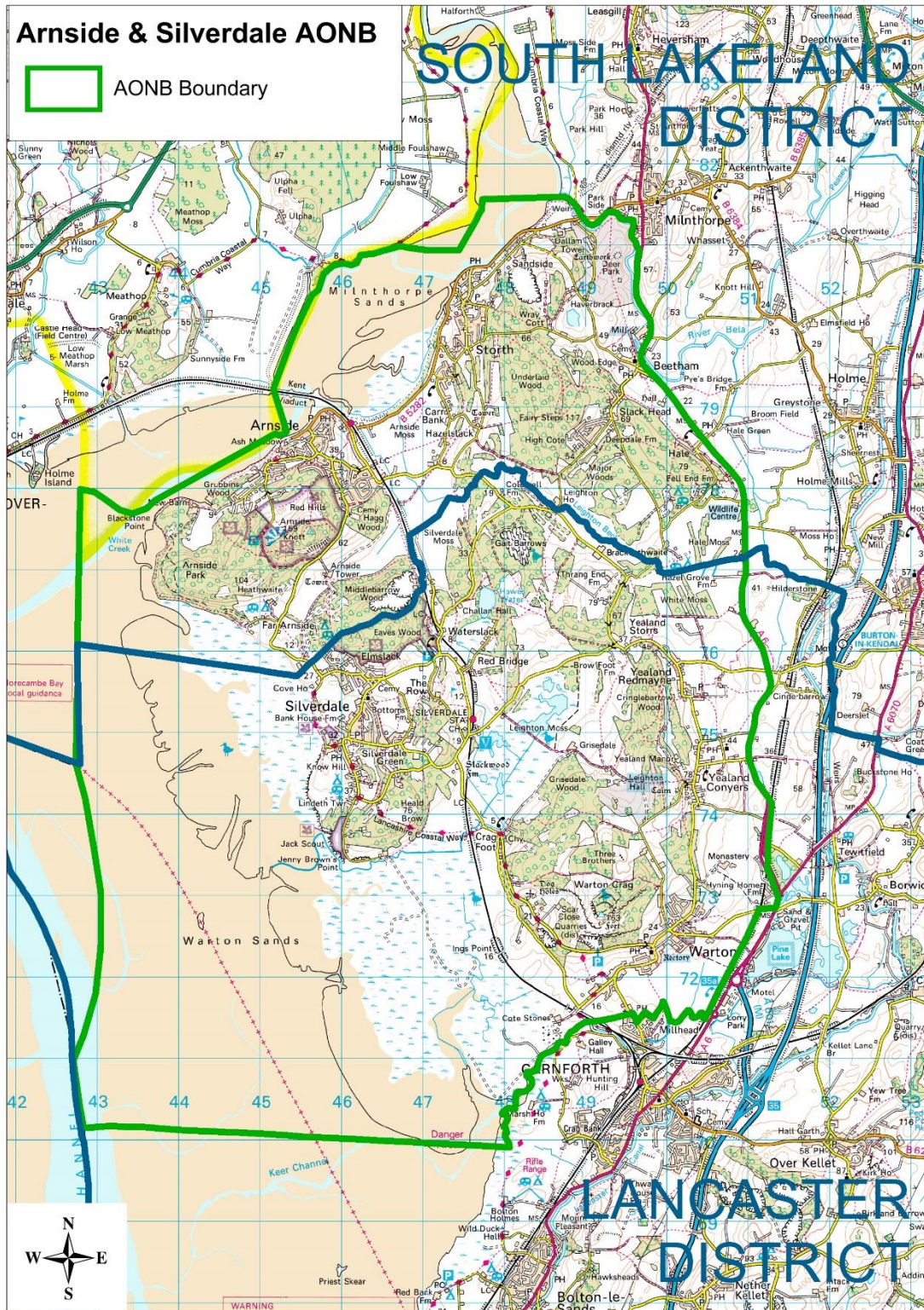
- 1.2.2 The Special Qualities are described in more detail in the report: [What is Special about Arnside & Silverdale AONB? \(2016\)](#).
- 1.2.3 The AONB straddles the boundary between two counties (Lancashire and Cumbria) and two Districts (Lancaster and South Lakeland). The two District Councils (along with other public bodies) have a **statutory duty under Section 85 of the Countryside and Rights of Way (CRoW) Act 2000** to have regard to the statutory purpose of AONBs in carrying out their functions. Within the AONB, Government policy requires that councils give great weight to conserving landscape and natural beauty.
- 1.2.4 Management of the AONB is co-ordinated by the **Arnside & Silverdale AONB Partnership**, which is made up of the County and District Councils, Parish Councils, government agencies and community and business representatives. The Partnership adopted an updated **Statutory Management Plan**² in 2014, which sets out the overall strategy for managing, conserving and enhancing the AONB. The Management Plan also sets out some key principles for the DPD. These include that it should:
- (I) reflect the national importance of the AONB;
 - (II) contain policies to conserve and enhance landscape quality and character, tranquillity, dark skies, local distinctiveness, settlement character, pattern and local vernacular architecture, habitats and species, geodiversity and the historic environment;
 - (III) identify appropriate sites for the delivery of housing to meet local community needs demonstrated by a housing needs survey, prioritising affordable housing and use of brownfield sites;
 - (IV) identify appropriate sites to support the delivery of local employment and business opportunities, prioritising use of brownfield sites;
 - (V) support the development and retention of local services and facilities and advocate the need for local services to support community life and the local tourism industry;
 - (VI) define and conserve areas of important open green space within settlements;
 - (VII) protect the setting of, and views out from and in to the AONB;
 - (VIII) support small-scale renewable energy developments appropriate to the local landscape character;
 - (IX) manage tourism related development such as camping, lodge and caravan development and car parking;
 - (X) promote appropriate diversification and sensitive re-use of rural buildings and consider the spatial relationship with surrounding areas, in particular Milnthorpe and Carnforth.
- 1.2.5 Therefore, the reasons for preparing the AONB DPD are:
- (I) While the AONB is an area of national landscape importance, it is relatively small and lies on the edge of both Districts. This means that District-wide Local Plans for Lancaster and South Lakeland would not have the AONB as their main focus. **An AONB DPD can focus on the AONB and have its conservation and enhancement at its heart.**

² Adopted by Lancaster City Council and South Lakeland District Council in 2014

- (II) The **AONB DPD** is an important means of implementing the AONB Management Plan and will give **statutory development plan policy force** to some of the principles of the management plan when planning applications are considered.
- (III) The **special character of the AONB** requires a different approach to local planning to that outside nationally important landscapes, an issue that was raised by the Inspector considering South Lakeland's Local Plan Land Allocations document.
- (IV) Councils and other public bodies now have a **duty to co-operate**, which means that, in areas where planning issues cross boundaries, they must work together.
- (V) **Policies and decisions need to be consistent** across the whole of the AONB in respect of the conservation significances and the response to development pressures.
- (VI) **The communities within the AONB have a strong desire to be involved in shaping its future.** The AONB Partnership provides a strong and well established forum to bring the communities together.
- (VII) The compact size of the AONB and its complex self-contained inter-relationships and related settlement characters give it a **strong sense of unity and cohesiveness.**

1.2.6 This will be the first AONB DPD in England. It is a pioneering and innovative approach and is being followed closely by other AONB Partnerships up and down the country as an example of how an AONB Partnership, councils and communities can work together to produce the best outcomes for an AONB.

1.2.7 The AONB covers 75 km² and has a population of around 7,800. The main settlements are Arnside (population 2,334), Warton (1,805), Silverdale (1,326) and Storth/Sandside (978). Around 2,800 people work within the AONB. The largest single employer is the Billerud Paper Mill in Beetham. Other important sectors are land management, education, health, accommodation, food and drink, tourism and construction. Arnside and Silverdale are the main service centres within the AONB. The area has close links to Carnforth, Lancaster, Kendal and Milnthorpe for employment and for services such as supermarkets and secondary education. Many people living in the AONB work and use services further afield.



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1.3 Other documents that guide development in the AONB

- 1.3.1 The AONB DPD is only one of a number of plans and strategies affecting the AONB. It will complement existing plans and strategies including the AONB Management Plan and other local plan documents. The most important of these at the time that the Arnside & Silverdale AONB DPD was published are described below. The status of these documents should always be checked and verified as being up to date when reading the DPD.
- 1.3.2 The AONB DPD must be read alongside these other documents in order to understand the full range of requirements that will apply to new development in the AONB. When assessing development proposals within the AONB or its setting, the policies set out in this DPD must be followed in conjunction with national and District-wide policies. Where this DPD sets specific, different and/or additional requirements that are not set out in the District-wide policies, this DPD takes precedence.
- 1.3.3 Policies within the AONB DPD must be read alongside one another and each is subject to compliance with the requirements set out in all others. The accompanying Policy Links document sets out which policy topics are covered in the AONB DPD and which are covered in existing or emerging Local Plan documents in both Districts as well as identifying which AONB Management Plan objectives and which elements of national policy and which evidence documents are relevant to each policy.

National Planning Policies

- 1.3.4 Local Plans must be in general conformity with national planning policies set out in National Policy; currently the National Planning Policy Framework (NPPF) (2012). The central theme of the NPPF is a 'presumption in favour of sustainable development'. Paragraph 14 sets out that:

At the heart of the National Planning Policy Framework is a presumption in favour of sustainable development, which should be seen as a golden thread running through both plan-making and decision-taking. For plan-making this means that:

- 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 demonstratively outweigh the benefits, when assessed against the policies in this Framework taken as a whole; or
 - specific policies in this Framework indicate development should be restricted.

- 1.3.5 Footnote 9 in the NPPF, which relates to the 'specific policies' referenced in the above paragraph, states: "For example, those policies relating to sites protected under the Birds and Habitats Directives (see paragraph 119) and/or designated as Sites of Special Scientific Interest; land designated as Green Belt, Local Green Space, an Area of Outstanding Natural Beauty, Heritage Coast or within a National Park (or the Broads Authority); designated heritage assets; and locations at risk of flooding or coastal erosion."

1.3.6 This means that within AONBs, development should be restricted and Objectively Assessed Needs need not be met. It also means that the presumption in favour of sustainable development needs to be taken in the context of the AONB's status as a nationally protected landscape and in the context of the purpose of AONB designation.

1.3.7 Paragraph 115 of the NPPF states:

Great weight should be given to conserving landscape and scenic beauty in National Parks, the Broads and **Areas of Outstanding Natural Beauty**, which have the highest status of protection in relation to landscape and natural beauty. The conservation of wildlife and cultural heritage are important considerations in all these areas, and should be given great weight in National Parks and the Broads.

1.3.8 The NPPF also confirms that Local Planning Authorities should set out the strategic priorities for their areas within Local Plans and deliver the conservation and enhancement of the natural environment, including landscape (NPPF paragraph 156). It also states that:

- Planning should contribute to conserving and enhancing the natural environment (paragraph 17, bullet 7, first part), and Local Plans should identify land where development would be inappropriate because of its environmental or historical significance (paragraph 157);
- Allocations of land for development should prefer land of lesser environmental value (counting AONBs as the highest value: paragraph 17 bullet 7, second part);
- Local Planning Authorities should set evidence and criteria based planning policies against which proposals for any development on or affecting landscape will be judged (paragraph 113).

1.3.9 Paragraph 116 of the NPPF states:

Planning permission should be refused for **major developments**³ in these designated areas except in exceptional circumstances and where it can be demonstrated that they are in the public interest. Consideration of such applications should include an assessment of:

- The need for the development, including in terms of any national considerations, and the impact of permitting it, or refusing it, upon the local economy;
- The cost of, and scope for, developing elsewhere outside the designated area, or meeting the need for it in some other way; and
- Any detrimental effect on the environment, the landscape and recreational opportunities, and the extent to which that could be moderated.

1.3.10 The National Planning Policy Guidance (NPPG), which accompanies the NPPF, re-iterates Local Authorities' statutory duties in relation to AONBs, setting out that Local Planning

³ Major development in the Arnsdale & Silverdale AONB is defined as development that has the potential to have a serious adverse impact on the landscape, wildlife, cultural heritage or other characteristics of the AONB because of its scale, form, character or nature.

Authorities should have regard to AONB management plans, including their contribution to setting the strategic context for development by providing evidence and principles.

The Lancaster District Local Plan

1.3.11 The relevant parts of the Lancaster Local Plan are:

- (I) The **Lancaster District Core Strategy (2008)**, which sets out the overall development strategy and vision for the District. It identifies the AONB as a key element of the District's environmental capital, identifies the need for a spatial strategy for the AONB and identifies Silverdale as a focus to meet local development needs in the area.
- (II) The **Lancaster District Development Management DPD (2014)**, which sets out policies used to help determine planning applications in Lancaster District. It identifies Warton and Silverdale as sustainable settlements. The DPD is written in anticipation that certain policy areas may be subject to further consideration in the preparation of the Arnside & Silverdale AONB DPD.
- (III) Saved policies of the Lancaster District Local Plan (2004).

1.3.12 Lancaster City Council is currently preparing a Local Plan for the District. This comprises a Land Allocations DPD and a review of the 2014 Development Management DPD. Policies within the Development Management DPD will apply to development within the AONB, with the policies in the AONB DPD forming an additional layer that will also apply. When adopted, the Land Allocations DPD will replace all other allocations in the District for the area outside the AONB.

The South Lakeland Local Plan

1.3.13 The relevant parts of the South Lakeland Local Plan are:

- (I) The **South Lakeland Local Plan - Core Strategy (2010)**, which sets out the overall development strategy and vision for the District, recognises and safeguards the special characteristics of the AONB and identifies Arnside and Storth/Sandside as Local Service Centres.
- (II) The **South Lakeland Local Plan – Land Allocations (2013)**, which identifies the AONB as an area for which a specific DPD will be prepared and sets out some issues that the plan is intended to address including a review of settlement boundaries and policies on landscape, building design and new visitor facilities. The Local Plan - Land Allocations does not allocate sites in the AONB.
- (III) Saved policies of the **South Lakeland Local Plan (1997)** including Development Management policies, the identification of important open spaces in the AONB and an unimplemented allocation for local employment use at Quarry Lane, Storth⁴.

1.3.14 South Lakeland is currently preparing a Development Management Policies document. Saved policies set out in the 2006 Local Plan will be superseded by the new Development Management Policies document. The new policies will complement the existing Core Strategy policies. Policies within the document will apply to development in the AONB, with the policies in the AONB DPD forming an additional layer that will also apply.

⁴ The AONB DPD, once adopted, will supersede the extant allocation at Quarry Lane, Sandside

The Arnside & Silverdale AONB Management Plan

1.3.15 The statutory AONB Management Plan is a critical document. It is not part of the Local Plan for the area, but it is a material consideration in making planning decisions. The Management Plan is prepared by the statutory AONB Partnership, which includes Local Authorities, Parish Councils, Government agencies, local businesses, landowners and community and user groups. It defines the Special Qualities of the AONB, sets out the shared vision and objectives for the AONB and establishes a joint partnership approach to the management of the area. The aims of the Management Plan reflect the primary purpose of the AONB and are to:

- (I) conserve and enhance the natural beauty and Special Qualities of the AONB;
- (II) promote and support sustainable agriculture, forestry and other rural industries;
- (III) promote the social and economic wellbeing of people living within the AONB;
- (IV) increase public understanding and enjoyment of the AONB; and
- (V) meet the recreational needs of local residents and visitors alike – where these are compatible with the primary purpose of AONB designation.

1.3.16 The AONB DPD is one of the key mechanisms by which the Management Plan will be delivered as it will implement a development planning approach that delivers services, infrastructure and affordable housing to contribute to meeting the local needs of the AONB whilst conserving and enhancing the landscape character, natural beauty and Special Qualities of the AONB.

1.4 Progress Update and Next Steps

1.4.1 The process for preparing a DPD is set out in Government regulations. So far, the process has involved:

- (I) **Collecting the Evidence.** This means assessing and understanding local needs for housing, other development and infrastructure and making an assessment of the sites that are suitable, achievable and available to meet those needs, as well as gathering information on other topics such as landscape, biodiversity, heritage and open space.
- (II) **Early stakeholder engagement.** We have involved key stakeholders and the wider public in the process so far through three stakeholder meetings, the housing needs survey, the call for sites and consultation on the sustainability appraisal scoping report and site assessment methodology/criteria. An interim consultation report setting out how we have engaged others in the process so far accompanies the Draft Plan.
- (III) **Issues and Options Consultation.** Almost 300 responses were made to the Issues and Options Discussion Paper and almost 600 people attended the drop-in events held as part of the consultation. An interim consultation report setting out how we have engaged others in the process so far accompanies the Draft Plan.
- (IV) **Extra Sites Consultation.** An additional consultation was held on new sites suggested for consideration through the Issues and Options consultation. Almost 60 responses were made.
- (V) **Site Assessment.** All sites suggested to us for consideration have been subject to a robust assessment. This initially included visiting all the sites and considering the sites against a range of suitability criteria, including some exclusion criteria. Sites not ruled

out by the exclusion criteria were then subject to landscape assessment. If this did not rule them out, they were subject to biodiversity assessment and again, if not ruled out, viability assessment.

- (VI) **Sustainability Appraisal.** In accordance with the Environmental Assessment of Plans and Programmes Regulations 2004 and the Strategic Environmental Assessment Directive, this exercise tests site and policy options to ensure that the most sustainable options are selected. An Interim Sustainability Appraisal Report accompanied the Draft Plan consultation.
- (VII) **Habitats Regulations Assessment Screening.** In accordance with the Habitats Regulations, all the suggested sites considered to have development potential following site assessment have been screened to check whether they are likely to have any significant effects on sites of international biodiversity conservation importance. A draft Habitats Regulations Screening Report accompanied the Draft Plan consultation.
- (VIII) **Draft Plan Consultation.** Consultation on a draft DPD prepared drawing on the evidence base, site assessments, stakeholder involvement, the Sustainability Appraisal, Habitats Regulations assessment and the comments made during the Issues and Options and Extra Sites consultations.

1.4.2 Formal representations on the Publication version of the DPD are invited between Thursday 2 November and Thursday 14 December 2017. As well as being available to view on both Council's websites and the Arnsdale & Silverdale AONB website, the Publication DPD and all supporting documents, including evidence base documents and final Consultation Statement, Sustainability Appraisal Report and Habitats Regulations Screening Report are available at local libraries (Arnsdale, Carnforth, Kendal, Milnthorpe); at the Silverdale Hotel; at both Councils' offices and at the AONB offices during normal opening times throughout the publication period.

1.4.3 Representations should be made on the dedicated form and must indicate whether or not you wish to be informed of the outcome of the Examination and whether or not you wish to speak at the Examination hearings. More information about making representations can be found on the Councils' websites. To assist us in processing representations efficiently, we encourage you to make your comments electronically at

<http://applications.southlakeland.gov.uk/ldfconsultation/>

Alternatively you can email your form to developmentplans@southlakeland.gov.uk

Or post a completed response form to: Development Plans Manager, South Lakeland District Council, South Lakeland House, Lowther Street, Kendal, Cumbria. LA9 4DQ.

1.4.4 The next steps are:

- (I) **Submission.** The final DPD, together with the representations made on the Published Plan, will be submitted to the Secretary of State who will appoint an Inspector to carry out an Independent Examination.
- (II) **Examination.** The Inspector will examine the DPD to make sure that it is 'sound'. He/she will look at whether the DPD is positively prepared, justified, effective and consistent with national legislation and policy.

- (III) **Adoption.** If the Inspector finds that the AONB DPD is sound, Lancaster City Council and South Lakeland District Council will each be able to adopt the Plan. It will then form part of the statutory development plan for each District.

Stage	Timescale
Formal Publication	November 2017
Submission to Secretary of State	January/February 2018
Adoption by Full Council	Spring 2018

- 1.4.5 Once adopted, the DPD will become part of the Local Plan for the two Councils. It will remain so for a period of 15 years, or until new information or legislation prompts the Councils to initiate a review.

1.5 Evidence and Infrastructure

- 1.5.1 To ensure that any infrastructure requirements to support the delivery of the plan have been properly considered. We have worked closely with infrastructure providers throughout the preparation of the DPD. Alongside wider consultation, this has helped us to identify key AONB-wide and site-specific infrastructure issues (including those that might prevent or hinder site delivery), as well as likely requirements in the AONB and delivery mechanisms.

- 1.5.2 Lancaster City and South Lakeland District Councils have developed evidence bases to inform their existing Local Plan documents, and the AONB Partnership has done the same to inform the AONB Management Plan. Much of this evidence is relevant to and has helped to inform the AONB DPD. This includes for example Employment Land Studies, the AONB Landscape and Seascape Character Assessment and a wealth of information provided by mapping local, national and internationally protected biodiversity sites and other designations such as sites of heritage importance. However, there are some topic areas in which new information was required, the most important of which was the AONB-wide Housing Needs Survey undertaken in 2014. New evidence has also been prepared for the historic environment, including the Historic Designed Landscapes Study and Local Lists - lists of locally important heritage assets and management approaches for them, and also for caravan sites (recording the number and location of caravan pitches). Evidence documents relevant to each policy are set out in the accompanying Policy Links document.

1.6 Sustainability Appraisal and Habitats Regulations Assessment

- 1.6.1 All new Local Plan documents are assessed using a Sustainability Appraisal (SA) to ensure that they are contributing to sustainable development. This is required by the Strategic Environmental Assessment (SEA) Directive⁵. The SA has informed plan making throughout the process.
- 1.6.2 The SA report sits alongside the DPD. It sets out the approach to SA, the methodology used and the results, as well as how the SA informed the preparation of the AONB DPD. The SA

⁵ Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment

concluded that there are no significant matters that need to be addressed, but it made a number of recommendations that have been taken into account to improve the overall contribution of the DPD to sustainability.

- 1.6.3 The DPD is also accompanied and has been informed by assessment under the Habitats Regulations⁶. This assessment concluded that the Plan would not be likely to have a significant effect on any site designated for its biodiversity value at a European level, either alone or in combination with any other plans or projects.

1.7 Structure of Document

- 1.7.1 The document is split into 7 sections:

Part 1 is this Introduction. It tells you what the DPD is for, the context of the DPD and the stages of preparation of the DPD. It explains how the two Councils have worked together. It also explains the structure of the document.

Part 2 sets out the Vision and Objectives for the AONB DPD.

Part 3 sets out policies dealing with the overall strategy for development in the AONB.

Part 4 sets out development management policies for the AONB, which will be applied in addition to other local and national policies as part of the Development Plan for the area.

Part 5 sets out allocations for residential and mixed-use development.

Part 6 explains how the AONB DPD sits alongside other documents, and where topics not covered in the AONB DPD are covered.

Part 7 considers the monitoring and implementation of the plan.

Part 8 contains the Appendices.

- 1.7.2 In parts 2-5, each topic area is presented in the same way. First, the policy is set out in a box. This is then accompanied by supporting, explanatory and background text to the content of the policy. The Consultation Statement sets out all the responses made to consultations on the DPD, our response to these and how they have informed the final DPD.

⁶ Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora. The Habitats Directive is primarily transposed in England under the Conservation of Habitats and Species Regulations 2010 (the Habitats Regulations) and in the offshore marine area by the Offshore Marine Conservation (Natural Habitats, &c) Regulations 2007.

2 Vision and Objectives

2.1 Vision

2.1.1 The Vision for the AONB set out in the adopted Management Plan is:

Arnside & Silverdale Area of Outstanding Natural Beauty is a landscape of international importance, whose distinctive character is conserved and enhanced for future generations.

It is a place that is much loved and highly valued for its strong sense of place, unique geology, rich wildlife and cultural heritage and the benefits it provides to society.

Its distinctive landscape character - an intimate mosaic of low limestone hills, woodland, wetland, pastures, limestone pavements, intertidal flats, coastal scenery and distinctive settlements - is enjoyed, cherished and conserved by those who live in, work in and visit the area.

The high quality landscape supports and is supported by the area's thriving rural economy and vibrant diverse local communities.

There are many and varied opportunities for people to access, enjoy and understand the area's Special Qualities, and participate in their conservation, creating a strong connection with nature and the landscape.

Challenges and pressures are effectively and sensitively managed in an integrated way through a partnership approach. The area's natural and cultural assets are managed and used wisely for future generations.

2.1.2 The Vision for the AONB DPD needs to reflect and supplement the adopted Management Plan Vision, the two relevant Local Plans, national policy, the evidence gathered and wider context. The following Vision for the AONB DPD sets out how **development and planning considerations** will support the Management Plan Vision and delivery.

Within the Arnside & Silverdale AONB, housing, employment, services, infrastructure and other development is managed to contribute towards meeting the needs of those who live in, work in and visit the area in a way that:

- (I) conserves and enhances the landscape, the natural beauty, and the Special Qualities of the AONB; and**
- (II) creates vibrant, diverse and sustainable communities with a strong sense of place; and**
- (III) maintains a thriving local economy.**

- 2.1.3 The Vision for the AONB DPD should reflect the Vision and aspirations for the AONB set out in the AONB Management Plan.
- 2.1.4 The proposed Vision for the DPD complements the Vision set out in the AONB Management Plan and relates specifically to those areas that can be managed and delivered through the planning system.

2.2 Objectives

- 2.2.1 The Objectives for the AONB DPD should reflect the objectives set out in the AONB Management Plan, the two relevant Local Plans, national policy, the evidence gathered and wider context.

- (I) To conserve and enhance the landscape, and the natural beauty of the AONB, including landscape character and visual amenity, wildlife, geology, heritage and settlement character;
- (II) To ensure that all development is appropriate and sustainable in its location and design and is of high quality;
- (III) To ensure that planning policy is shaped by effective community engagement;
- (IV) To provide sufficient supply and mix of high quality housing to contribute to meeting the needs of the AONB's communities, with an emphasis on affordable housing and without adverse impact on the landscape character of the AONB;
- (V) To support rural employment and livelihoods, and sustainable tourism;
- (VI) To provide the necessary services and infrastructure to support both existing and new development;
- (VII) To support the development of a safe and sustainable transport network, including paths and cycleways, to improve connectivity, reduce the need to travel and encourage sustainable forms of transport.

- 2.2.2 The proposed Objectives for the DPD state what needs to be achieved in order to make the Vision a reality. They provide a link between the Vision and the proposals for development in the AONB.

3 Overall Strategy

3.1 The Landscape and Development Strategy

- 3.1.1 This DPD places development more clearly in the context of the primary purpose of the AONB – to conserve and enhance the natural beauty of the area - and to put this at the heart of planning for the AONB. The two policies that follow in this section are designed to ensure that the primary purpose is at the heart of the overall approach to development in the AONB and to better ensure that new development supports the AONB's primary purpose and Special Qualities. Given the coastal location of the AONB, landscape and seascape are closely related. References in this DPD to “landscape” should be read to include “seascape”. This is especially relevant in reading and interpreting policy wording where both landscape and seascape characteristics are important considerations.

AS01 – Development Strategy

A landscape capacity-led approach to development will be taken in the AONB. Great weight will be given to the principle of conserving landscape and natural beauty, wildlife and cultural heritage in the AONB.

All Development

All development in the Arnside & Silverdale AONB should be sustainable, consistent with the primary purpose of AONB designation⁷, and support the Special Qualities of the AONB as set out in the AONB Management Plan.

Development within Local Service Centres

To promote vibrant local communities and support services, small scale growth and investment will be supported in the identified Local Service Centres where it closely reflects identified local needs within the AONB and conserves and enhances the local landscape and settlement character. The following villages are defined as AONB Local Service Centres: Arnside, Silverdale, Sandside/Storth and Warton.

Development in Small Villages

In the Small Villages of Yealand Redmayne, Yealand Conyers, Hale, Carr Bank, Slackhead and Beetham, development will typically be limited to conversion of buildings, re-use of brownfield land or regeneration opportunities. In Beetham, other proposals will be considered for their suitability in relation to the level of services and facilities available in the village.

cont.

⁷ As set out in the National Parks and Access to the Countryside Act 1949; confirmed by Section 82 of the Countryside and Rights of Way Act 2000:

- The primary purpose of the designation is to **conserve and enhance natural beauty**.
- In pursuing the primary purpose of the designation, account should be taken of the needs of agriculture, forestry and other rural industries and of the economic and social needs of local communities. Particular regard should be paid to **promoting sustainable forms of social and economic development that in themselves conserve and enhance the environment**.
- Recreation is not an objective of the designation, but the **demand for recreation should be met insofar as this is consistent with the conservation of natural beauty and the needs of agriculture, forestry and other uses**.

AS01 – Development Strategy contd.

Development proposals within the Small Villages will be permitted only where they:

- (I) reflect and reinforce the distinctive character of the area's settlements; and
- (II) reflect demonstrable local needs within the AONB; and
- (III) demonstrate an efficient use of previously developed land or buildings or help sustain an existing business.

Development on the edge of and outside settlements

Development proposals on the edge of and outside settlements, including in hamlets and the open countryside, will be treated as exceptions and will be permitted only where they demonstrate that:

- (IV) there would be no adverse impact on settlement or landscape character; and that
- (V) there is an essential need for a rural location; or
- (VI) it will help to sustain an existing business, including farm diversification schemes; or
- (VII) it contributes to the meeting of a proven and essential housing need in that location; or
- (VIII) it represents a sensitive and appropriate reuse, redevelopment or extension of an existing building.

Major Development

Proposals for major development will not be permitted in the AONB, unless the proposal can be demonstrated to be in the public interest and exceptional circumstances exist.

Whether a proposed development constitutes major development will be a matter for the relevant decision taker, taking into account the individual characteristics and circumstances of the proposal and the local context. In determining whether a proposed development constitutes major development the Councils will consider whether by reason of its scale, form, character or nature, the proposal **has the potential** to have a significant adverse impact on the natural beauty of the AONB.

In determining whether exceptional circumstances exist the Councils will consider:

- (IX) the need for the development, including any national considerations, and the impact of permitting or refusing it upon the local economy; and
- (X) the cost of, and scope for, developing outside the designated area, or meeting the need for it in some other way; and
- (XI) any detrimental effect on the environment, the landscape and recreational opportunities, and the extent to which that could be moderated.

The intimate nature of the AONB landscape means that even some smaller-scale proposals may be considered to be major development depending on the local context.
contd.

Brownfield Land

The categorisation of a site as brownfield does not negate or outweigh the need for the full and careful consideration of the impacts of a development on the AONB against the full range of policy requirements.

3.1.2 The primary purpose of the AONB designation is to conserve and enhance the landscape and natural beauty of the area. It is therefore entirely appropriate that the Development Strategy identifies a landscape-capacity led and criteria-based approach to development, consistent with this primary purpose and the AONB's Special Qualities. A strategy that did not put the conservation and enhancement of the landscape central to the approach to development would compromise the primary purpose and undermine the national designation and the value of the AONB in the national interest. Where a development proposal would create conflict between the primary purpose of the AONB and other uses of the AONB, greater weight will be attached to the purpose of conserving and enhancing the landscape and natural beauty of the AONB.

Objectively Assessed Needs

3.1.3 An important part of District-wide plan preparation is the identification of objectively assessed housing needs (OAN). This includes needs for affordable housing, but also any needs for other housing types, including open market housing. The identified levels of need for South Lakeland and Lancaster represent the position across the whole of each District. It is difficult to apportion a figure specific to the AONB as a whole or in line with the two local authority parts, and no precedent exists for such an approach. OAN calculations are district-wide assessments and there are difficulties in calculating an OAN for a smaller area such as the AONB.

3.1.4 Given the difficulties in apportioning the OAN, and the emphasis on the capacity of the landscape to accommodate development within the AONB, the Councils have concluded, taking advice from relevant Counsel and organisations such as Planning Advisory Service, that it is not necessary to identify a specific housing requirement for the AONB. In the AONB, the priority should be to meet identified affordable and other local housing needs *within* the capacity of the landscape.

3.1.5 The Housing Needs Survey for the AONB identified a need for 72 affordable houses between September 2014 and September 2019 (5 years) for people living in the AONB. The Councils are aware that:

- the AONB DPD plan period is 15 years, and it will be necessary to roll forward and review the Housing Needs Survey information to cover the whole plan period; and
- affordable housing may need to be cross-subsidised by open market housing.

3.1.6 Some housing needs may be met outside the AONB if suitable sites are not available within. This includes where development could not take place without harm to the statutory purpose of the AONB. There are also a number of existing planning permissions that, if developed, will contribute to meeting housing needs.

3.1.7 In line with the landscape-capacity led approach, the Councils have not sought to set targets for amounts of development to be achieved. This would require a particular quantum of development to be delivered regardless of its impacts upon the protected landscape. Instead, the Development Strategy ensures that only development that can be accommodated without harm to the AONB's primary purpose will be permitted, whilst maintaining a positive approach, recognising that appropriately located and designed

development can contribute to conserving and enhancing the landscape and settlement character, including where opportunities for regeneration and redevelopment can be delivered.

Locational Strategy

- 3.1.8 The policy provides a locational strategy to ensure that development is focused in those settlements with the most services and facilities, in line with national policy. It does not identify development boundaries, instead, new development proposals will be expected to concord with the criteria in this and all other relevant policies in this DPD and other current development plan documents. This will ensure that the most appropriate development takes place in the most appropriate locations, rather than assuming that certain locations are suitable for any development in principle. This will minimise impacts on the AONB, including on the sensitive settlement edges.

Major Development

- 3.1.9 National planning policy does not allow major new development in Areas of Outstanding Natural Beauty except in exceptional circumstances because of the likely harm it would cause to the nation's long term interest of conserving these places. Proposals are subject to the most rigorous examination and have to demonstrate that they are genuinely in the nation's interest if they are to proceed.
- 3.1.10 Whether a proposed development constitutes major development will be a matter for the relevant decision taker. Major development in the Arnside & Silverdale AONB is defined as development that has the potential to have a serious adverse impact on the landscape, wildlife, cultural heritage or other characteristics of the AONB because of its scale, form, character or nature. Examples may include quarrying, medium and large scale housing development, commercial development that is out of keeping with the landscape, caravan sites, golf courses, new roads, tall vertical structures and high voltage overhead power lines. The intimate nature of the AONB landscape means that even smaller-scale proposals may be considered to be 'major' development depending on the context. Development may have the potential to have a significant impact on the Special Qualities of an AONB whether it is located inside or outside of its boundary.
- 3.1.11 The majority of development proposals in the AONB are modest in scale. However, it is important that where proposals for larger developments are put forward, they are properly and fully considered in line with national policy and in the context of the AONB designation. The policy sets out the approach to be taken to major development within the AONB. It sets clear criteria that reflect national policy to enable judgements to be made as to what constitutes major development on a case-by-case basis, taking into account a range of factors. This approach is in line with previous judgements on the assessment of major development within AONBs.

Brownfield Land

- 3.1.12 The policy sets out the approach to be taken to the re-development of brownfield land within the AONB. The Development Strategy does not set a brownfield target on the basis that brownfield opportunities are currently limited within the AONB and that brownfield sites are not automatically suitable for development and if developed may harm the AONB's Special Qualities.
- 3.1.13 The redevelopment of a brownfield site may offer opportunities to enhance the AONB, and that development of brownfield land may often be preferable in other ways to the development of greenfield sites. However, brownfield status is one factor to be taken into account amongst many, including in the context of making judgements about whether a proposal constitutes major development, and does not provide justification to ignore or reduce the weight given to policy requirements or factors such as the landscape impacts of the specific proposals or the biodiversity value of the brownfield site.

Density

- 3.1.14 The policy does not set density requirements. Densities of individual allocations and other development proposals will be guided by the policy requirements in this DPD and the other documents in the Districts' Development Plans, again to ensure that the most appropriate approach is taken in each case, based on the type of development and its context.

AS02 – Landscape

Within the Arnside & Silverdale AONB, development proposals will be required to demonstrate how they conserve and enhance the landscape and natural beauty of the area. Proposals will not be permitted where they would have an adverse effect upon the landscape character or visual amenity of the AONB or its setting.

Development proposals will be supported where they:

- (I) take into account the AONB Landscape and Seascape Character Assessment, and other relevant evidence; and
- (II) reflect the rural nature, historic character and local distinctiveness of the area including settlement character and separation, local vernacular traditions and building materials and native vegetation/planting; and
- (III) respect the coastline, taking into account the particular sensitivities and character of the coastal landscape and seascape, including the protection of open views; and
- (IV) respect visual amenity, views (including into and out from the AONB), tranquillity, dark skies, and the sense of space and place, avoiding the introduction of intrusive elements, or compromise to the skyline or settlement separation; and
- (V) take full account of the cumulative and incremental impacts of development having regard to the effects of existing developments (including unintended impacts and impacts of development that has taken place as a result of Permitted Development Rights, licensing or certification) and the likely further impacts of the proposal in hand; and
- (VI) include a landscape assessment; the level of detail of which should be proportionate to the scale of the proposal and the level of impact of the proposed development on the landscape. For larger or otherwise more sensitive sites or schemes, this will require a Landscape and Visual Impact Assessment (LVIA) undertaken by a qualified professional to Landscape Institute standards, showing how impacts may be minimised or mitigated.

3.1.15 The AONB benefits from the highest status of protection in relation to landscape and natural beauty and great weight will be given to conserving and enhancing natural beauty when considering development proposals.

3.1.16 'Natural Beauty' is not just an aesthetic concept, and 'landscape' means more than just scenery. The natural beauty of the AONB is strongly linked with its landscape and the character of the landscape, including the open, undeveloped seascape, is one of Arnside & Silverdale AONB's most valued assets. The landscape of the AONB is largely due to natural features and processes such as geological diversity, landforms, climate, soil, water features, sea and coast, biodiversity, habitats, but is in part the product of many centuries of human modification and management, including communities, settlements, heritage assets, people and perceptions. Many of these elements are recognised as being of national or international importance, and are protected by law. The Special Qualities of Arnside & Silverdale AONB, as set out in the Management Plan, define and describe the elements that give the area its natural beauty as well as those human elements that also contribute its unique landscape character.

- 3.1.17 It is the unique combination of elements and features (characteristics) in this area that makes the landscape and seascape so distinctive, and which creates the highly valued natural beauty of the area, resulting in a strong sense of place. The AONB is part of the cultural and natural heritage of the nation and if these characteristics are damaged, for example by insensitive development, then that will compromise the primary purpose of the AONB and the enjoyment of the area by the public.
- 3.1.18 The Arnside & Silverdale Landscape and Seascape Character Assessment (2016) describes the landscape character of the area in detail, identifying valued attributes and key characteristics for each landscape/seascape character type. There is also information about the sensitivity and capacity for development and guidelines that development proposals should take account of. Further relevant information and guidelines are available in the Cumbria Landscape Character Assessment and Toolkit and the Lancashire Landscape Strategy. Planning decisions will be informed by the information and guidelines in all these documents.
- 3.1.19 The main landscape character types within the AONB are defined as:
- Intertidal flats
 - Saltmarshes and lagoons
 - Lowland Moss
 - Coastal limestone pasture
 - Inland pasture and parkland
 - Wooded limestone hills and pavements
- 3.1.20 The assessment identified a very high level of sensitivity of the AONB landscape to development and its very limited capacity for change.
- 3.1.21 Three landscape character types forming part of the setting of the AONB are also defined:
- Drumlin farmland
 - Low coastal drumlins
 - Lowland Valley and Coastal Margins
- 3.1.22 All development within the AONB should conserve and enhance the natural beauty of the area and must reflect the capacity of the landscape to accommodate it without harm to key features and characteristics and without compromise to the statutory purpose.
- 3.1.23 This includes taking into full account all elements and individual features that contribute to the natural beauty, landscape and settlement character of the AONB, guided by the AONB Management Plan.
- 3.1.24 In order to best serve the primary purpose of AONB designation, new development must relate to the established character of the area in which it is to be located, as described in the Landscape and Seascape Character Assessment. It must integrate with its setting and be in keeping with neighbouring buildings and the landscape by appropriate siting, nature, scale, proportion, massing, design, materials and landscaping.

- 3.1.25 New development can make a positive contribution to the landscape but can also harm it in a number of ways. For example, new features that are uncharacteristic of the landscape may be introduced that detract from the local vernacular building style, intrude into skylines or obstruct or erode important views. Important landscape features such as hedges, drystone walls and mature trees may be damaged or removed. Over time, development can lead to the gradual erosion of local distinctiveness and in a protected landscape of such unique character, this sort of cumulative, incremental loss and harm must be avoided in order to best serve the primary purpose of AONB designation.
- 3.1.26 Spectacular views, into, out of and across the AONB, are one of the characteristics of the area. Development has the potential to introduce intrusive and jarring elements into the landscape resulting in adverse impacts on views and visual amenity. How a site, feature, building or view is seen, fitting in with its surroundings, and enjoyed in that context is very important within the AONB. This is a highly valued aspect of the AONB and is the reason why many visitors come to the area.
- 3.1.27 The AONB is set within a wider landscape that is highly visible from within the AONB; it is this surrounding landscape that provides the impressive 'setting' to the AONB. The landscape setting is an important aspect of the AONB as the surroundings contribute to how the AONB is experienced, understood and appreciated. Development within the setting of the AONB has the potential to adversely affect the landscape and natural beauty of the AONB and will be considered very carefully by the Councils against the policies in this DPD.
- 3.1.28 Development proposals within the AONB or affecting its setting will have to demonstrate clearly that they are appropriate to the landscape character type and designation, taking into account the wealth of landscape character evidence and guidance available. The Councils may require the submission of a Landscape and Visual Impact Assessment (LVIA) undertaken to recognised Landscape Institute standards, and will also expect proposals to have regard to the content of the AONB Management Plan.
- 3.1.29 A sense of tranquillity is a special quality of the AONB but is gradually being eroded by increases in noise, activity, traffic and disturbance. The scale and type of new development and level of activity along with journeys to and from a site will affect tranquillity and will be a factor in determining whether or not a proposed development can proceed.
- 3.1.30 All light pollution, however small, contributes to the general erosion of darkness in the AONB. The spilling of light beyond a site boundary and into the surrounding countryside can be disturbing to wildlife and have an intrusive visual impact. Light pollution contributes generally to the urbanisation of the rural landscape and the loss of darkness in the night sky and should be minimised in any new development.
- 3.1.31 There are many opportunities to conserve and enhance the special and distinctive character of the AONB landscapes by managing development and supporting the conservation of distinctive landscape features such as in-field trees, hedgerows, drystone walls, ponds and limekilns. Proposals will be supported where they remove elements that adversely affect the landscape, such as overhead cables.

4 Policy Issues

4.1 Housing Provision

- 4.1.1 As the AONB is a protected landscape, sites that are suitable for housing should be developed specifically to help meet local affordable or other locally identified housing needs. To do otherwise would fail to address these needs, which could then only be met by releasing more sensitive sites, causing harm and compromising the primary purpose of the AONB designation. This policy seeks to ensure that the approach to housing delivery in the AONB reflects the local needs within the AONB and better ensures that new development supports the AONB's primary purpose and Special Qualities.

AS03 – Housing Provision

Within the Arnside & Silverdale AONB, the number, size, types and tenures of all homes provided should closely reflect identified local needs in accordance with current AONB housing needs evidence at the time of the application. Proposals for new housing development will be supported where they deliver no less than 50% affordable housing. Only where this is demonstrably unachievable will a lower percentage be acceptable.

Priority will be given to the delivery of affordable housing and maximising the potential for meeting identified local needs and local affordable needs from appropriate individual development opportunities. Proposals will be expected to demonstrate that densities make best and efficient use of land and reflect local settlement character.

Affordable housing needs are forecast to apply over a period of time and not all the identified need is required straight away. The delivery of affordable housing should be phased in line with demand to ensure that the market is not over-supplied at any time. This can be done by close working with and between housing developers, landowners and appropriate Registered Providers of affordable housing.

- 4.1.2 Rather than identify specific types to meet particular needs, which can change over time, the policy requires that proposals show how they reflect local needs as identified in the most recent and up-to-date AONB-specific housing needs evidence.
- 4.1.3 A requirement for 50% of new homes to be affordable is justified because the AONB is a sensitive landscape protected at a national level. It is inappropriate to use those sites that *are* suitable for development in the AONB to deliver development that does not help to meet local affordable or other local needs. Doing so would mean that those needs would remain unmet and more sensitive sites would have to be developed in order to meet the needs, causing harm and compromising the primary purpose of the AONB designation.
- 4.1.4 Existing policies and legal conditions mean that all affordable housing is already restricted to those with a local connection in perpetuity. Although additional occupancy restrictions have been applied elsewhere, this has been in areas where the evidence has shown significantly

higher proportions of second homes and holiday lets than are present in the AONB. This document does not set out any proposal to restrict the occupancy of new properties other than the existing restrictions placed on affordable housing. However, development proposals will be encouraged that:

- (I) convert or sub-divide existing buildings or redevelop previously developed land; or
- (II) provide for specific societal groups (such as older people or those with disabilities).

4.2 Natural Environment

- 4.2.1 Biodiversity and geodiversity are key environmental significances in the AONB. The area is home to rare species, including some found only here. Many sites are subject to the highest level of protection in national or international law and there are sixty four locally protected sites and priority habitats. Both Councils have comprehensive policies on biodiversity and geodiversity with clear implications for their protection and enhancement within the AONB. This policy clarifies and expands on these to better ensure that new development supports the AONB's natural environment, primary purpose and Special Qualities.

AS04 – Natural Environment

The high quality of the natural environment is a key feature of the AONB. New development will conserve and enhance the AONB's biodiversity and geodiversity, avoid the fragmentation and isolation of or disturbance to wildlife, habitats and species. It will also help to create and reinforce green corridors and ecological networks, and deliver ecosystem services⁸ as a means of maximising wider public benefits and in reinforcing the local area's identity and sense of place.

To protect and enhance the robustness, function and value of the natural environment, development proposals must protect and contribute to the appropriate enhancement of the extent, value or integrity of:

- (I) any site or habitat protected for its biodiversity or geodiversity value, including limestone features, at an international, national or local level;
- (II) any priority habitat or species;
- (III) ecosystem services;
- (IV) ecological networks and their connectivity, including 'stepping stones', buffer zones, functionally linked land, corridors and other linkages, including those that connect across the AONB boundary;
- (V) the mosaic pattern of habitats and species and the mosaic approach to their management and protection⁹;
- (VI) any other natural features or assets of significance and value in the AONB or characteristic of the AONB, including those that do not enjoy formal protected status.

Exceptions will only be made where:

- (VII) there is an overriding public need for the development; and
- (VIII) the development cannot be located elsewhere; and
- (IX) mitigation is provided, or, where mitigation is not possible, compensatory measures are provided before the development's completion that result in enhancement (net gain) of the habitat's extent and value.

contd.

⁸ Ecosystem services are the benefits provided to us by the natural environment when it is allowed to function healthily, including clean air and water, climate and disease regulation, crop pollination and cultural, health and recreational benefits – also see Glossary.

⁹ [The Mosaic Approach: Managing Habitats for Species](#) integrates the requirements of species into habitat management, ensuring that plants and wildlife have the places they need to live and reproduce. A series of presentations are available that explain the approach for different habitats and how it could be applied.

AS04 – Natural Environment contd.

Before works to traditional buildings or features take place, appropriate species surveys should be undertaken and an appropriate plan for their protection, mitigation and enhancement put in place.

New buildings and conversions will be required to incorporate measures to support biodiversity as part of their fabric as is appropriate based on site specific and other local biodiversity evidence. These should include measures such as swift bricks, hedgehog highways, bat boxes, access tiles, living roofs or walls, and special consideration for species that are dependent on the built environment.

Proposals that enable or facilitate specifically tailored or targeted action to restore or enhance rare or priority species or habitats will be particularly supported.

Trees¹⁰ and woodland

New development should positively incorporate new, and protect and enhance existing trees unless there are clear and demonstrable reasons why their removal would aid delivery of a better development overall.

Proposals that would result in the loss or deterioration of trees that are subject to Tree Preservation Orders, are Ancient, Veteran or located within Conservation Areas, or that are otherwise significant, will only be permitted where:

- (X) an overriding need for the development and its benefits in that location clearly outweigh the loss or harm; and
- (XI) replacement planting is provided.

New or replacement planting in proposals for development should:

- be at appropriate ratio and of appropriate species to conserve and enhance the special character of the area and to reflect the purpose of the planting; and
- promote a wider diversity of species, including diversity of height; and
- reinforce adjacent habitats and reflect historic planting patterns in the locality; and
- preserve, enhance or restore any existing or relic orchards on the site; and
- be supported by an appropriate management regime; and
- support the need to manage mature or over-mature trees.

Landscaping in new development should remove invasive species. Proposals for the restoration of or planting of new orchards and fruit trees will be supported. Account should be taken of the needs of particular species dependent on the retention of dead wood and mature trees within woodland.

Development proposals will be accompanied by a proportionate ecological survey including an assessment of the role the site plays in the local ecological network, taking into account connectivity and activity at different times of year. There should be clear links between the survey outcomes and any protection, mitigation and enhancement measures proposed.

¹⁰ In this policy, 'trees' should be read to include single trees, tree groups, woodlands and hedgerows.

- 4.2.2 The need to protect the natural environment and develop robust ecological networks is now well established. At the time of publication, the National Planning Policy Framework (paragraphs 109 and 113) requires Local Planning Authorities to set criteria-based policies against which proposals for any development on or affecting protected wildlife or geodiversity sites will be judged.
- 4.2.3 Effective conservation and enhancement of biodiversity means taking action at a landscape-scale across local authority boundaries to develop robust ecological networks. Policies should protect and enhance the hierarchy of international, national and locally designated sites of importance for biodiversity and also wildlife habitat corridors and stepping stones that buffer and connect them.
- 4.2.4 Single trees, tree groups, woodland and hedgerows are all features of the natural environment of the AONB; in-field and boundary trees, fruit trees, mature, notable, veteran and ancient trees are particularly important.
- 4.2.5 Habitats and species are sensitive to and can be harmed by new development, for example through degradation or absolute loss or through impacts caused by development, such as increased activity and light spillage. However, if approached imaginatively in a way that is appropriate to the context, there is scope for new development to enhance biodiversity.
- 4.2.6 Arnside & Silverdale AONB supports an exceptionally diverse range of priority habitats and species, many of which are designated at an international, national or local level, but some of which are not formally designated. It is therefore important that policies promote the conservation, restoration and recreation of priority habitats and protection and recovery of priority species and the wider ecological networks that support them.
- 4.2.7 New development in the AONB should not have an adverse impact on designated sites. The AONB contains outstanding and significant habitat and wildlife networks. A measure of how important the area is for its biological and geological interest is provided by the number and extent of locally, nationally and internationally designated sites that lie within the AONB:
- 49% of the total AONB area is designated under European Directive for its habitat, species or bird interest;
 - 54% of the AONB is covered by national Site of Special Scientific Interest (SSSI) designation;
 - A further 12% of the AONB has been identified as Local Wildlife Sites by Lancashire and Cumbria County Councils;
 - Over 15% of the AONB is covered by Limestone Pavement Orders;
 - 7 sites covering nearly 6% of the area of the AONB are designated as Local Geological Sites;
 - The whole of the AONB is contained within the Morecambe Bay Limestones and Wetlands Nature Improvement Area, designated in order to promote the restoration, enhancement and connectivity of habitats.
- 4.2.8 All planning applications will need to be accompanied by ecological surveys that are proportionate to the nature and scale of the development and the level of protection afforded to the habitats and species likely to be impacted. The survey should incorporate a

biodiversity impact assessment and describe the biodiversity interest of the site, and the nature and extent of any impact of the proposed development, including on ecological networks and connectivity. Applicants should seek to improve habitats and outline any mitigation measures and the steps to be taken to retain, incorporate, protect, enhance and where appropriate, manage the biodiversity interest, as part of the proposals. Proposals near to or otherwise likely to affect an internationally designated site also require a Habitats Regulations Assessment.

- 4.2.9 Section 41 of the Natural Environment and Rural Communities (NERC) Act 2006 requires the Government to publish a list of habitats and species that are of principal importance (termed priority habitats and species) for the conservation of biodiversity in England. The S41 list is used to guide decision-makers such as public bodies, including Local Authorities, in implementing their duty under section 40 of the NERC Act to have regard to the conservation of biodiversity in England, when carrying out their normal functions. However, it is also important to note that 'biodiversity' means all biodiversity and not purely the habitats and species of principal importance.

Internationally designated sites

- 4.2.10 The AONB contains three types of internationally designated sites: Ramsar sites; Special Protection Areas (SPAs); and, Special Areas of Conservation (SACs).
- 4.2.11 These sites are protected by The Conservation (Natural Habitats, &c.) Regulations 1994, as subsequently amended. The level of protection is extremely high. Protection is required from damage to the integrity of a site (defined as the coherence of its ecological structure and function across its whole area that enables it to sustain the habitat, complex of habitats and/or the levels of populations of species for which it was classified).
- 4.2.12 In assessing development likely to affect the integrity of internationally protected sites, the Councils will follow the procedure set out in the Habitats Regulations. Essentially, this involves assessing likely impacts and considering the alternative solutions. The applicant will be expected to provide this information before the proposal can be considered. The applicant must demonstrate that a proposal would not have adverse effects. If this cannot be proven, planning permission will only be given in exceptional circumstances of overriding public interest. Natural England will advise the Councils in these circumstances.

Nationally designated sites and national priority habitats

- 4.2.13 Sites of Special Scientific Interest (SSSIs) and areas subject to Limestone Pavement Orders are of national importance for their habitats, species or geodiversity. Their importance means that special scrutiny and thorough evaluation is required for development that would have an adverse impact on them. An application for such development on or adjacent a SSSI will need to be supported by sufficient information for the Councils to make a competent evaluation of it.
- 4.2.14 National policy only permits development that will have an adverse effect on a SSSI where the benefits will clearly outweigh the impact on the qualities of the site or the wider ecological network. This will be an issue for the Councils to consider with advice from Natural England. Where development is permitted, the Councils will use conditions or planning obligations to

minimise its impact. Where appropriate, planning obligations will be used to secure long-term management, to provide funds for management, or to provide nature conservation features to compensate for any loss when development takes place.

- 4.2.15 The S41 priority habitats that occur in the Arnside & Silverdale AONB include deciduous woodland, traditional orchards, lowland calcareous grassland, coastal and floodplain grazing marsh, hedgerows, reed-beds, intertidal mudflats, maritime cliffs and slopes and limestone pavement (a full list appears in the AONB Management Plan).

Local Protection and areas or species without specific protection

- 4.2.16 Local Wildlife Sites are judged to have importance for wildlife at the local level. There are also habitats, sites and species that have no special protection but nevertheless have a key role to play in overall ecosystem health. For example, areas that lie between designated sites, providing connectivity between habitats and allowing species to move through the landscape to different feeding, breeding, nesting and resting sites are crucial for species survival. Similarly, areas that lie adjacent protected sites can act as a buffer between them and sources of disturbance, such as settlements or transport infrastructure.

Protected species

- 4.2.17 Many species are protected by designation of their habitat. However, a number of species, have specific legal protection under the Habitats Regulations and other statutes. The level of protection afforded to individual species varies. Where there would be an adverse effect on a European protected species, and that impact cannot be mitigated, development is only permitted if there is an essential need for it, there are no alternative solutions, there are overriding reasons relating to human health or public safety or there are beneficial consequences of primary importance to the environment.
- 4.2.18 With certain species, the law protects their habitat or places of shelter from damage or disturbance. Traditional buildings, for example, can provide habitat for endangered species such as bats. Where the presence of a European protected species in a building is established, the design and implementation of any approved alterations or change of use must take account of the need to safeguard the habitat. Before a planning application that would affect a European protected species can be determined, the applicant is required to undertake a thorough evaluation to a relevant specification, and include proportionate mitigation measures.
- 4.2.19 Nationally important species are treated slightly differently. Whilst it is not necessary to prove an essential need for development that would affect a nationally important species, it is necessary for a developer to incorporate sufficient measures that will mitigate the impact. As biodiversity is an inherent part of the Special Qualities and character of the AONB, it is important to protect rather than mitigate unless exceptional circumstances apply.
- 4.2.20 Over 100 priority species included on the S41 list are known to occur regularly within the AONB. Some examples include Curlew, Red Helleborine, Slow Worm, Brown Hare, High Brown Fritillary butterfly and Otter.

- 4.2.21 Certain protected and non-protected species rely on the built environment so are particularly vulnerable to insensitive renovations and development. In the AONB, the unique nature of the area's traditional buildings means that they provide habitat for and support such species. However, the specific characteristics that enable this can be lost through demolition or alteration. All development should contribute to the enhancement of biodiversity and include proactive measures to encourage and support wildlife that relies on the built environment such as swifts, swallows and bats wherever possible.

Geology and geomorphology

- 4.2.22 The geology and geomorphology of the AONB is responsible for its distinctive limestone scenery, its assembly of habitats and species, its past industrial activities and the materials used to construct its settlements, buildings and dry stone walls. The most important geological and geomorphological sites are protected through SSSI designation, Limestone Pavement Orders` or are identified as regionally important geological sites (Local Geological Sites - LGSs). LGSs are a non-statutory designation of sites that are considered worthy of protection for their educational, scientific, and historic or landscape significance. These sites, and other non-designated geological features such as low limestone cliffs and fossil assemblages are valuable to the special landscape qualities of the AONB as well as creating specific habitats. They should be conserved and protected from avoidable harm.

Ecosystem Services

- 4.2.23 Ecosystem services are defined as services provided by the natural environment that benefit people. These include clean water and air, pollination and food sources, energy and climate regulation, as well as a range of wider health and wellbeing benefits. The ecosystem services relevant to the AONB are listed in the AONB Management Plan. In addition to the intrinsic value of species and habitats, these wider benefits provide a strong case for protecting and enhancing the natural environment, to ensure its continued and optimum health. The collective value of the natural environment is recognised in the ecosystems approach advocated by DEFRA.

4.3 Open Space and Recreation

- 4.3.1 Public Open Spaces shown on the Policies Map (Appendix 1) and listed at Appendix 2 are publicly accessible areas of land that provide sporting, recreational or play opportunities for the communities of and visitors to the AONB. Such spaces can also play an important role in the character of the AONB's settlements. This policy protects these spaces along with other recreational networks.

AS05 – Public Open Space and Recreation

Public open space is a valuable resource within the AONB. The areas identified on the policies map as Public Open Spaces are designated for protection from development for public benefit. Proposals for development on land designated as Public Open Space will not be permitted where they result in the loss of, or harm to, the integrity of the open space or its qualities or functions. Exceptions may be made if it can be demonstrated that the space is no longer needed, or a suitably located replacement of at least equivalent standard is secured.

Development proposals will be supported where they connect with and bring about improvements to the recreational route network and/or promote opportunities to enjoy the countryside. Proposals that restrict or prevent access to the coast, or that reduce or compromise other recreational networks will not be permitted.

Proposals will be supported for the provision of new publicly accessible open space. Where new development is proposed, developers will be required to provide new or enhanced public open space in line with policy requirements in the relevant District's Local Plan. New or enhanced open space must reflect the primary purpose and Special Qualities of the AONB.

- 4.3.2 Key Settlement Landscapes are private (not publicly accessible) areas of open space that make a particular and important contribution to the character of settlements in the AONB by bringing the countryside into the settlements and reinforcing their rural character as well as by providing key views and offering variety in settlement form, fabric and feel. This policy protects the areas identified as Key Settlement Landscapes on the Policies Map (Appendix 1) and listed at Appendix 3 from development to ensure that they can continue to perform this role in perpetuity.

AS06 – Key Settlement Landscapes

Key Settlement Landscapes make an important contribution to the character of the AONB and its settlements. The areas identified on the Policies Map as Key Settlement Landscapes are designated for protection from development.

Development proposals will not be permitted within Key Settlement Landscapes; or where they would compromise their integrity by affecting their setting, open nature or rural characteristics.

- 4.3.3 Both Public Open Space and Key Settlement Landscape designations are based on research and evidence, including a review of previous open space designations and new suggestions, as well as assessment against robust criteria.

Public Open Space

- 4.3.4 All the Public Open Spaces identified for protection are listed in Appendix 2. Public Open Space is designated in and around the main settlements of the AONB in the following categories:
- Active recreation
 - Amenity spaces
 - Allotments
- 4.3.5 Active recreation applies to those spaces providing opportunity for recreation and sports activities and includes facilities for children and young people. Examples include sports pitches, tennis courts, bowling greens, golf courses, skate-parks, playgrounds and playing fields (including school playing fields).
- 4.3.6 Amenity spaces offer wider benefits and include areas identified as parks and gardens, informal recreation spaces, village greens, areas of natural and semi-natural greenspace, which include publicly accessible woodlands, grassland, cemeteries and churchyards. Some spaces have a dual role providing an active and an amenity resource.
- 4.3.7 Policy AS05 incorporates flexibility to accommodate some development where it is sufficiently minor so as not to detract significantly from the overall integrity, qualities and functions of the open space. So, for example, a space designated for its recreational value may well be capable of accommodating play equipment or other development that is complementary to or enhances its enjoyment. The policy will support public realm improvements where these conserve and enhance the qualities of these spaces. However, the Councils will guard against incremental changes to open spaces that result in cumulative harm.
- 4.3.8 The purpose of the designation may extend beyond the planning remit. For example where enhancements to important spaces are proposed, inclusion within the Plan may help lend

weight to funding bids. With this in mind, some spaces that seem very unlikely to be subject to development pressures, but are nonetheless locally important, have been included (for example churchyards).

- 4.3.9 Where a space has public access and/or a sport and recreation function, its value is rooted in community and the test for loss or harm is directly linked to this. To be consistent with national guidance, the proposed policy requires that for any development proposed that will result in the loss of or harm to such a space, a robust case must be made that the space is no longer needed for this function or that suitable alternative provision can be made.

Key Settlement Landscapes

- 4.3.10 All the Key Settlement Landscapes identified for protection are listed in Appendix 3. Key Settlement Landscapes are designated within the four AONB Local Service Centres. All the spaces identified as Key Settlement Landscapes form an important part of the distinctive characters of the settlements within which they lie. Some are part of significant tracts of land within settlements. All Key Settlement Landscapes contribute to the settlements' rural nature and settlement form and give the sense of the countryside and landscape of the AONB being an integral part of the settlements as well as being the setting for them.
- 4.3.11 The protection of Key Settlement Landscapes is important for their visual and amenity value but also for the wider role that these areas perform, contributing to the distinctive characters of the AONB's settlements, to the wider AONB landscape and to the Special Qualities of the AONB. The proposed policy is designed to protect the areas identified as Key Settlement Landscapes from development, including development that may be proposed outside of the areas but that would harm their integrity as Key Settlement Landscapes.

4.4 Historic Environment

- 4.4.1 The AONB contains a wide range of significant historic landscapes, features and distinctive settlement characters. Both Councils have District-wide policies on the historic environment. This policy sets out additional measures to better ensure that new development supports the AONB's heritage assets and special historic character and reflects the AONB's primary purpose and Special Qualities.

AS07 – Historic Environment

All development proposals in the AONB must take into account the unique heritage assets and historic character of the area, including built, natural and cultural heritage features, and protect and enhance historic landscape character, locally important heritage assets and their settings, and the distinctiveness of settlements.

Before works to historic assets take place, surveys should be undertaken proportionate to the asset's importance, to record its historical interest and to understand the nature and scale of impact on its significance.

Development proposals affecting designated heritage assets or affecting non-designated heritage assets that are identified on the relevant Council's Local List or in the Historic Environment Record, or discovered during the application process, will be supported provided that they:

- (I) conserve and enhance the special architectural and historic interest of the asset, including its contribution to the wider historic character and landscape of the AONB. This may include schemes that specifically aim to (or include measures to) protect, restore, enhance, reveal, interpret, sensitively and imaginatively incorporate or record historic assets or features;
- (II) reflect local vernacular and the distinctive historic and settlement character through the design, style, scale, massing and materials used;
- (III) conserve and enhance the character and setting of the asset; and
- (IV) promote enjoyment, understanding and interpretation of the asset(s), as a means of maximising wider public benefits and reinforcing the AONB's identity and sense of place.

Development proposals will not be permitted where they: significantly affect the value, setting, fabric or condition of heritage assets; result in or contribute to the loss or fragmentation of heritage assets; or where they have a significant adverse impact on historic landscape character, including cumulative impacts.

Proposals affecting ancient/historic field patterns should reinforce and reflect the pattern.

- 4.4.2 The proposed policy, alongside existing policies and legislation, provides a comprehensive, AONB-specific approach that seeks to recognise and protect heritage assets and the wider historic environment and historic character of the AONB in a way that reflects the AONB Management Plan and the AONB's Special Qualities.
- 4.4.3 Conservation Areas have been declared in Warton, Yealand and Beetham and there are many other heritage assets and historic features across the AONB that contribute to its character. Evidence such as Conservation Area Appraisals, the Arnside & Silverdale AONB Historic Designed Landscape Report, both Counties' Historic Landscape Character Assessments, the Traditional Orchards Survey, the Rapid Coastal Zone Survey, Heritage at Risk Register, Register of Parks and Gardens, Historic Environment Record, National Heritage List for England and National Archaeological Identification Survey should be used to inform planning applications and decisions. In addition to the policy requirements above, further measures relating to archaeology are set out in District-wide Local Plan policies.
- 4.4.4 The full range of heritage assets, designated and non-designated, should be recognised and taken into account when planning new development, including, but not exclusively: Conservation Areas; hidden features and archaeology; field patterns; ancient enclosures; historic routes (such as the Coffin Route); lime kilns; milk churn stands; bee boles; mile-markers; traditional road signs; marker posts and directional signage; traditional stone walls and buildings; parkland; historic designed landscapes; ponds; wells and springs; hedgerows; orchards and veteran trees. Features should not be considered in isolation but in their context as part of a historic environment at the landscape scale.
- 4.4.5 The designation of new Conservation Areas and the preparation of an AONB design guide will be explored.

4.5 Design

- 4.5.1 The quality of design and the character of the AONB's settlements is strongly linked to the surrounding landscape. Settlement character is not only shaped by the landscape, through use of local materials and topography, but also contributes to the landscape through influences of style, construction methods, form, scale, layout and pattern. This policy ensures that new development throughout the AONB continues and reinforces this mutual relationship, ensuring that the design of new development contributes fully to conserving and enhancing the landscape and settlement character and better supports the AONB's primary purpose and Special Qualities.

AS08 – Design

For development proposals within the AONB the highest standards of design and construction will be required to conserve and enhance the landscape, built environment, distinctive settlement character and historic, cultural and architectural features.

In addition to the design requirements set out in the relevant District policies, the design of development proposals should:

- (I) respond to the **character of the landscape and local built environment** including buildings, boundary treatments, open spaces, trees, roofscapes, historic village layouts and have particular regard to local vernacular traditions, building to plot/green space ratios and to the quality, integrity, character and settings of natural, built and historic features; and
- (II) reinforce what is **special and locally distinctive** about design in the AONB through careful consideration of visual amenity, layout, views, scale, height, solid form, massing, proportions, alignment, design detailing, lighting, materials, colours, finishes and the nature of the development; and
- (III) provide well designed **landscape schemes** that retain distinctive trees and include new structural planting that contributes to the character and amenity value of the area; and
- (IV) ensure that **boundary treatments, screening and entranceways** reflect local character and context including through retention (or appropriate replacement where necessary) of existing features of value such as hedgerows, trees, verges and traditional stone walls and through the careful consideration of materials and heights for gates, gateposts and fencing and of appropriate species for planting; and
- (V) avoid using **existing development that is harmful** to landscape and settlement character to inform the design of new development or proximity to it as justification for further poor quality or harmful development.

- 4.5.2 The distinctive settlement character of the villages within the AONB makes an important contribution to its overall character. Their overall ambience is greatly dependent on the quality and distinctiveness of the built environment. The design, construction, materials and detailing of individual buildings, the form, layout and pattern of villages and hamlets and the settings of many of the buildings are key elements of settlement character. Limestone underpins the natural beauty of the AONB and unifies its character. The use of local limestone in buildings and settlements across the AONB makes a major contribution to its special character.
- 4.5.3 Certain aspects of settlement character derive from their history, such as village layouts and the shapes of individual plots. The dispersed nature of Silverdale village, the linear pattern of the Yealands, the historic core of Beetham and the medieval layout of the centre of Warton, following old burgage plots, are examples. The density of housing, spacing of buildings and visual permeability are also important elements of settlement character. New development should respect and be in keeping with historic settlement character.
- 4.5.4 Open green spaces within settlements are an important aspect of settlement character. They can contribute to the setting and appreciation of important buildings and have historical significance in themselves, either as part of historic settlement pattern and form or as an archaeological resource. They can also allow public views in to or out from the settlement and can provide a recreational resource for the local community. Open spaces add distinctiveness to the character and interest of settlements and the quality of life of their inhabitants and are a key part of the rural character of the AONB's villages and the wider landscape.
- 4.5.5 Local distinctiveness and visual harmony (between buildings and also with the local limestone geology) is important within the AONB. This is very important in the visual appeal of the landscape and built environment and is valued by the public – both residents and visitors to the AONB.
- 4.5.6 Gradual erosion of local distinctiveness, character and visual harmony has occurred within parts of AONB settlements and each of the settlements has seen the addition of some modern development, often with little respect for the historic settlement pattern, character or materials. Harmful modern development should not be taken to set the character or provide a reference point for new development. Similarly, being in close proximity to existing development that is harmful to the landscape or settlement character of the AONB should not be used to justify further poor quality or harmful development.
- 4.5.7 The control of design, materials and cumulative impacts is crucial. Use of local and appropriate materials is essential to ensure that new development is in keeping with the local surroundings and avoids the gradual, incremental erosion of character. There are strong vernacular traditions in the area including the design, materials, construction and detailing of individual buildings and these should be retained and reflected in new development. The risk of contribution to a gradual erosion of settlement character needs to be carefully considered in any assessment of development proposals.
- 4.5.8 The grouping of buildings, use of local building materials, road and footway surfaces, signs and lighting apparatus, all affect settlement character and the quality of the street scene.

4.5.9 To sustain character and quality, development should reflect traditional materials, styles and proportions. For proposals affecting the street scene and local landscape and settlement character, the following factors are important:

- (I) retaining traditional surfaces and layouts, or reintroducing them;
- (II) ensuring that the scale, texture, colour, finish and patterns of new materials are sympathetic to the area's character and appearance;
- (III) avoiding the creation of dominant or incongruous extensions and alterations to existing buildings;
- (IV) retaining or reinstating street furniture of historical or architectural interest or of local distinctiveness;
- (V) ensuring that road layouts, construction materials, signs, lighting and markings are of appropriate scale, appearance and quality, with no unnecessary duplication. Signs should be fixed, where possible and appropriate, to buildings or existing street furniture. Every effort should be made to avoid or minimise clutter;
- (VI) minimising the use of lighting equipment as much as possible, confining it to built up areas and locations where it is essential for safety. Lighting should be low intensity and appropriate in colour and design to minimise light spillage and disturbance to wildlife and to conserve landscape tranquillity and dark skies.

4.5.10 In order to ensure that settlement character is conserved and enhanced, it is important to first understand the specific character of each the AONB's settlements. The following text provides an overview of the general characteristics of the settlements in the AONB and is not intended to constitute a definitive statement of each settlement's character.

Arnside

4.5.11 Arnside is a stone-built village situated along the Kent Estuary with a rising topography towards Arnside Knott. The area rapidly evolved as a seaside settlement in the mid-to-late 19th century. Buildings are concentrated in a sinuous route along the promenade, predominantly facing out towards the sublime views of Milnthorpe Sands and Arnside Viaduct. Further inland, there are significant areas of more modern development, including mid to late 20th century estate developments and buildings become more detached and interspersed.

4.5.12 Due to the steep topography leading up to Arnside Knott, the village has a distinctively staggered appearance of roofs and chimney stacks, which punctuate the skyline. Small pastures backing onto woodland have survived along the southern edge of Arnside and in the vicinity of Black Dyke and Redhills. These provide an attractive transition between the built development and the open countryside.

4.5.13 Throughout the village there is a sense of unity in the built form with a similar height, design and materials: buildings are two or three storeys, utilise Victorian revival detailing and are primarily constructed in limestone, some with sandstone dressing, and a blue-grey slate roof.

- 4.5.14 Along the promenade, there is a mixture of residential and commercial buildings. To the north of the promenade, buildings have traditional timber shopfronts, some with glazed canopies that face immediately onto the main street. To the southern end of the promenade, residential buildings are three-storey terraces with pitched gabled projections, some half timbering, revival detailing and enclosed by a stone boundary wall.
- 4.5.15 Whilst buildings are relatively clustered together throughout Arnside, the detached nature of some buildings on steeper topography emphasises the surrounding views of the estuary and Meathop Fell.

Beetham

- 4.5.16 Beetham village has medieval origins but the majority of buildings date from the late 18th to late 19th-century. Beetham is a nucleated settlement, with a historic core and buildings arranged in a very linear form along Church Street and Stanley Street. Some larger manor houses and industrial buildings, such as Beetham Hall and Heron Corn Mill, are situated in more isolated locations to the north and south. The majority of the village (excluding the more modern buildings of the Billerud-Korsnäs factory) and a significant part of its surrounds, including parts of Slackhead, is covered by a Conservation Area.
- 4.5.17 Within the core of the village there are a variety of building types, heights and architectural styles, however the overriding impression of Beetham is a compact limestone built village. There is a mixture of cottages and barns of vernacular construction that face immediately onto a cobbled forecourt amongst the polite architecture of grander houses and St Michael's church, which are set back from the street and enclosed by a stone boundary wall.
- 4.5.18 Along the two main streets, buildings are predominantly two-storey with the exception of the three-storey Jacobethan revival Wheatsheaf Inn, a distinctive focal point at the juncture of two roads. Along Stanley Street there is a break in the development offering views of limestone outcrops.
- 4.5.19 Two linear groups of post-war former Council housing mirror each other at either end of the village, and there is a very limited amount of more modern development on individual redeveloped plots and in the form of conversions.

Silverdale

- 4.5.20 Silverdale is a dispersed rural settlement in coastal limestone pasture with views of Morecambe Bay. Historically, the Silverdale area was characterised by dispersed and isolated farmsteads but, as a result of the mid-19th century railway development, houses and cottages developed in a more concentrated area along Cove Road, Emesgate Lane and Stankelt Road.
- 4.5.21 Buildings are varied in design and there is a mixture of farmhouses, barns, small cottages, public buildings and larger manor houses. Many of the Victorian and Edwardian buildings are designed in architectural revival styles, such as the Arts and Crafts and Art Nouveau traditions. These buildings are relatively secluded and enclosed by boundary walls with large

gardens. In comparison, older and vernacular buildings have a greater presence by facing onto or sitting otherwise adjacent main highways.

- 4.5.22 Within the village, there is a juxtaposition of small two-storey cottages against the grander scale of larger houses and public buildings. Although there is a variety of building types and styles, these are harmoniously linked to the surrounding natural landscape through their traditional construction techniques, whether vernacular or revival, and materials.
- 4.5.23 Much of the village is fringed by small to medium sized pastures, which are enclosed by a characteristic pattern of limestone walls. Pockets of development are interspersed with woodlands and pastureland that form attractive open spaces and pastures follow a pattern of ancient enclosures in some areas. Some of these open areas form a very important part of Silverdale's character.
- 4.5.24 There are some mid to late 20th century estate developments and post-war former Council housing including Cove Drive, St. John's Avenue and Lindeth Close.

Storth and Sandside

- 4.5.25 Storth and Sandside are two settlements that converge along the south side of River Kent estuary. The two areas have relatively scattered plan form, but generally follow the main artery – Storth Road – running north to south. Perpendicular to this road is the dismantled railway line, which dramatically cuts through the limestone.
- 4.5.26 Storth, has a clustered, more finely-grained core of late-18th to late-19th century buildings situated around a small village green and war memorial. These buildings have a vernacular character, constructed in limestone, some rendered, with pitched slate roofs. Many of the buildings are terraced and face immediately onto the main road.
- 4.5.27 Following Storth Road south of this, and particularly to the south east of Storth Road, the built form is predominantly mid to late 20th century estate housing, mainly bungalows and on individual, relatively large plots, with some late 19th century buildings running adjacent the main road. Some late 18th and 19th century two-storey cottages are dotted amongst the more modern houses.
- 4.5.28 Sandside is similar in the sense that there are older properties mixed within areas of 20th century housing, although differs in that there are significant areas of the settlement that are in business use including car sales, offices, storage and a quarry.

Warton

- 4.5.29 The village of Warton lies under the limestone outcrop of Warton Crag, which creates a dramatic backdrop to the area. The historic settlement of the village is focused primarily along one street that curves downhill, with some development north and south of this street. This most historic part of Warton is covered by a Conservation Area.

- 4.5.30 Warton has a distinctively fine grain due to the retention of its medieval burgrave plot formation; compacted buildings face onto the highway with a narrow plot running from the main street, some with integral passageways to allow access to the rear. The area's historic importance is further evident in the remains of a late 13th century rectory east of St Oswald's church.
- 4.5.31 Many houses and cottages date from the post-medieval period, constructed in a vernacular style of slate pitched roofs and rubble limestone or rendered walls. The village is also populated with some vernacular barns and public houses. More sophisticated architectural detailing is used in some mid to late 19th century buildings, such as dressed limestone, bay windows and corncicing.
- 4.5.32 The main street has a deliberate village form and constricted layout. However the houses and cottages are relatively low rise at two-storey and the surrounding rural landscape can still be appreciated as part of its context. To the northern end of the village, and to a lesser extent, to the south of Borwick Lane and in a linear arrangement on Sand Lane, there are significant areas of mid to late 20th century housing.

The Yealands

- 4.5.33 Yealand Conyers and Yealand Redmayne are two stone-built villages that run along the east side of a limestone ridge. Yealand Conyers is located to the south on a steep incline that dips down to Yealand Redmayne and the hamlet of Yealand Storrs further north. Both settlements are characteristically nucleated and linear, but the relative openness along Flat Lane creates a distinction between the settlement boundaries. Within the Yealands, there is a mixture of building uses including houses, workers' cottages, churches, a Quaker meeting house, public house and school. These are either sited to face immediately onto the main road or set back, often behind a low stone wall. Traditional elongated barn buildings are also characteristic in the Yealands. These tend to run perpendicular to the highway.
- 4.5.34 The overriding impression of the buildings of Yealands is of their traditional and vernacular construction – of two storeys, a mix of limestone rubble and rendered walls with pitched slate roofs.
- 4.5.35 Yealand Conyers has a much more dispersed arrangement of buildings; plots are intermittently small clusters of buildings, open spaces and fields. Scenic views of the surrounding landscape and distant fells are accentuated in Yealand Conyers due to this irregular formation and steep topography. The grain of Yealand Redmayne is comparatively finer, but due to the openness of fields immediately behind the village it still retains a rural 'sense of place'.
- 4.5.36 There is limited building of recent construction and the majority of the most recently created dwellings are conversions of older buildings, however, there is an area of post-war former Council housing in Yealand Redmayne.

4.6 Economic Development and Community Facilities

4.6.1 A rural economy operates in the AONB, contributing employment, welcoming visitors and providing investment in the area. The Councils recognise the relationship between the AONB designation and the economy and the AONB Management Plan is specifically focused on supporting rural enterprise where there is a positive relationship between businesses and the landscape. This policy seeks to ensure that new development reflects and benefits the AONB's local communities and local economy whilst supporting the AONB's primary purpose and Special Qualities.

AS09 - Economic Development and Community Facilities

Development proposals of an appropriate scale and nature will be supported where they bring economic and community benefits to the AONB, including economic diversification, for the following purposes:

- (I) essential operations for agriculture, horticulture, allocated mineral extraction¹¹ or waste management and essential infrastructure where there is a proven and justified need;
- (II) appropriate small scale new or expanded outdoor sport and leisure facilities;
- (III) the conservation or enhancement of sites of heritage, biodiversity or geodiversity value;
- (IV) house extensions or extensions to outbuildings that are ancillary to the existing dwelling and are sympathetic to the character of the original building and its setting;
- (V) sensitive conversions and alternative uses for farm buildings that can be shown to be no longer required for agriculture but that enable farm diversification where they:
 - sustain, complement and are ancillary to the core farm business;
 - do not compromise the working of the farm, or create additional requirements for new agricultural buildings;
 - provide satisfactory access, servicing and parking arrangements;
- (VI) micro-growth points for business development, including live/work units;
- (VII) shared (co-location) and flexible service and facility uses of buildings in Local Service Centres and Small Villages where this will help to ensure the continued operation of key services or community assets.

The retention of existing community facilities will be prioritised in line with District-wide policies.

4.6.2 This policy aims to create the conditions for economic growth within the exceptionally high quality environment of the AONB and helps to create connections between business, communities and nature. It also makes clear that economic development will not be permitted where it is inappropriate when considered against the other policies of this DPD,

¹¹There are currently no allocations for minerals or waste operations in the AONB

including where aspects such as the scale or proposed use conflicts with the primary purpose of the AONB. The impact on the tranquillity of the AONB of new economic development, through increased traffic, lighting, activity and disturbance, is an important aspect to be considered.

- 4.6.3 A range of purposes that may be supported by the Councils are set out in criteria (I) to (VIII) in Policy AS09; this is not an exhaustive list. It will be for applicants to show that proposals are compatible with the designation of the AONB as a protected landscape and would conserve or enhance its Special Qualities.

4.7 Supporting Infrastructure for New Development

- 4.7.1 Infrastructure planning helps to ensure that the two Councils, local communities, service providers and developers understand what infrastructure is needed to deliver the DPD, and helps to ensure that it is properly planned for, funded and delivered. This policy seeks to ensure that new development is supported by infrastructure that is appropriate to both the character and needs of the AONB and that in turn supports the AONB's primary purpose and Special Qualities.

AS10 – Infrastructure for New Development

In the AONB, new development will contribute towards new infrastructure or improve the capacity of existing infrastructure in a way that reflects the primary purpose of AONB designation and conserves and enhances its landscape character and visual amenity.

High priority should be given to supporting active travel and enhancing sustainable travel networks, including infrastructure investment to benefit walking, cycling and public transport.

Reference should be made to the Councils' Infrastructure Delivery Plans and the AONB Management Plan when considering the priorities for new infrastructure provision in the AONB.

Critical service and utility infrastructure will be provided on-site by the developer and utility providers to ensure development is properly serviced. In addition, a suitable package of supporting infrastructure will be negotiated by and secured through legal agreements to ensure the development is both acceptable in planning terms and self-supporting and that its impacts are properly mitigated.

On-site infrastructure will be secured (if necessary, through legal agreements) based on the needs of each proposal and delivered directly by the developer or through financial contributions and/or land. Infrastructure delivery will be integrated with development phasing to ensure timely provision and commuted payments will secure necessary future maintenance.

Off-site infrastructure will be secured through development contributions (including CIL). Section 278 agreements will be secured, where appropriate, to ensure safe and suitable access and highway improvements.

- 4.7.2 A strong community requires services and facilities that contribute to its quality of life, vibrancy and vitality. Both Councils have adopted policies to ensure that there are opportunities to develop and maintain features including recreation facilities, health services, allotments, shops, places of worship, pubs and village halls. There are also locally specific needs such as for new provision for car parking or for new pedestrian or cycle routes. In some cases, it will be possible for new development to contribute towards the provision or maintenance of these facilities, through the use of planning obligations, which may be sought where they are necessary to make the development acceptable in planning terms.

Obligations are funded through the Community Infrastructure Levy (CIL), or legal agreements. CIL is operational in South Lakeland and under investigation in Lancaster District.

- 4.7.3 The Councils' Infrastructure Delivery Plans (IDP) currently identify the following specific infrastructure needs for the AONB, along with some other general/potential needs (see IDP documents for further details):
- Improved car parking for Arnside and Silverdale;
 - Station improvements at Arnside (including parking and improved accessibility for disabled rail users or those with pushchairs etc.);
 - Potential improvements to the Furness line;
 - Pedestrian and cycle link across the Arnside viaduct. A Network Rail report has determined that the project is technically viable;
 - Footpath and bridleway improvements across AONB including provisions for improved coastal access, including to support the delivery of the England Coast Path;
 - Primary school places required as a result of new development;
 - Additional burial space at Arnside cemetery;
 - Creation of priority habitat and green infrastructure and new public open space.
- 4.7.4 New development places a burden on existing infrastructure such as utility provision, highway capacity and school places. Planning obligations are designed to help mitigate the impact of development in a way that benefits local communities and supports the provision of local infrastructure. In addition to providing the minimum services and utilities necessary to support development proposals, the Councils will negotiate a suitable package of supporting infrastructure to ensure proposals are self-supporting and do not harm the Special Qualities of the AONB.
- 4.7.5 Critical service and utility infrastructure can include access, clean water provision, wastewater and sewerage, power supplies and telecommunications connectivity.

4.8 Camping, Caravan and Visitor Accommodation

- 4.8.1 The AONB is a popular tourist and visitor destination, with a well-developed range of camping, caravan and visitor accommodation. The character and quality of the AONB's environment is fundamental to its attractiveness to visitors. This brings many economic benefits to the area, which must be carefully balanced against the landscape character and natural beauty of the AONB. This policy takes account of existing provision and takes a restrictive approach to new development to better ensure that new development supports the AONB's primary purpose and Special Qualities, giving attention to opportunities for new ways in which the camping and caravanning offer could diversify.

AS11 - Camping, Caravan and Visitor Accommodation

Camping and Caravans

Within the Arnside & Silverdale AONB, development proposals:

- (I) will not be permitted for **new caravan, chalet, cabin or lodge style** development, in order to conserve the landscape character or natural beauty of the AONB.
- (II) may be supported within existing caravan or camping sites for small-scale **tented camping and other low impact visitor accommodation**. Proposals should be within the screened footprint of an existing site, able to diversify the local offer and enhance the landscape character and natural beauty of the AONB. Proposals will be required to show no adverse impact on the capacity of road, sewerage or other infrastructure.
- (III) will not be permitted for **the replacement of tent or touring caravan pitches or other low impact accommodation** with static caravans, chalets, cabins or lodges.

Exceptions and permissions for incremental changes or additions to or intensification of camping and caravan sites will not be allowed on the basis of any incidental or unapproved previous uses of the site including for camping or storage, including the storage of caravans.

Visitor Accommodation

New building development intended to provide self-catering visitor accommodation and holiday lets will not be permitted within the Arnside & Silverdale AONB. Conversion of existing buildings, or redevelopment within the footprint of existing buildings for these uses may be acceptable where the conversion of the building to a permanent dwelling would be inappropriate (e.g. due to its location).

- 4.8.2 The AONB provides approximately 1,684 caravan site pitches (1,388 static, 292 touring and 4 residential) for visitors on 14 registered sites (split between touring and static). This represents a significant part of the visitor economy in the AONB, but also can increase the resident population by over 50% at peak times, putting pressure on local infrastructure including parts of the road network and arrangements for safe waste water treatment.
- 4.8.3 The recent trend has been for sites to change from touring to static caravan use, and some touring sites are occupied year-round by caravans, with the pitches sometimes used as open storage in the winter months. This increases the impacts on the AONB, including visual and infrastructure impacts. The number and type of caravans in the AONB have an adverse impact on the landscape, especially on those sites where there is limited screening of the development.
- 4.8.4 While new tourist accommodation and leisure development can improve the tourism offer, it is essential that they do not detract from the qualities that make the area attractive to visitors and residents. Tourism development can have an ‘urbanising’ effect on the rural landscape and the tranquillity of the countryside may be affected by noisy activities, increased traffic levels and lighting, as well as by increased visitor numbers.
- 4.8.5 At the time of publication, Lancaster District has adopted a policy (DM14) that does not permit proposals for new caravan sites, or the expansion of existing sites that have an adverse impact on the landscape or natural beauty of the AONB. South Lakeland’s ‘saved’ Local Plan policy T5 prohibits new caravan development in the AONB unless specific exceptions apply whilst T7 permits extensions to caravan parks’ open season only where there will be no adverse impacts on the AONB. A new caravan policy is being drawn up for South Lakeland through the preparation of the Development Management Policies DPD.
- 4.8.6 The Councils define **low impact visitor accommodation** as fixed but reversible short term structures of sympathetic design. The definition excludes static caravans, chalets, cabins and lodges, which are a more permanent form of development and a more intensive use of the land. The market for low impact visitor accommodation includes tented camping sites, “shepherds huts”, yurts and other types of off-grid/eco accommodation.
- 4.8.7 The policy may permit some additional low impact units to be located within the developed footprint of an existing site as long the new units are well screened or will facilitate a remodelling scheme that will improve the overall visual impact of the existing site. Planning approval for new low impact visitor accommodation will define the type of units permitted in order to maintain future control over replacement units. The Councils will also expect new units to incorporate designs and technologies that will conserve energy, recycle waste, generate renewable power and heat, utilise natural resources sustainably, and enhance biodiversity. Proposals will be subject to relevant Environmental Health Licence approvals.
- 4.8.8 The policy is more restrictive towards the use of land for static caravans because of their unsuitable appearance within a protected landscape. The policy restricts static caravan development or intensification, but opens up opportunities for existing operators to diversify into new markets. This may include, for example, a scheme that has a high proportion of yurts, shepherds huts or other units manufactured from low impact materials, designed in

organic shapes and with colours that are sympathetic to the locality. The design, number and appearance of units will be key to their satisfactory accommodation into the landscape.

- 4.8.9 Static caravan sites range from individual units in fields, to exclusive luxury chalets and 'park home' sites that contain residential dwellings. The wide scope afforded to the legal definition of 'caravan' means that they can be replaced by new units of up to twice the original footprint without the need for planning permission. Over time this can lead to an increased density of development and a significant reduction in the amount of green space within a site, reducing its amenity.
- 4.8.10 Given the high proportion of owner-occupied static units, and reduced choice for visitors, the Councils will resist the further loss of any touring pitches where there is evidence that it would have a significant negative impact on the supply or choice available locally.
- 4.8.11 The policy continues the current restrictive approach to caravan development, along with some additional criteria and clarifications, providing a bespoke AONB approach.

4.9 Water quality, sewerage and sustainable drainage

- 4.9.1 Safe and secure water, sewerage and drainage infrastructure are essential public health requirements. Some parts of the AONB have inadequate sewerage and drainage provision, with discharges from septic tanks likely to pollute groundwater. This can have adverse impacts on communities themselves but also on the sensitive and fragile habitats and ecosystems of the AONB. This policy seeks to ensure that water quality, sewerage and sustainable drainage are planned and managed in ways that avoid adverse impacts on water bodies, ensuring that existing problems are not made worse by new development proposals and that where possible, improvements are made.

AS12 – Water quality, sewerage and sustainable drainage

The Councils will protect water bodies in the AONB and will not permit the physical modification of any water body unless the change is required to protect public health or reduce flood risk. The Councils will support initiatives that rationalise or improve the provision of waste water treatment in areas not connected to mains drainage, including installing new treatment infrastructure.

In areas not connected to mains drainage, development proposals that will increase drainage discharges will require evidence about the condition and capacity of the existing infrastructure.

For development proposals that require new waste water treatment infrastructure or the replacement or upgrade of a septic tank, consideration must be given to the proximity of existing systems and the need to avoid adverse impacts on their operation. In such cases, applicants will need to show how foul water will be treated so that it is appropriate to discharge.

Natural drainage flow paths and SuDS, including opportunities for permeable surfacing and the incorporation of natural water management features, should inform site layouts of development proposals at the earliest opportunity. Options for surface water discharge should be considered in accordance with the surface water hierarchy.

- 4.9.2 Problems related to the lack of mains sewerage systems and the use of septic tank infrastructure are relevant across the AONB but are particularly prominent in Silverdale where no properties are connected to mains sewers or surface water drainage. Applicants are advised to engage a specialist consultant to inform the precise design (subject to the above minimum standards) of the sewage treatment system. The consultant should be made aware of the location and problems with the existing septic tanks/soakaways adjacent any proposed development site.
- 4.9.3 Development such as increases in caravan numbers and farm diversifications, including any change in use patterns e.g. from holiday or other uses to residential use can lead to overloading of septic tank infrastructure unless this is upgraded as part of the development and requires careful monitoring and control.

- 4.9.4 Planning proposals that will increase drainage discharges should be supported by full details of the proposed sewage, soakaway and surface water drainage design. Enhanced treatment may be required in areas not connected to mains drainage.
- 4.9.5 National Policy requires Councils to ensure that development is directed away from areas at highest risk from flooding. Lancaster District's Development Management DPD contains a policy (DM39) that deals with the new requirements for surface water and sustainable drainage following the enactment of The Floods and Water Management Act 2010. An equivalent policy is being developed by South Lakeland in their forthcoming Development Management Policies DPD to complement existing policy in their Core Strategy (CS8.8). In the AONB there are risks from coastal flooding as well as areas that can be susceptible to fluvial flood risk and surface water run-off, which can also lead to flooding. Through their roles as Lead Local Flood Authorities (LLFA), Cumbria and Lancashire County Councils now lead on flooding and drainage issues. As such, these issues are likely to be covered at County and District levels.
- 4.9.6 Whilst other aspects of drainage and flooding are adequately covered by existing local and national policies and guidance, the policy set out above will help to ensure that development does not worsen the situation and seeks to improve it where possible.

4.10 Energy and Communications

- 4.10.1 Renewable energy is a more sustainable use of natural capital than burning fossil fuels. National planning guidance challenges all communities to respond to the need for sustainable energy generation, including through the use of renewable and low carbon technologies. Technological developments also heighten demand for telecommunications infrastructure. In practice this includes the delivery of faster broadband connections and scope for small-scale renewable and low-carbon energy schemes to be introduced in the AONB. This policy seeks to ensure that the communities of the AONB can make a contribution to and benefit from renewable and low carbon energy and up-to-date communications infrastructure in a way that supports the AONB's primary purpose and Special Qualities.

AS13 – Energy and Communications

Commercial or otherwise medium to large scale energy or communications infrastructure, including single stand-alone, pairs or groups¹² of wind turbines, are likely to be major development contrary to national policy and will not be permitted in the AONB¹³.

Small-scale¹⁴ low carbon energy, renewable energy or communications infrastructure schemes in the AONB will be encouraged providing that:

- (I) the siting, scale, design and appearance will not have an adverse impact upon landscape, seascape or settlement character or views into, out of and across the AONB, including from Public Rights of Way;
- (II) they do not compromise heritage assets and their settings, historic character, biodiversity or geodiversity assets;
- (III) noise, disturbance, vibration, stroboscopic effect, glint, glare or electromagnetic interference will not have an adverse impact on adjoining uses, visual and residential amenity, tranquillity or the quiet enjoyment of the AONB;
- (IV) existing public access is not impeded; and
- (V) they give careful consideration to cumulative impacts, the technology used, site location and decommissioning.

Development proposals that promote the AONB as a low carbon landscape will be particularly encouraged. This includes provision of low carbon, energy efficiency and renewable energy systems within new developments and through the retrofitting of existing buildings.

contd.

¹² A group is a linear or cluster arrangement of 3 or more turbines

¹³ Unless the major development exceptions set out in AS01 are met

¹⁴ Small scale renewable energy and communication infrastructure is of domestic scale or similar, usually serving only a single dwelling, business or community building.

AS13 – Energy and Communications contd.

The installation of new overhead cables for energy or communications will be permitted only where undergrounding is demonstrably inappropriate or where overhead cables are essential for reasons of overriding public need and safety and cannot be located elsewhere. Development proposals that enable or facilitate the removal of overhead cables or other elements of energy or communications infrastructure that adversely affect the landscape will be supported.

New development will include sufficient on-site superfast and ultrafast broadband infrastructure. Opportunities to share communications infrastructure in order to enhance services whilst avoiding or minimising landscape impacts should be fully explored and the results evidenced before additional infrastructure is considered. Sensitive developments that enhance mobile 'phone coverage will be supported.

Up-to-date evidence relating to low carbon energy, renewable energy and vertical infrastructure and its impacts should be used to inform planning applications and decisions.

- 4.10.2 The character of the AONB landscape is particularly vulnerable to the impacts of energy and telecommunications development. Turbines, masts and power lines can detract from important open skylines that are otherwise free of vertical structures and can intrude into key views. Overhead cables and service poles can add visual clutter to the rural landscape. Also, turbines, buildings and other structures related to energy projects along with masts and other communications infrastructure can have an 'industrial' character, which would be out of keeping with the rural landscape of the AONB. Such development can also detract from the character or setting of Listed Buildings, scheduled monuments or conservation areas.
- 4.10.3 The Councils support renewable or low-carbon energy schemes in the AONB where the nature, type, scale, design and location of the installation does not adversely affect the Special Qualities. Whereas, for much of the country, permitted development rights apply to solar PV and solar thermal technologies, these do not apply in designated landscapes including AONBs. There are also more specific restrictions that apply to the installation of renewable technologies in Listed Buildings or conservation areas. Potential applicants should seek guidance from the Councils on the nature of these restrictions and the best way of accommodating renewable or low-carbon energy schemes, making use of relevant pre-application advice.
- 4.10.4 In the AONB, renewable energy potential is diverse and appropriate schemes could include:
- (I) wood fuel or wood chip boilers;
 - (II) domestic scale solar energy;
 - (III) anaerobic digestion plants that are fuelled by agricultural feed stocks;
 - (IV) ground, air and water source heat pumps;
 - (V) small-scale hydro-electric power;
 - (VI) other microgeneration schemes.

- 4.10.5 Policy AS13 draws on the approach to energy and communications infrastructure set out in the AONB Management Plan as well as on the consultation feedback. The policy aims to ensure that new energy and communications infrastructure that supports the AONB objectives and Special Qualities is encouraged whilst protecting the AONB from the types, sizes and scales of this infrastructure that would be inappropriate and harmful to the AONB.
- 4.10.6 It is important to remember that this policy sits alongside other policies in this document, national policy and other locally applicable policies set out in the Local Plans for South Lakeland and Lancaster. This includes protecting the setting of the AONB.
- 4.10.7 The policy does not set out special requirements relating to fracking as current policy in the UK is that fracking can take place beneath protected areas but that their wells must start outside the protected area. Policies in the AONB DPD could not override this or alter this national approach.

4.11 Advertising and Signage

- 4.11.1 Inappropriate advertising and signage can compromise the AONB's Special Qualities. Advertising and Signage is subject to specific regulations and controls in the AONB. This policy seeks to ensure that the design and management of adverts and signs improves and enhances the visual amenity of the area and supports the AONB's primary purpose and Special Qualities.

AS14 – Advertising and Signage

Part of Warton and the whole of the area of the AONB that falls within South Lakeland are Areas of Special Control of Advertisements. The special requirements for these areas set out in the relevant District's Local Plan should be adhered to.

Further to the wider requirements relating to advertising and signage set out in both relevant District-wide Local Plans, in the Town and Country Planning (Control of Advertisements) (England) Regulations 2007 and elsewhere in this document, proposals for adverts and signs in the AONB will be permitted only where:

- (I) they conserve and enhance the landscape character and visual amenity of the AONB and its setting;
- (II) they avoid the use of projecting box signs and instead reflect, re-interpret or complement traditional hanging sign styles;
- (III) they seek opportunities where relevant to rationalise signage and avoid the proliferation of individual signs and clutter;
- (IV) they are of high quality design and of appropriate scale and colour to be in keeping with the surroundings;
- (V) they avoid any over-formalising and urbanising effect, including at junctions and entranceways to visitor destinations and accommodation sites.

Illuminated signage and advertisements and advertisements or signage on hoardings, telephone kiosks or balloons will not be permitted in the AONB in line with the Town and Country Planning (Control of Advertisements) (England) Regulations 2007.

Traditional signage, including that relating to the highway, should be retained and restored wherever possible. Removal or rationalisation of existing signage where conducive to safety will be supported. Proposals for necessary new or replacement road signage, including road markings should be carefully considered to prevent an urbanised feel and should seek to reflect the characteristics of the AONB through the use of design and materials.

- 4.11.2 As there are specific regulations relating to this type of development in AONBs and because there are some differences in the approach of the relevant policies in the Districts' Local Plans, it is appropriate to set out a clear policy position for advertisements and signs in the AONB DPD.
- 4.11.3 Lancaster's policy applies to all locations in Lancaster District. South Lakeland's Local Plan sets out Areas of Special Advertising Control (ASCA), which includes the AONB. The draft

policy set out in the emerging Development Management Policies DPD for South Lakeland includes some general requirements applicable to all areas, some special requirements relating specifically to Conservation Areas, Heritage Assets and Listed Buildings and some requirements relating only to ASCA. Policy AS14 brings these together to set out the overall requirements for proposals for adverts and signs within the AONB, including drawing on the enhanced requirements in other policies where relevant to ensure that the AONB has the most appropriate protection.

5 Proposed Development Allocations

5.1 Site assessment and selection

- 5.1.1 This section of the DPD identifies the sites that the DPD allocates for development in the AONB. The selection of these sites has been conducted in line with the Development Strategy set out in Policy AS01 and has been informed by a considerable number of assessments, evidence-base studies, site visits and information gathering.
- 5.1.2 Each site has been subject to a detailed screening process, including specialist landscape, biodiversity and viability assessments. The main evidence-base documents for housing are the AONB-wide Housing Needs Survey Report undertaken by Cumbria Rural Housing Trust, and the relevant sections of the two Districts' Strategic Housing Land Availability Assessments (SHLAAs).

5.2 Sites Proposed for Allocation for Development

- 5.2.1 This policy identifies the sites that are allocated for residential development in the AONB.

AS15 – Housing Allocations

Policy No. (former site ref.)	Parish	Name	Gross ha.	Development Platform Area (ha.)	Estimated no. of dwellings
AS17 (A6)	Arnside	Land Behind Queen's Drive	0.12	0.1	6
AS18 (part of A9)	Arnside	Land on Hollins Lane	0.22	0.22	6
AS19 (A11)	Arnside	Land on Briery Bank	0.27	0.23	8
AS20 (B108)	Beetham	Land at Church Street	0.21	0.16	6
AS21 (part of W88)	Warton	Land North West of Sand Lane	0.41	0.40	12
AS22 (W130)	Warton	Land North of 17 Main Street	0.70	0.56	10

5.2.2 This policy identifies the sites that are allocated for mixed-use development in the AONB.

AS16 – Mixed-Use Allocations

Policy No. (former site ref.)	Parish	Name	Gross ha.	Development Platform Area (ha.)	Proposal
AS23 (A26/A27)	Arnside	Station Yard	1.03	0.65	Car parking, employment, community/visitor facilities and rail access. Possible residential or live-work.
AS24 (S70)	Silverdale	Silverdale Railway Goods Yard	0.36	0.26	Employment and car parking
AS25 (B35 / B38 / B81 / B125 (part))	Beetham	Land at Sandside Road and Quarry Lane	3.10	3.10	Employment, Residential, community facilities and access

5.2.3 All sites suggested at the initial Call for Sites stage or through the Issues and Options Consultation were visited by SLDC and LCC Officers and the AONB Manager. Alongside the initial call for sites, a set of site assessment criteria was developed in consultation with key stakeholders, including Parish Councils. These were used to create a Site Assessment Form against which each of the site suggestions were assessed.

5.2.4 Amongst other criteria, the Site Assessment included a set of Exclusion Criteria. Any sites to which these applied were ruled out of further consideration. Any sites that were not ruled out by Exclusion Criteria were subject to further tests and assessment. Habitats Regulations Assessments (HRA) were undertaken on all sites to which Exclusion Criteria did not apply. Details can be found in the accompanying HRA Report.

5.2.5 All other sites were then subject to independent landscape assessment and sites found to have a significant, non-mitigatable landscape impact were subject to no further assessment. Remaining sites were subject to an independent biodiversity assessment. All sites excluded by that point were considered not to represent 'reasonable alternatives' for the purposes of Sustainability Appraisal (SA) and as such, only those sites remaining after these assessments were subject to SA. Details can be found in the accompanying Draft SA Report.

5.2.6 Some sites were ruled out later in the process when new information became available, for example, some owners who had previously submitted their sites for consideration changed their minds. Altogether, the assessment left a small number of sites suitable for allocation for development. These sites were all subject to assessment to establish whether or not they constitute major development and where relevant, a Sequential Test was carried out to ensure that sites with a degree of flood risk were not allocated where other more suitable sites were available.

5.2.7 All sites allocated for development are shown on the Policies Map (Appendix 1).

5.3 Site Mini-Briefs

- 5.3.1 This section sets out policies detailing key expectations for the development of each of the allocated sites. In most cases these will inform pre-application discussions between developers and the relevant Council. The mini-briefs are accompanied by indicative plans for each site. The mini-briefs and indicative plans are intended to guide development; development is expected to closely reflect these but it is accepted that alternative proposals may be equally acceptable where they meet policy requirements. The Councils do not propose working up the mini-briefs in more detail, but welcome any proposals by developers to engage in public consultation or master-planning prior to submitting a planning application.

Housing Sites

AS17 (A6) - Land off Queen's Drive, Arnside

- 5.3.2 Key considerations for this site are the relocation of the garages and the rock face adjacent the site.

AS17 (A6) – Land off Queen's Drive, Arnside

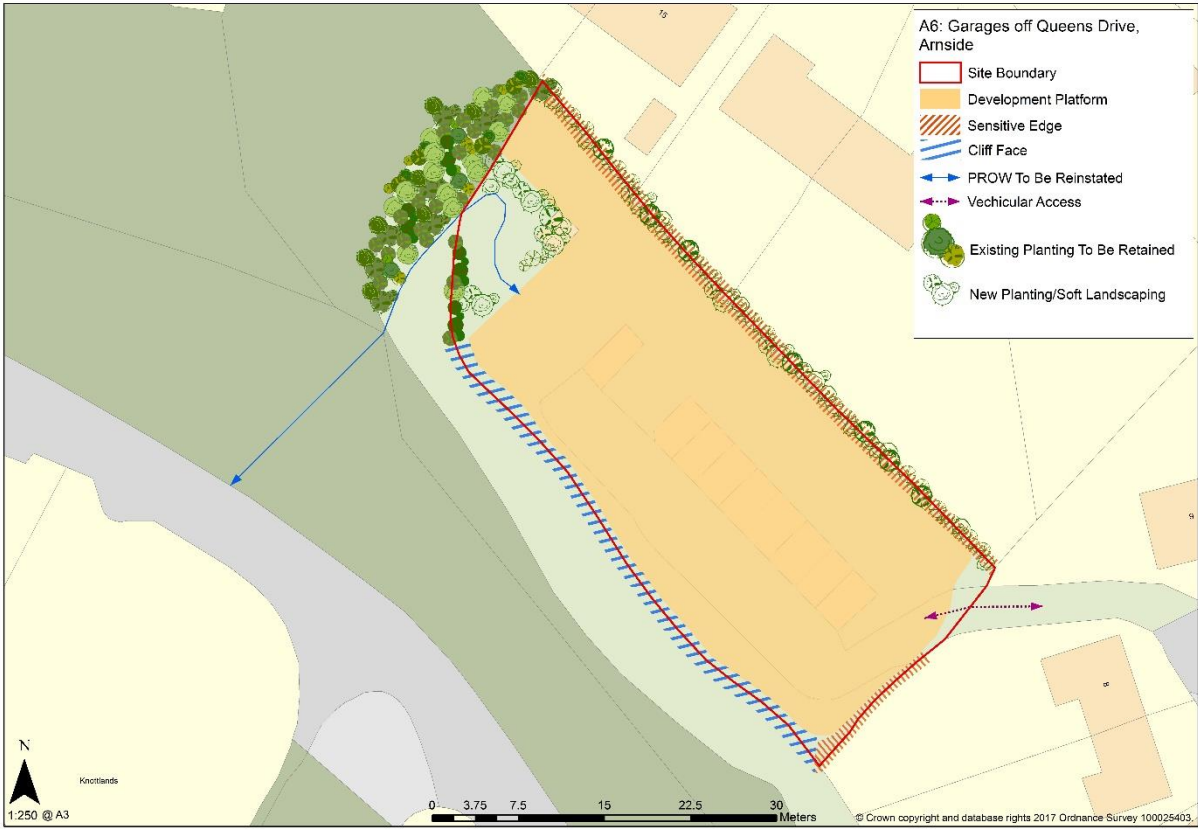
Amount of development: Approximately 6 dwellings

Site Area: 0.12 hectares (0.1 developable area)

Site description: The site is located within Arnside village and currently houses a garage block. It is in South Lakes Housing's ownership.

Policy Guidance: Land off Queen's Drive, Arnside, as shown on the Policies Map, is allocated for development for approximately 6 dwellings. Detailed proposals that meet the following site-specific development requirements will be permitted:

- I. Development proposals must be accompanied by drainage, surface water and sewerage plans and reports, demonstrating to the satisfaction of the relevant authorities that they provide resilience against flood, surface water and wastewater/sewerage issues and will not create or worsen flood, surface water or sewerage risks to existing properties.
- II. Biodiversity mitigation measures will be required, guided by existing evidence and an appropriate ecological survey of the site.
- III. Appropriate access arrangements from Queen's Drive and parking arrangements are to be agreed to the satisfaction of the highway authority.
- IV. Landscaping and scheme design will result in a net gain in visual amenity value in line with the local landscape character and the AONB's primary purpose and Special Qualities.
- V. Development will require provision of parking/garaging on-site or elsewhere for those residents whose garages have been removed and who still require a garage.
- VI. Suitable measures are required to protect people and property from hazards associated with the cliff-face on the south western side of the site.
- VII. The route and potential re-opening of the footpath to the Knott should be taken into account in the layout and redevelopment of the site.
- VIII. Existing trees should be retained and additional planting should be included in the scheme to complement and support adjacent habitats and visual amenity.



AS18 (part of A9) - Land on Hollins Lane, Arnside

- 5.3.3 This site is within the settlement and relatively visually contained. The landscape assessment showed that partial development could be accommodated without compromise to the landscape character of the area. Access, retaining the remainder of the site as public open space and opening up long views are key issues.

AS18 (part of A9) – Land on Hollins Lane, Arnside

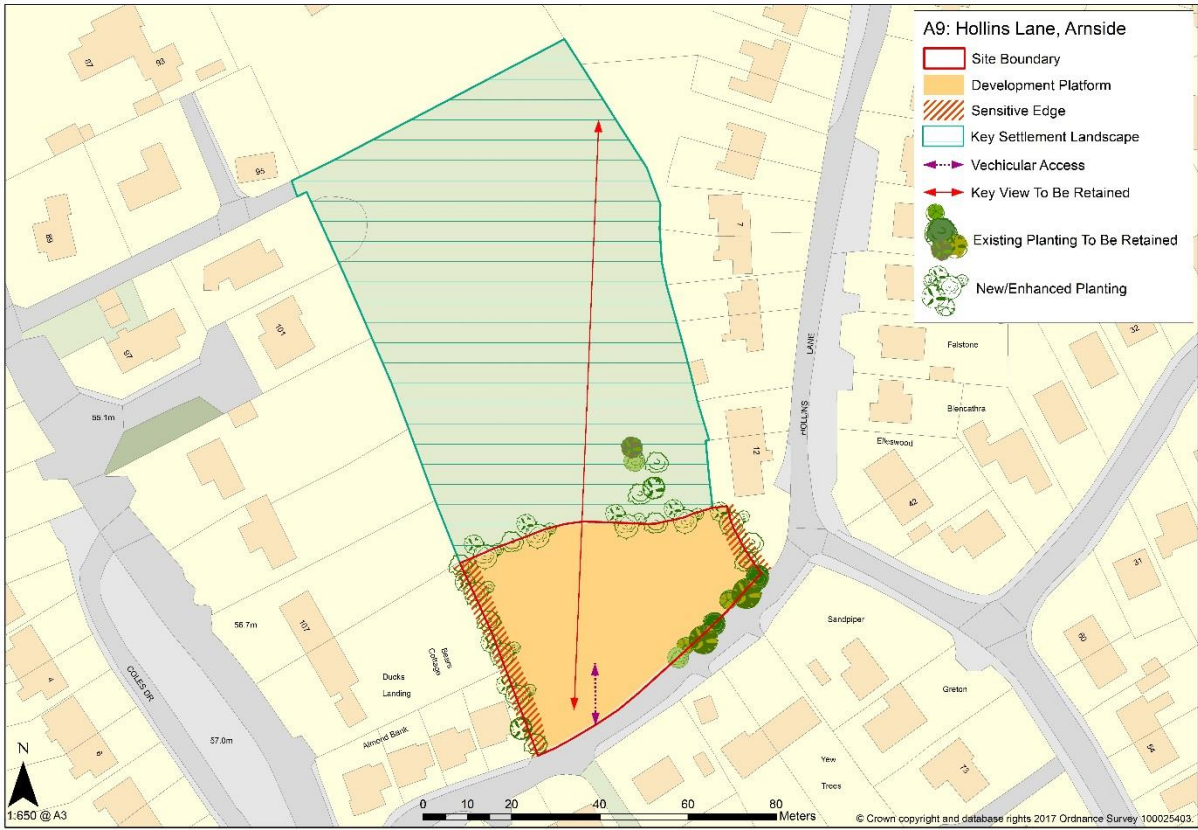
Amount of development: Approximately 6 dwellings

Site Area: 0.22 hectares (0.22 developable area)

Site description: The site is located within Arnside village and is currently part of a small field used for sheep grazing.

Policy Guidance: Land on Hollins Lane, Arnside, as shown on the Policies Map, is allocated for development for approximately 6 dwellings. Detailed proposals that meet the following site-specific development requirements will be permitted:

- I. A Landscape and Visual Impact Assessment (LVIA) is required to inform the design and layout of the site proposals with particular attention to the need to protect and enhance public views across, through and out of the site, particularly towards the north east.
- II. Development proposals must be accompanied by drainage, surface water and sewerage plans and reports, demonstrating to the satisfaction of the relevant authorities that they provide resilience against flood, surface water and wastewater/sewerage issues and will not create or worsen flood, surface water or sewerage risks to existing properties.
- III. Biodiversity mitigation measures will be required, guided by existing evidence and an appropriate ecological survey of the site.
- IV. Appropriate access arrangements from Hollins Lane are to be agreed to the satisfaction of the highway authority.
- V. Landscaping and scheme design will result in a net gain in visual amenity value in line with the local landscape character and the AONB's primary purpose and Special Qualities.
- VI. Development will retain as much as is possible of the mature hedge on the south eastern boundary of the site in order to achieve safe access.
- VII. A new hedgerow and trees of appropriate species and species mix will be planted to form new, robust and defensible boundary to the north of this small site, whilst retaining and complementing the key view across the site.



AS19 (A11) - Land at Briery Bank, Arnside

- 5.3.4 The site is within the settlement and relatively visually contained. Biodiversity mitigation and enhancement is a key issue.

AS19 (A11) – Land at Briery Bank, Arnside

Amount of development: Approximately 8 dwellings

Site Area: 0.27 hectares (0.23 developable area)

Site description: The site is located within Arnside village and is undeveloped, but was previously an orchard.

Policy Guidance: Land at Briery Bank, Arnside, as shown on the Policies Map, is allocated for development for approximately 8 dwellings. Detailed proposals that meet the following site-specific development requirements will be permitted:

- I. A Landscape and Visual Impact Assessment (LVIA) is required to inform the design and layout of the site proposals with particular attention to: the height of new buildings, which should sit no higher than those to the west; protecting long views from Briery Bank towards the estuary and towards Arnside from the coast / Carr Bank area; and to protecting the rural character of this part of Arnside.
- II. Development proposals must be accompanied by drainage, surface water and sewerage plans and reports, demonstrating to the satisfaction of the relevant authorities that they provide resilience against flood, surface water and wastewater/sewerage issues and will not create or worsen flood, surface water or sewerage risks to existing properties.
- III. Biodiversity mitigation measures will be required, guided by existing evidence and an appropriate ecological survey of the site.
- IV. Appropriate access arrangements from Briery Bank are to be agreed to the satisfaction of the highway authority.
- V. Landscaping and scheme design will result in a net gain in visual amenity value in line with the local landscape character and the AONB's primary purpose and Special Qualities.
- VI. The mature hedge and trees on the northern and eastern boundaries must be retained.
- VII. The historic, vernacular drystone wall along the western boundary must be retained and any alterations or new stretches to accommodate access on the southern boundary should complement the existing wall.
- VIII. As a former orchard, part of the green infrastructure provision on the site should include species-appropriate fruit-tree planting and appropriate aftercare arrangements.



AS20 (B108) - Land at Church Street, Beetham

- 5.3.5 Development of the site would reflect the historic village form. Sensitivity to Beetham Conservation Area and retention of the footpath to Fairy Steps are key issues.

AS20 (B108) – Land at Church Street, Beetham

Amount of development: Approximately 6 dwellings

Site Area: 0.21 hectares (0.16 developable area)

Site description: The site is located adjoining Beetham village and is currently in agricultural use.

Policy Guidance: Land at Church Street, Beetham, as shown on the Policies Map, is allocated for development for approximately 6 dwellings. Detailed proposals that meet the following site-specific development requirements will be permitted:

- I. A Landscape and Visual Impact Assessment (LVIA) is required to inform the design and layout of the site proposals with particular attention to views towards the site and Beetham as a whole from the public footpath to the Fairy Steps and when approaching from the west.
- II. Development proposals must be accompanied by drainage, surface water and sewerage plans and reports, demonstrating to the satisfaction of the relevant authorities that they provide resilience against flood, surface water and wastewater/sewerage issues and will not create or worsen flood, surface water or sewerage risks to existing properties.
- III. Biodiversity mitigation measures will be required, guided by existing evidence and an appropriate ecological survey of the site.
- IV. Appropriate access arrangements from Church Street are to be agreed to the satisfaction of the highway authority.
- V. Landscaping and scheme design will result in a net gain in visual amenity value in line with the local landscape character and the AONB's primary purpose and Special Qualities.
- VI. The site's location adjacent the boundary of the Beetham Conservation Area, opposite the graveyard associated with St Michael's and All Angels' church and in one of the latent mediaeval tofts associated with the village's forming in the middle mediaeval period must be fully reflected in the design and layout of the scheme.
- VII. An archaeological investigation of the site will be needed and any finds recorded.
- VIII. Existing boundary hedgerows should be retained and a new hedgerow and trees of appropriate species and species mix planted to form new, robust and defensible boundaries to the south west and north west of this small site.
- IX. The existing public footpath route leading through the site to the Fairy Steps must be protected and enhanced, including the retention of the existing limestone stile.



AS21 (W88) - Land North West of Sand Lane, Warton

- 5.3.6 The site reflects the historic linear settlement form of Warton. Key issues are access, landscape impact and management of surface water run-off.

AS21 (W88) – Land North West of Sand Lane, Warton

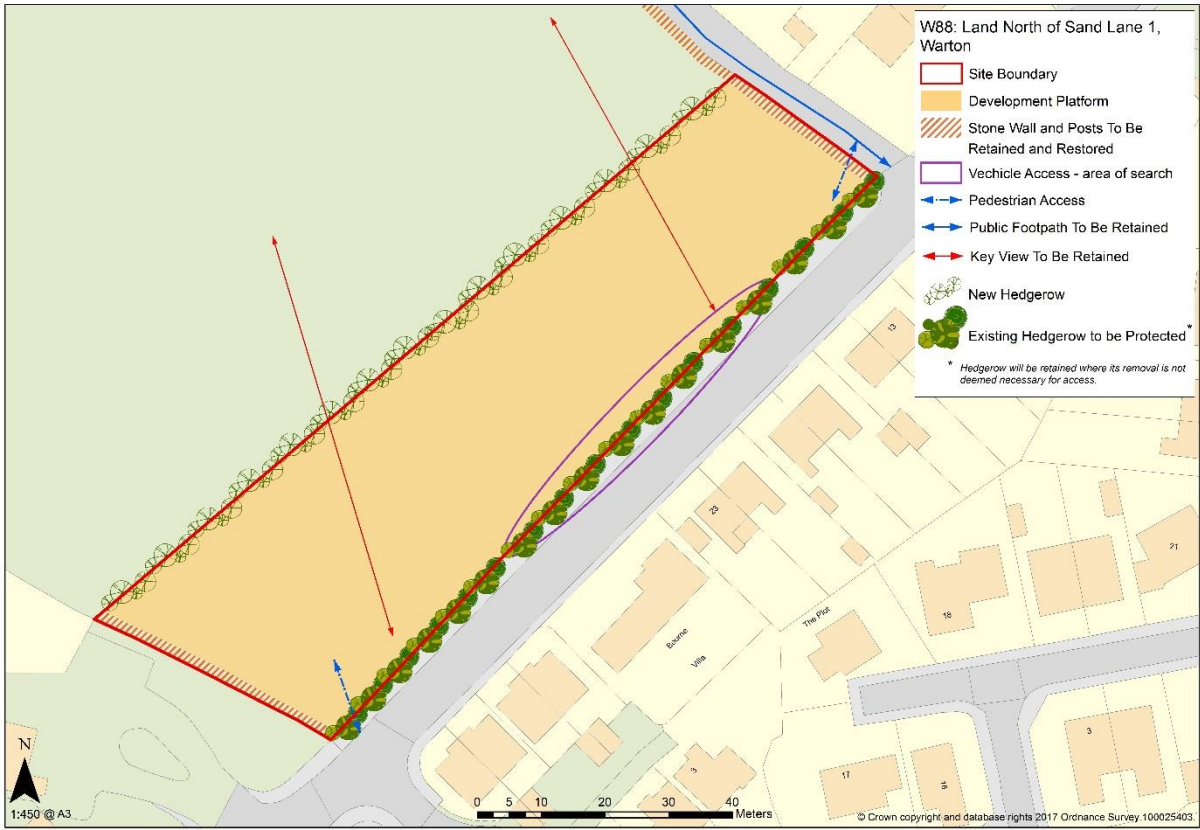
Amount of development: Approximately 12 dwellings

Site Area: 0.41 hectares (0.40 developable area)

Site description: The site is located adjoining Warton village and is currently in agricultural use.

Policy Guidance: Land North West of Sand Lane, Warton, as shown on the Policies Map, is allocated for development for approximately 12 dwellings. Detailed proposals that meet the following site-specific development requirements will be permitted:

- I. A Landscape and Visual Impact Assessment (LVIA) is required to inform the design and layout of the site proposals, with particular attention to be paid to the sensitivity of the open boundary to the north of the site.
- II. Development proposals must be accompanied by drainage, surface water and sewerage plans and reports, demonstrating to the satisfaction of the relevant authorities that they provide resilience against flood, surface water and wastewater/sewerage issues and will not create or worsen flood, surface water or sewerage risks to existing properties.
- III. Biodiversity mitigation measures will be required, guided by existing evidence and an appropriate ecological survey of the site.
- IV. Landscaping and scheme design will result in a net gain in visual amenity value in line with the local landscape character and the AONB's primary purpose and Special Qualities.
- V. Appropriate access arrangements from Sand Lane are to be agreed to the satisfaction of the highway authority. All parking provision must be within the development site.
- VI. Development must retain and connect with the public footpath to the north east of the site.
- VII. Development must retain the mature trees and hedges on the south eastern and north eastern boundaries and create a sensitive yet robust and defensible boundary to the north western edge.



AS22 (part of W130) - Land North of 17 Main Street, Warton

- 5.3.7 This site was put forward as a result of the Issues and Options consultation and so no comments have yet been received in relation to this site.

AS22 (part of W130) – Land North of 17 Main Street, Warton

Amount of development: Approximately 10 dwellings

Site Area: 0.70 hectares (0.56 developable area)

Site description: The site is located within Warton village and is currently in agricultural use.

Policy Guidance: Land north of 17 Main Street, Warton, as shown on the Policies Map, is allocated for development for approximately 10 dwellings. Detailed proposals that meet the following site-specific development requirements will be permitted:

- I. A Landscape and Visual Impact Assessment (LVIA) is required to inform the design and layout of the site proposals. Particular attention must be paid to the potential impacts of developing close to a house of local historical importance, and to the open boundary to the north of the site.
- II. Development proposals must be accompanied by drainage, surface water and sewerage plans and reports, demonstrating to the satisfaction of the relevant authorities that they provide resilience against flood, surface water and wastewater/sewerage issues and will not create or worsen flood, surface water or sewerage risks to existing properties.
- III. Biodiversity mitigation measures will be required, guided by existing evidence and an appropriate ecological survey of the site.
- IV. Landscaping and scheme design will result in a net gain in visual amenity value in line with the local landscape character and the AONB's primary purpose and Special Qualities.
- V. Appropriate access arrangements from Main Street are to be agreed to the satisfaction of the highway authority. All parking provision must be within the development site.
- VI. Hedges and boundary features should be retained as far as possible and integrated into the layout of any development scheme. Development must create a sensitive yet robust and defensible boundary to the northern edge of the site.



Mixed Use Sites

AS23 (A26/A27) - Station Yard, Arnside

- 5.3.8 Key issues for this site are flood risk and the proximity to Morecambe Bay as an internationally protected site for biodiversity.

AS23 (A26/A27) - Station Yard, Arnside

Type of development: Mixed uses including business, tourism and car parking and potentially residential or live-work units subject to satisfactory addressing constraints. Employment development will be limited to use classes B1a, b and c.

Site Area: 1.03 hectares (0.65 developable area)

Site description: The site is located within Arnside and currently contains a small office, storage, informal car parking and access to the railway.

Policy Guidance: Land at Station Yard, Arnside, as shown on the Policies Map, is allocated for mixed-use development. Detailed proposals that meet the following site-specific development requirements will be permitted:

- I. The site is previously developed land. It offers scope to make more efficient and beneficial use of the land, especially for business, tourism and car parking uses. There is particular scope for development to relate to the site's location adjacent Arnside railway station, including the formation of a visitor/recreational hub.
- II. A Landscape and Visual Impact Assessment (LVIA) is required to inform the design and layout of the site proposals, with a focus on enhancing the visual amenity of the site and reflecting the local landscape character type.
- III. Development proposals will require an Environmental Permit and relevant discharge consents and must be accompanied by drainage, surface water and sewerage plans and reports, demonstrating to the satisfaction of the relevant authorities that they provide resilience against flood, surface water and wastewater/sewerage issues and will not create or worsen flood, surface water or sewerage risks to existing properties.
- IV. Residential development must avoid Flood Risk Zone 3 areas. A site-specific flood risk assessment may be required by the Environment Agency.
- V. The site adjoins a site designated as SSSI, SAC, SPA and under the Ramsar Convention. Biodiversity mitigation measures will be required, guided by existing evidence and an appropriate ecological survey. This should include assessment of potential impacts upon the designated sites and any likely significant effects identified would require appropriate mitigation and / or compensation to enable planning permission to be granted. Reference to the Habitats Regulations Report accompanying this DPD should be made in considering the assessments and mitigations needed. Standard best practice approaches such as pollution prevention measures must be implemented.
- VI. Appropriate access arrangements from Sandside Road are to be agreed to the satisfaction of the highway authority.
- VII. Existing buildings must be retained and incorporated into new development.

- VIII. The site contains some woodland and a watercourse, both of which should be protected and sensitively incorporated into any scheme to the benefit of both the proposals and their own intrinsic value.
- IX. Landscaping and scheme design will result in a net gain in visual amenity in line with the local landscape character and the AONB's primary purpose and Special Qualities.
- X. Development must retain access through the site for Network Rail and enhance access to the rail platforms, including for wheelchair users.
- XI. The site will benefit from master-planning to ensure best and most appropriate redevelopment of the site.



AS24 (S70) - Land at the Railway Goods Yard, Silverdale

- 5.3.9 Key issues for this site include careful consideration of the management of drainage and surface water run-off, particularly in respect of the nearby wildlife designations.

AS24 (S70) – Land at the Railway Goods Yard, Silverdale

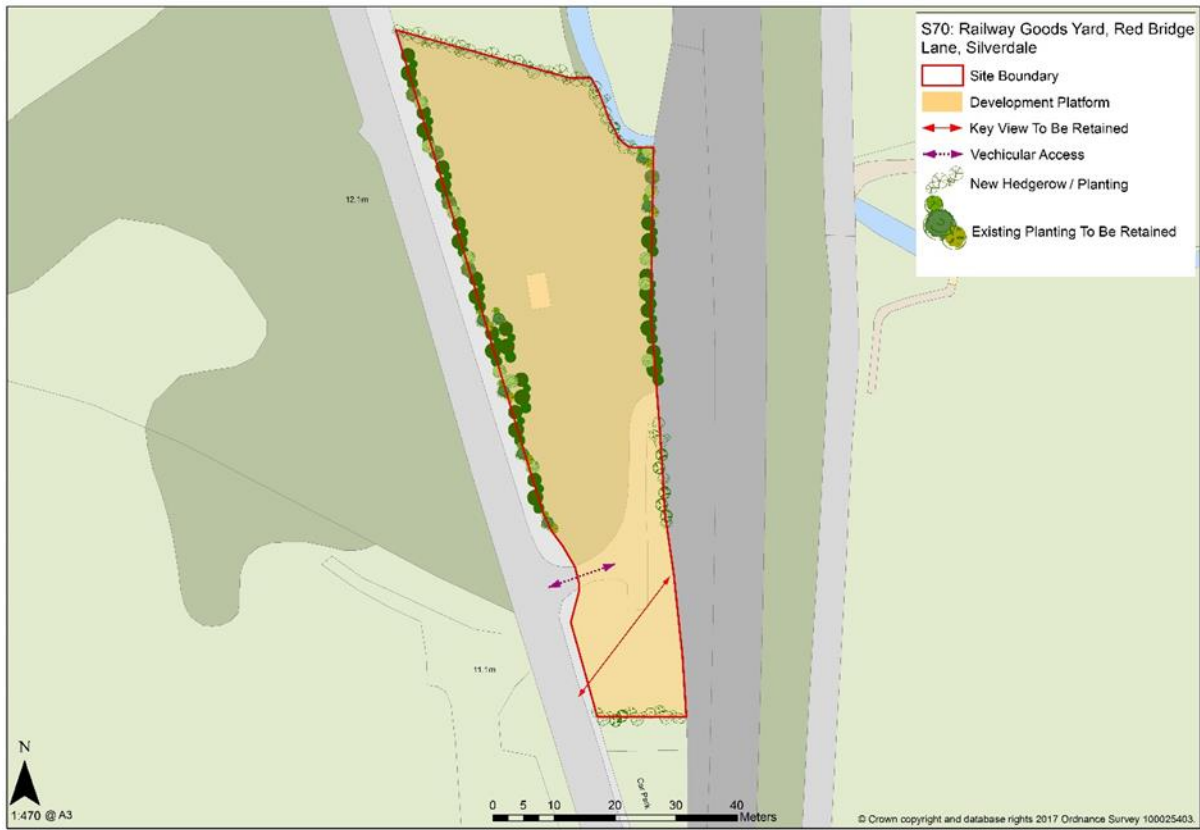
Amount of development: Mixed uses including business and car parking, with employment development to be limited to use classes B1a, b, c.

Site Area: 0.36 hectares (0.26 developable area)

Site description: The site is located outside Silverdale village and is currently a disused railway goods yard.

Policy Guidance: Land at the Railway Goods Yard, Silverdale, as shown on the Policies Map, is allocated for development for mixed uses. Detailed proposals that meet the following site-specific development requirements will be permitted:

- I. The site is previously developed land. It offers scope to make more efficient use of land, especially for business and/or car parking in association with Silverdale station.
- II. A Landscape and Visual Impact Assessment (LVIA) is required to inform the design and layout of the proposals, with a focus on enhancing the visual amenity of the site and reflecting the local landscape character type.
- III. Development proposals will require an Environmental Permit and relevant discharge consents and must be accompanied by drainage, surface water and sewerage/septic tank plans and reports, demonstrating to the satisfaction of the relevant authorities that they provide resilience against flood, surface water and wastewater/sewerage issues and will not create or worsen flood, surface water or sewerage risks to existing properties. Measures are required to protect nearby wildlife designations, particularly from impacts via fluvial impact pathways.
- IV. Biodiversity mitigation measures will be required, guided by existing evidence and an appropriate ecological survey of the site.
- V. Appropriate access arrangements from Red Bridge Lane are to be agreed to the satisfaction of the highway authority.
- VI. Landscaping and scheme design will result in a net gain in visual amenity value in line with the local landscape character and the AONB's primary purpose and Special Qualities.
- VII. Proposals should retain drystone walls and roadside trees along the Red Bridge Lane frontage to help screen any new development, and should re-enforce the defensible boundary to the north of the site.



AS25 (B35 / B38 / B81 / B125) - Land at Sandside Road and Quarry Lane, Sandside

- 5.3.10 Key issues for this site are taking a comprehensive approach to redevelopment, careful management of flood risk and impacts on Morecambe Bay as well as the retention of The Ship Inn as a community facility.

AS25 (B35 / B38 / B81 / B125) – Land at Sandside Road and Quarry Lane, Sandside

Redevelopment of this site should be undertaken comprehensively. Development proposals will benefit from master-planning and collaboration between landowners.

Type of development: Mixed uses including business, tourism and residential.

Employment development will be limited to use classes B1a, b and c and B8.

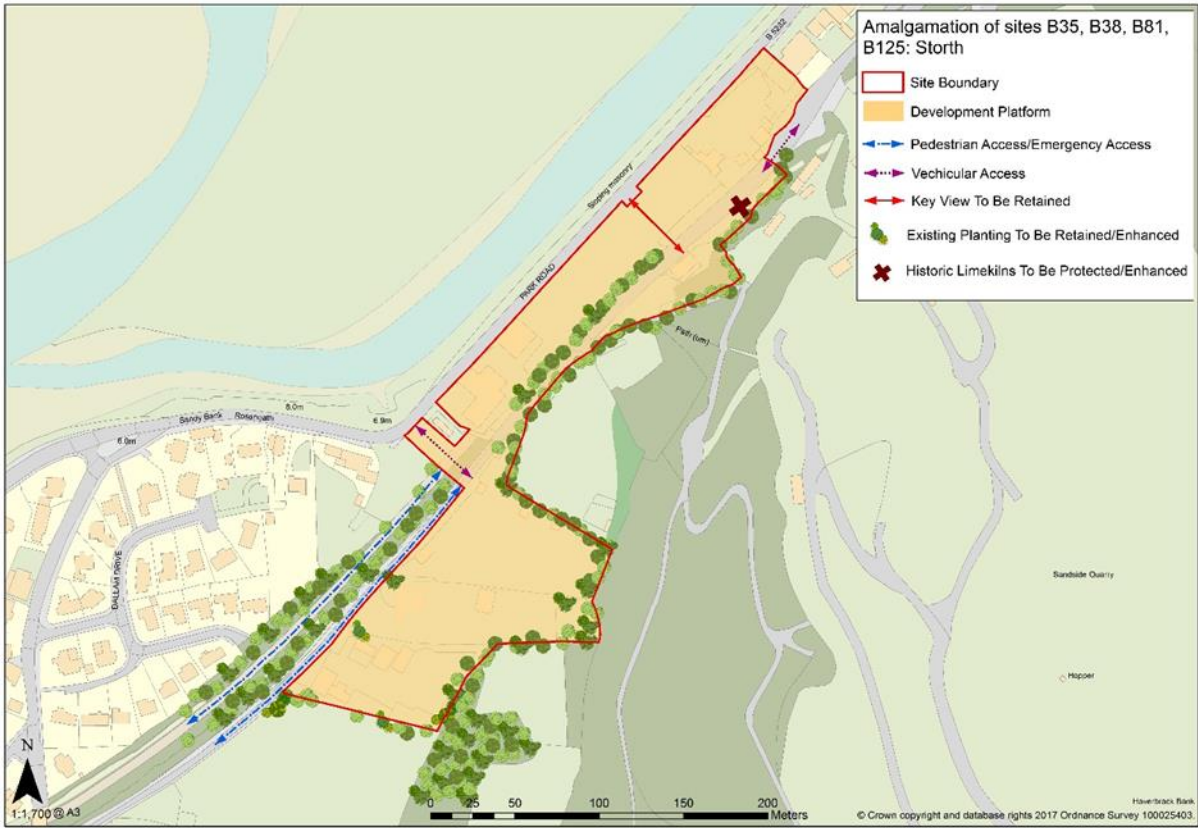
Site Area: 3.10 hectares (3.10 developable area)

Site description: There are currently a range of uses on the site including businesses, car parking, grazing and vacant land.

Policy Guidance: Land at Sandside Road and Quarry Lane Storth, as shown on the Policies Map, is allocated for mixed-use development. Detailed proposals that meet the following site-specific development requirements will be permitted:

- I. The site is predominantly previously developed land. It offers scope to make more efficient use of the land for mixed-uses including business or tourism uses and residential, subject to flood risk constraints.
- II. A Landscape and Visual Impact Assessment (LVIA) is required to inform the design and layout of the proposals, with a focus on enhancing the visual amenity of the site and reflecting the local landscape character type.
- III. Development proposals will require an Environmental Permit and relevant discharge consents and must be accompanied by drainage, surface water and sewerage plans and reports, demonstrating to the satisfaction of the relevant authorities that they provide resilience against flood, surface water and wastewater/sewerage issues and will not create or worsen flood, surface water or sewerage risks to existing properties.
- IV. Residential development must avoid Flood Risk Zone 3 areas. A site-specific flood risk assessment may be required by the Environment Agency.
- V. The site adjoins a site designated as SSSI, SAC, SPA and under the Ramsar Convention. Biodiversity mitigation measures will be required, guided by existing evidence and an appropriate ecological survey. This should include assessment of potential impacts upon the designated sites and any likely significant effects identified would require appropriate mitigation and / or compensation to enable planning permission to be granted. Reference to the Habitats Regulations Report accompanying this DPD should be made in considering the assessments and mitigations needed. Standard best practice approaches such as pollution prevention measures must be implemented.
- VI. Appropriate access arrangements from Park Road, via The Ship Inn site and including a transport statement are to be agreed to the satisfaction of the highway authority.

- VII. Connectivity, permeability and access, including for active travel, is important.
- VIII. Development must incorporate a pedestrian access route alongside Park Road to connect with existing footways and protect the existing footpath along the route of the former railway. Improvements should be made to Quarry Lane as a foot/cycle connection with the village centre and new footpath connections should be incorporated within the site.
- IX. Development will incorporate areas to perform open space and green infrastructure functions, informed by drainage, biodiversity and accessibility needs and landscape evidence.
- X. Landscaping and scheme design will result in a net gain in visual amenity value in line with the local landscape character and the AONB's primary purpose and Special Qualities.
- XI. Development should re-enforce and enhance the defensible boundaries with the open countryside, especially to the eastern edges of the site.
- XII. Development will protect existing green infrastructure and include new or replacement species-rich hedgerow and other planting and landscaping appropriate to this part of the AONB. This will reflect the local landscape character typology.
- XIII. Development will retain and complement and respect the materials, scale and character of the recently refurbished historic building and lime kilns on the site, including protecting and enhancing views of them.
- XIV. Development will retain and complement The Ship Inn and will retain appropriate levels of car parking to serve the public house.
- XV. The site will benefit from master-planning to ensure best and most appropriate redevelopment of the site.
- XVI. Proposals that extend beyond the brownfield area allocated must comply with points I-XV above and will be acceptable only where they also:
 - comprehensively demonstrate that they reflect landscape character and visual amenity evidence and;
 - are accompanied by viability evidence that clearly demonstrates that development of the allocated site is not possible without development of additional land and;
 - demonstrate that any incursion beyond the site boundary is of the minimum scale necessary to achieve an acceptable viable scheme and;
 - meet the exceptions tests for major development as set out in national policy.



6 Policy Areas Not Covered in this Document

- 6.1.1 Where a policy topic is not included in the AONB DPD, it is covered adequately elsewhere in the Development Plan for each District and/or through National Policies. Only policy topics for which a special approach is required in the AONB are covered in the AONB DPD.
- 6.1.2 Many policy topics and issues that apply to the AONB are covered adequately by National Policy or International or National Legislation or are covered by policies in other Local Plan documents prepared by the District Councils. These policies and requirements all still apply to the AONB. The AONB DPD is an extra layer of policy for the AONB rather than a replacement for these, and all the relevant documents must be read in conjunction in order to provide the full picture of planning policy covering the AONB.
- 6.1.3 The accompanying Policy Links document sets out which policy topics are covered in which of the existing and emerging Local Plan documents in both Districts.

7 Monitoring and Implementation Framework

- 7.1.1 Monitoring and review are important parts of any plan, and helps to address questions such as:
- Are policies achieving their objectives and in particular are they delivering sustainable development?
 - Have policies had unintended consequences that were not originally anticipated?
 - Are the assumptions and objectives underpinning the policies still relevant and applicable?
 - Are the targets being achieved?
- 7.1.2 The policies contained in the AONB DPD will be monitored in the Councils' annual monitoring reports (AMRs). The monitoring frameworks in the AMRs set out a series of key indicators that can be used to measure the DPD's performance. The indicators have related targets in order to assess whether current policies are working effectively or whether they need to be reviewed or replaced. New indicators may be introduced over time, and others removed to ensure appropriate monitoring of new policies and to avoid monitoring indicators that are no longer useful. Where it becomes evident that policies are not performing as intended, any subsequent monitoring analysis will suggest the actions that need to be taken to address the issues.
- 7.1.3 Effective implementation of the policies in the AONB DPD depends on the actions of the Councils and a number of other organisations. The overall aim of the Councils is to ensure the delivery of the sustainable development appropriate for the AONB. Development should be co-ordinated with infrastructure. Where development creates the need for investment in infrastructure, the costs for that infrastructure should be offset.
- 7.1.4 Contributions to infrastructure will be secured through planning obligations and the Community Infrastructure Levy (CIL, which applies in South Lakeland but not in Lancaster District). CIL will be the preferred method of collecting and pooling financial contributions (except for affordable housing) in South Lakeland. CIL liabilities are not negotiable. Section 106 planning obligations must be collected on a site by site basis in compliance with the three tests in Regulation 122(2) of the CIL Regulations 2010 (as amended):
- necessary to make the development acceptable in planning terms;
 - directly related to the development; and
 - fairly and reasonably related in scale and kind to the development.
- 7.1.5 The costs of development (including the contribution it must make to infrastructure) may affect the viability of a scheme and prevent it coming forward. While the Councils normally expect development to meet sustainable design standards, affordable housing requirements, the CIL charge and any site specific obligations, there are occasions where some adjustment may be justified in order to reduce costs and enable a scheme to go forward. In such cases the Council must be satisfied that the assessment of viability is accurate. The Councils will weigh up what the effect of any cost savings would be and then decide whether that is reasonable in the particular circumstances of that case.

- 7.1.6 The plan will be reviewed if there is a change in circumstances (e.g. the introduction of new planning legislation or guidance), and in any event within five years of the DPD being adopted.
- 7.1.7 Policy AS03 Housing Provision requires current demand and likely take-up at the time to be taken into account when delivering affordable housing in order to avoid a situation whereby affordable housing delivered cannot be taken up by local families as it fails to match need in terms of type and/or timing.
- 7.1.8 Any phasing would be a guide to when allocated sites were expected to come forward based on factors such as availability and infrastructure requirements rather than indicating a required timescale and subject to meeting other policy requirements. Planning permission could not be refused for a site on the grounds of being outside of the identified phasing.

8 Appendices

Appendix 1: Policies Map (see separate document)

Appendix 2: List of Public Open Spaces

Site No.	Site Name
A1	Allotments, Silverdale Road, Arnside
A4	Ashmeadow Woodland, Arnside
A10	Beachwood Lane, Arnside
A20	Memorial Playing Fields, Arnside
A225	Arnside Cemetery, Silverdale Road, Arnside
A226	WI Hall Gardens, Orchard Road, Arnside
A228	Dobshall Wood, Knott Lane, Arnside
A251	Arnside Primary School grounds, Arnside
A254	St James' C of E Church grounds, Arnside
B202	St Michaels Church Graveyard, Beetham
B224	Playing Field at Yans Lane, Storth
B252	Beetham, Primary School grounds, Beetham
B253	Storth Primary School Playing Fields
S66	Silverdale Cricket Club
S205	Silverdale Bowls Club
S206	Children's Playground, Cove Road, Silverdale
S207	Silverdale Cemetery
S208	Trinity Methodist Churchyard, Park Road, Silverdale
S209	Silverdale Primary School playing fields
S210	Silverdale Institute field
S211	Burton Well Scroggs, Bottoms Lane, Silverdale
S212	Bank Well, The Row, Silverdale
S213	Silverdale Golf Club
S214	Wood Well, Silverdale
S255	Bleasdale School, Silverdale
W84	Parish Council Land adjacent 14-18 Main Street, Warton
W215	Archbishop Hutton's School playing fields, Warton
W216	Mill Lane Allotments, Millhead, Warton
W217	Amenity Green space / Play Area, Main Street, Warton
W220	Warton Bowling Club
W221	The Roods semi-natural Greenspace, Warton
W222	The Roods Play Area, Warton
W233	Warton Old Rectory, Warton
W231	Semi-natural Green Space, Main Street, Warton
W232	Gardens, Mill Lane, Warton
W233	Warton Old Rectory
W234	St Oswald's Churchyard
W236	Warton Cricket Club
W256	Rectory Allotments, Warton
Y242	The Meadows Amenity Green space / Yealand Play Area
Y246	St Mary's Catholic Churchyard, Hyning Road, Yealand Conyers
Y247	St Johns Churchyard
Y248	Yealand School Playing Field & MUGA, Footeran Lane, Yealand Conyers
Y249	Friends Meeting House, Yealand Conyers

Appendix 3: List of Key Settlement Landscapes

Site No.	Site Name
A2	Far Arnside
A3	Ashmeadow House and Gardens, Arnside
A8	Hollins Lane, Arnside
A12	Briery Bank 2, Arnside
A15/16	The Common, Arnside
A18/19	Saltcotes Hall 1&2, Arnside
A22-24	Station Road, Arnside
A106	E of Black Dyke Road, Arnside
A107	NW of Briery Bank 2, Arnside
A200	Heathcliffe Court, Arnside
A201	Hollins Plantation, Arnside
A259	Saltcotes Hall, Arnside
A262	Woodland South of Ashmeadow House, Arnside
B32	Mill Lane, Beetham
B79	N of Yans Lane, Storth
B116	E of Quarry Lane, Storth
B223	East of Storth Road, Storth
B261	Beetham Sports Field
S43	Elmslack Field, Silverdale
S54	S of Cove Drive, Silverdale
S67	Townfield, Silverdale
S258	Land W of Hawthorn Bank, Cove Road, Silverdale
S260	Bank House Farm, Silverdale
W84A	Main Street, Warton
W219	Ash Drive Amenity Open Space, Warton
W257	Boon Town Farm, Warton

Appendix 4: Glossary

Active Travel – Travel that requires physical activity of the human being to generate the movement, such as cycling and walking.

Adoption - The final confirmation of a Development Plan (Local Plan) Document coming into force as part of the statutory development plan by a Local Planning Authority (LPA).

Affordable Housing - Housing, whether for rent, shared ownership or outright purchase, provided at a lower cost in relation to incomes that are average or below average, or in relation to the price of general market housing.

Aged or veteran tree – A tree that, because of its great age, size or condition, is of exceptional value for wildlife, in the landscape, or culturally.

Agriculture - Defined by Section 336(1) of the Town and Country Planning Act 1990 as including: horticulture, fruit growing, seed growing, dairy farming, the breeding and keeping of livestock (including any creature kept for the production of food, wool, skins or furs, or the purpose of its use in the farming of land), the use of land as grazing land, meadow land, osier land, market gardens and nursery grounds, and the use of land for woodlands where that use is ancillary to the farming of land for other agricultural purposes.

Allocated site - Land identified in a development plan as appropriate for a specific land use.

Amenity – This refers to positive element(s) that contribute to the overall character or enjoyment of an area. For example, open land, trees, historic buildings and the inter-relationships between them, or less tangible factors such as tranquillity can all be considered as an amenity asset.

Appropriate - Within the AONB Management Plan and the AONB DPD, the word “appropriate” is generally used to mean “appropriate to the AONB statutory purpose and designation and the AONB’s special qualities” unless it is being quoted from another source, document or policy statement etc.

Biodiversity – The whole variety of life on earth. It includes all species of plants and animals and the ecosystems and habitats they are part of.

Brownfield Land (previously-developed land) - Land that is or was occupied by a permanent structure (excluding agricultural or forestry buildings), and associated fixed surface infrastructure. The definition covers the curtilage of the developed land. Previously-developed land may occur in both built-up and rural settings. The definition includes defence buildings and land used for mineral extraction and waste disposal where provision for restoration has not been made through planning condition or legal agreement. Domestic gardens are not classified as previously developed land.

Buffer Zone - Areas between core protected areas and the surrounding landscape or seascape that protect the network from potentially damaging external influences and which are essentially transitional areas.

Caravan Development – The creation, extension or adaptation of land that is used for the purposes of accommodating both static and/or touring caravans. The legislative definition can also include chalets that are used for temporary periods for leisure uses. This can also include development that is ancillary to the purpose of using caravans, including toilet blocks, laundry and shower blocks and other associated infrastructure.

Conservation Area - Conservation Areas are places of special architectural or historic interest where it is desirable to preserve and enhance the character and appearance of such areas.

Core Strategy - A key Local Plan document setting out the spatial vision, strategic objectives and the planning framework for an area, having regard to the Community Strategy.

Development - Development is defined under the 1990 Town and Country Planning Act as "the carrying out of building, engineering, mining or other operation in, on, over or under land, or the making of any material change in the use of any building or other land". Most forms of development require planning permission (see also "permitted development").

Ecosystem Services - The benefits people obtain from ecosystems and their components: water, soil, nutrients and organisms. These include *provisioning services* such as food and water; *regulating services* such as flood and disease control; *cultural services* such as spiritual, recreational, and cultural benefits; and *supporting services* such as nutrient cycling that maintain the conditions for life on Earth.

Extra Care Housing - Extra Care Housing is housing designed with the needs of frailer older people in mind and with varying levels of care and support available on site.

Flood Risk Assessment - An assessment of the likelihood of flooding in a particular area so that development needs and mitigation measures can be carefully considered.

Geodiversity - The diversity of minerals, rocks (whether "solid" or "drift"), fossils, landforms, sediments and soils, together with the natural processes that constitute the Earth's topography, landscape and the underlying structure.

Greenfield Land/Site - Land (or a defined site), usually farmland, that has not previously been developed. This does not include domestic gardens.

Green infrastructure – A network of multi-functional green space, urban and rural that is capable of delivering a wide range of environmental and quality of life benefits for local communities.

Habitats Regulations Assessment (HRA) – Assesses the impacts of plans or projects on Natura 2000 sites (these are Special Areas of Conservation (SAC) and Special Protection Areas (SPA)). National guidance recommends that Ramsar sites and candidate SPAs and SACs are also afforded the same protection through the Habitats Regulation Assessment process.

Heritage asset – A building, monument, site, feature, place, area or landscape identified as having a degree of significance meriting consideration in planning decisions, in respect of its contribution to a nation's society, knowledge and/or culture.

Historic Environment – All aspects of the environment resulting from the interaction between people and places through time, including all surviving physical remains of past human activity, whether visible, buried or submerged, and landscaped and planted or managed flora.

Infill development/infilling - Building taking place on a vacant plot in an otherwise built-up street frontage.

Infrastructure – In planning terms the physical structures that are required for a community to operate and be sustainable in the long term. Infrastructure typically refers to matters such as roads, water supply, sewers, electricity and other social elements such as education and health.

Landscape and Visual Impact Assessment (LVIA) - is the process of evaluating the effect of a proposal upon the landscape. There is an important distinction between visual effects (the human view or perception) and the landscape effects (which occur whether or not anyone can see them).

Landscape Character Assessment (LCA) – is an assessment to identify different landscape areas that have a distinct character based on a recognisable pattern of elements, including combinations of geology, landform, soils, vegetation, land-use and human settlement.

Limestone Pavement - Continuous areas of exposed limestone consisting of rock blocks (clints) interspersed with cracks/clefts (grikes).

Limestone Pavement Orders – Order protecting the above. The removal of rock from areas protected by LPO is a criminal offence under the Wildlife & Countryside Act 1981.

Local Geological Sites - Locally designated sites of local, national and regional importance for geodiversity (geology and geomorphology)

Local Plan - A document setting out the Local Planning Authority's policies and proposals for the development and use of land and buildings in the authority's area prepared under the Planning & Compulsory Purchase Act 2004. Local Plan documents include the Core Strategy, Land Allocations and, where needed, other documents such as Development Management Policies or documents covering specific topics or areas such as Gypsies and Travellers and Kendal Canal Head. There will also be an adopted Policies Map that illustrates the spatial extent of policies. The Policies Map must be prepared and maintained to accompany all Local Plans. All Local Plan documents must be subject to rigorous procedures of community involvement, consultation and independent examination, and adopted after receipt of the Inspector's report. Once adopted, Development Management decisions must be made in accordance with them unless material considerations indicate otherwise.

Local Planning Authority (LPA) - The local authority or Council that is empowered by law to exercise planning functions, usually the local borough or District Council. National parks and the Broads authority are also considered to be Local Planning Authorities. County Councils are the authority for waste and minerals matters.

Local Wildlife Site - Commonly known as County Biological Heritage Sites in Lancashire and as County Wildlife Sites in Cumbria, these sites are of local or regional importance for biodiversity. These sites do not enjoy direct statutory protection but are the subject of specific Local Plan policies aimed at ensuring their wellbeing.

Material Consideration - A matter that should be taken into account in deciding a planning application or an appeal against a planning decision.

Mitigation - Measures to avoid reduce or offset significant adverse effects.

Mosaic Approach - The Mosaic Approach integrates the requirements of species into habitat management, ensuring that plants and wildlife have the places they need to live and reproduce.

National Planning Policy Framework (NPPF) – A document that has been prepared by the Government, which has replaced all previous National Planning Policy contained within Planning Policy Statements (PPSs) and Planning Policy Guidance (PPGs).

National Planning Practice Guidance (NPPG) – Revised and continuously updated planning practice guidance produced by the government.

Nature Improvement Area - Nature Improvement Areas were introduced by the Government's Natural Environment White Paper, 2011 to 'enhance and reconnect nature on a significant scale' in England.

Objective - A statement of what is intended, specifying the desired direction of change in trends.

Permitted Development - Permitted development rights allow owners of a building to make certain building changes and changes of use without having to make a planning application.

Previously Developed Land - See Brownfield Land.

Priority Habitats and Species - Section 41 of the Natural Environment and Rural Communities Act (2006) requires the Secretary of State to publish a list of habitats and species that are of principal importance for the conservation and biodiversity in England.

Registered Social Landlord (RSL) or Registered Provider (RP) - Technical names for a body registered with the Housing Corporation. Most Housing Associations are RSL/RPs. They own or manage some 1.4 million affordable homes, both social rented and intermediate.

Renewable Energy - Renewable energy is energy sourced from flows that occur naturally and repeatedly in the environment, for example from the wind, water flow, tides or the sun.

Rural Exception Site – Small sites used for affordable housing in perpetuity where sites would not normally be used for housing. Rural exception sites seek to address the needs of the local community by accommodating households who are either current residents or have an existing family or employment connection. Small numbers of market houses may be allowed e.g. where essential to enable the delivery of affordable dwellings without grant funding.

Saved Local Plan Policies - Policies in Local Plans that remain in operation pending production of replacement Local Development Documents.

Self-build Housing - Housing built or commissioned by an individual, group of individuals or community, either directly on a DIY and subcontracting basis or through the involvement of self-build package companies, builders or contractors.

Setting - The landscape of the Arnside & Silverdale Area of Outstanding Natural Beauty does not exist in isolation; it is nested within a larger landscape that can be visible from within the AONB and when looking towards it. It is this surrounding landscape that provides the 'setting' to the AONB. The landscape setting is an important aspect of the AONB as the surroundings contribute to how the AONB is experienced, understood and appreciated.

Settlement Character - The distinctive and historic pattern of development in a settlement, and the way in which it associates with the natural environment and the countryside. It may include building styles, materials or vernacular traditions.

Site of Special Scientific Interest (SSSI) - A site identified under the Wildlife and Countryside Act 1981 (as amended by the Countryside and Rights of Way Act 2000) as an area of special interest by reason of any of its flora, fauna, geological or physiographical features (basically, plants, animals, and natural features relating to the Earth's structure).

Special Area of Conservation (SAC) - Areas designated under the European Union Habitat Directive. They provide increased protection for a variety of wild animals, plants and habitats and are a vital part of the global effort to conserve world biodiversity.

Special Protection Area (SPA) - An area containing an assemblage of breeding populations of rare birds at a level of European significance, designated under EC Directive 79/409.

Special Qualities - An assessment or understanding of what makes an area particularly special and distinctive from the surrounding countryside. For the Arnside & Silverdale AONB, The Special Qualities are summarised in paragraph 1.2.1 of this DPD, and in more detail in the AONB Management Plan.

Specific Consultation Bodies / Statutory Bodies - These are bodies that must be consulted on Local Plans and planning applications.

Stakeholders - Those individuals or organisations that are vital to the success or failure of an organisation or project. Primary stakeholders are those needed for permission, approval, implementation and financial support and also those who are directly affected by the activities

of the organisation or project. Secondary stakeholders are those who are indirectly involved or affected.

Static Caravans – Caravan units that are sited on land either permanently or semi-permanently. Whilst such units are moveable and have fixed axles, static caravans are of sufficient size to ensure that transportation from place to place cannot be undertaken with a private car.

Strategic Environmental Assessment (SEA) - Formal process to anticipate the likely significant environmental effects (including cumulative environmental effects) of implementing a plan and its reasonable alternatives with a view to avoiding, reducing or offsetting any negative impacts. See Sustainability Appraisal.

Strategic Flood Risk Assessment (SFRA) - The assessment of flood risk on a catchment-wide basis.

Supplementary Planning Document (SPD) - A document that may cover a range of issues, thematic or site-specific, and provide further detail about policies and proposals in a 'parent' Local Plan.

Surface Water Hierarchy – Nationally recommended means of managing surface water by prioritising discharge of water into the ground, followed by discharge into a surface water body, followed by discharge to a surface water sewer, highway drain or other drain and finally, discharge to a combined sewer.

Sustainability Appraisal (SA) - Formal, systematic and comprehensive process of evaluating the environmental, social and economic impacts of a plan, policy or programme or its alternatives. The SA process incorporates the SEA process.

Sustainable Development - A widely accepted definition is: 'development that meets the needs of the present without compromising the ability of future generations to meet their own needs'.

Sustainable Drainage System (SuDS) - Current "best practice" for new development that seeks to minimise the impact on drainage systems e.g. through the use of pervious areas within a development to reduce the quantity of runoff from the site.

Touring Caravans – A touring caravan unit can be towed behind a vehicle and is capable of being unhitched prior to its use as holiday accommodation.

Windfall Development - The term 'windfall sites' is used to refer to those sites that become available for development unexpectedly and are therefore not included as allocated land in a Planning Authority's Development Plan.



Equality Impact Assessment

This **online** equality impact assessment should:

An equality impact assessment should take place when considering doing something in a new way. Please submit your completed EIA as an appendix to your committee report. Please remember that this will be a public document – do not use jargon or abbreviations.

Service

Title of policy, service, function, project or strategy

The Development Plan Document for the Arnside & Silverdale Area of Outstanding Natural Beauty. The plan has been produced by Lancaster City Council and South Lakeland District Council (SLDC), with assistance from the Arnside & Silverdale AONB Unit.

Type of policy, service, function, project or strategy: Existing New/Proposed

Lead Officer

People involved with completing the EIA

Step 1.1: Make sure you have clear aims and objectives

Q1. What is the aim of your policy, service, function, project or strategy?

When adopted, the DPD will form part of both authorities' Local Plans. It will identify sites for new housing and employment and will set out planning policies to ensure that development reflects the Area of Outstanding Natural Beauty (AONB) designation and has the conservation and enhancement of the landscape at its heart. This Publication version of the DPD responds to evidence gathered and consultation feedback and sets out the proposed final content. Both councils are seeking final representations on the DPD during the publication period throughout November and December 2017. These will be submitted, along with the document itself, to the Government for Examination by an Independent Inspector.

Q2. Who is intended to benefit or have a detrimental effect on and how?

A well prepared balanced plan will achieve the best outcomes possible for the local community and local businesses. However, development is an emotive subject because it has a physical impact on where people live and work. It is therefore possible that those living and working the closest to any of the development locations identified in the plan may feel that they have been unfairly harmed by it. Landowners, where sites are identified, will benefit disproportionately from the plan due to the uplift in land values that a development allocation can bring about. In order to ensure the benefits of such proposals are more widely spread, contributions may be sought towards infrastructure for public benefit. This should assist in alleviating some of the harm caused to nearby residents and businesses.

Step 1.2: Collecting your information

Q3. Using existing data (if available) and thinking about each group below, does, or could the policy, service, function, project or strategy have a negative impact on the groups below?

Group	Negative	Positive/No Impact	Unclear
Age	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Disability	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Equality Impact Assessment

Faith, religion or belief	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gender including marriage, pregnancy and maternity	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gender reassignment	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Race	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sexual orientation including civic partnerships	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Other socially excluded groups such as carers, areas of deprivation	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rural communities	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Step 1.3 – Now you need to consult!

Q4. Who have you consulted with? If you haven't consulted yet please list who you are going to consult with? Please give examples of how you have or are going to consult with specific groups of communities

Extensive consultation has been carried out as part of the plan making process. The approach has been consistent with proposals set out in the Statement of Community Involvement and has adhered to requirements set out in Town and County Planning and Compulsory Purchase Act 2004 and The Town and Country Planning (Local Planning) (England) Regulations 2012. An equality monitoring form has been used to collect information when consultees make responses order to assess whether the community engagement process are reaching all sectors of the community.

Step 1.4 – Assessing the impact

Q5. Using the existing data and the assessment in questions 3 what does it tell you, is there an impact on some groups in the community?

Age: The policies set out in this DPD must be followed in conjunction with national and District-wide policies. Lancaster City Council's draft District Wide Local Plan policies consider the needs of older people, and these are relevant in the AONB where the age profile is, on average, older than in the surrounding districts. The district wide policy on accommodation for vulnerable communities is relevant where it supports proposals for new accommodation to be situated in accessible locations close to existing services including healthcare facilities, public transport routes, shops and other services in order that residents can live as independently as possible.

Disability: The policies set out in this DPD must be followed in conjunction with national and District-wide policies. The Council will seek to ensure that all new developments are fully accessible to all members of the community and therefore compliant with the most relevant and up-to-date legislation.

Faith, Religion or Belief: The policies set out in this DPD must be followed in conjunction with national and District-wide policies. Draft District Wide Local Plan policies include key design of development, development in green belt, climate change, town centres, housing, employment and local economy and transport are considered to have a neutral impact on religious or faith groups.

Gender including Marriage, Pregnancy and Maternity: The policies set out in this DPD must be followed in conjunction with national and District-wide policies. For these groups as a whole, some policies within the District Wide Local Plan will have a positive impact, for example promoting a safe pedestrian network within the district. Well-designed pathways, natural surveillance, appropriate levels of lighting, CCTV and good levels of maintenance can improve actual and perceived security.

Gender Reassignment: The policies set out in this DPD must be followed in conjunction with national and District-wide policies. Some policies within the District Wide Local Plan will have a

Equality Impact Assessment

positive impact, for example promoting a safe pedestrian network within the district. Well-designed pathways, natural surveillance, appropriate levels of lighting, CCTV and good levels of maintenance can improve actual and perceived security.

Race: The policies set out in this DPD must be followed in conjunction with national and District-wide policies. Draft District Wide Local Plan policies include key design of development, development in green belt, climate change, town centres, housing, employment and local economy and transport will have a neutral impact on racial groups.

Sexual Orientation including Civic Partnership: The 2011 Census did not have a specific question regarding sexual orientation. Estimates of the prevalence and incidence of transgender people are difficult to quantify due to the lack of robust national data.

Rural Communities: The AONB DPD is informed by relevant demographic, economic, environmental and housing needs evidence which are relevant to planning in the rural communities of the AONB. It indicates, in general, that house prices are higher than the district average; that job opportunities are fewer than average and are often for low-skilled work; that services including buses, health provision, shops and libraries are under threat of closure or service reduction. There are unmet needs for affordable housing. Many of these characteristics require residents and visitors to use private transport to access jobs, housing and services. The strong and necessary environmental protection of the landscape is associated with the purpose of AONB designation, and may constrain the DPD from helping to meet the needs of some sections of the rural communities, including people on low incomes. This is mostly an opportunity cost, not a fault in the DPD or a deliberate policy to increase inequality. The DPD is designed to manage development within the protected landscape of the AONB. Although rural communities and people on low incomes are not protected groups, the public consultation process engaged with rural residents and other stakeholders, and took account of their comments and feedback in developing the publication version.

Step 1.5 – What are the differences?

Q6. If you are either directly or indirectly discriminating, how are you going to change this or mitigate the negative impact?

To mitigate against any potential negatives a key recommendation is that equality impact assessments should be carried out at a localised/project delivery level. Efforts should be made to work with developers/organisations on this to ensure this process occurs and also to encourage this as a condition through proposals and planning applications.

Q7. Do you need any more information/evidence eg statistics, consultation. If so how do you plan to address this?

No. The DPD is supported by a full and proportionate evidence base, and has been subject to extensive public consultation. The publication version of the plan incorporates many changes made in response to the consultation feedback.

Step 1.6 – Make a recommendation based on steps 1.1 to 1.5

Q8. If you are in a position to make a recommendation to change or introduce the policy, service, function, project or strategy, clearly show how it was decided on.

The recommendation is to publish the DPD, which is supported by evidence and consultation. Once adopted, the final AONB DPD will be subject to formal monitoring and review, as set out in the document. When a further review of the AONB DPD takes place, it would be appropriate to

Equality Impact Assessment

carry out a new Equality Impact Assessment, to assess any policies changes and their effects. These could be monitored on a two yearly basis; due to the 15 year life span of the plan.

Q9. If you are not in a position to go ahead, what actions are you going to take?

N/A

Q10. How do you plan to monitor the impact and effectiveness of this change or decision?

See Q8 answer

Step 1.7 – Publish your results

This EIA has been approved by:

Maurice Brophy

Contact Number:

01524 582383

Date

06/09/2017

COUNCIL**Community Governance Review of the District****27 September 2017****Report of Chief Officer (Legal and Governance)****PURPOSE OF REPORT**

To seek Council's approval for officers to undertake a Community Governance review of the district. To delegate authority to Council Business Committee to agree the terms of reference for, and oversee, the review.

This report is public

RECOMMENDATIONS

- (1) To agree that a full Community Governance Review of the district administered by Lancaster City Council be carried out over the next year.**
- (2) To authorise the Council Business Committee to develop terms of reference, determine consultation plans, agree a timetable for the review, be consulted throughout the process and be involved in the preparation of final proposals to Council in late 2018.**

1.0 Introduction

- 1.1 The Local Government and Public Involvement in Health Act 2007 transferred responsibility for the creation of new parishes and their electoral arrangements from the Department for Communities and Local Government to principal councils such as Lancaster City Council.
- 1.2 Community Governance Reviews can be triggered by local people presenting public petitions to the Council, as happened last year when a new Parish Council for Aldcliffe-with-Stodday was created as a result. Principal councils can also carry out full reviews of their entire area and the Local Government Boundary Commission for England's Guidance on Community Governance Reviews suggests that it is good practice to do so every 10-15 years.
- 1.3 The City Council has not yet carried out a full review of the district since the Local Government and Public Involvement in Health Act 2007 came into force and officers consider 2018 to be an ideal time to undertake the work, since there are no scheduled elections next year.

2.0 Details

- 2.1 Democratic Services are already aware of several issues that may be raised if Council agrees to carry out a full Community Governance Review. Some of these would be to explore changes to particular parish boundaries, merging of parishes and whether or not to dissolve a parish. The most significant request is likely to be for the creation of a new Parish Council in the Heysham area, where a Neighbourhood Council has been in existence for some years. Democratic Services officers have already met with a group who are interested in taking this forward and advised them that it could be dealt with as part of a full review, should the City Council agree to undertake one.
- 2.4 The Council would be required to complete the review within twelve months of the start. With that in mind, the proposed timetable for a district-wide Community Governance Review is as follows:

Report to Council	September 2017
Publication of terms of reference	December 2017
Introductory stage - submissions are invited	January 2018
Preparation of draft proposals	February/March 2018
Publication of draft proposals	March 2018
Consultation on draft proposals including any necessary polls	May 2018
Preparation of final proposals	Autumn 2018
Publication of final proposals	Autumn 2018
Agreement of final proposals by Council and publication of recommendations	September/October 2018
Publication of any reorganisation orders	September/October 2018

3.0 Council Business Committee

- 3.1 As set out in 2.4 above, terms of reference for the review need to be established, agreed and published and it is recommended that a Committee of Council meet to formulate those terms of reference.
- 3.2 The Council could choose to delegate the responsibility for overseeing the full Community Governance Review to a new ad-hoc committee specially established for that purpose. However, the Council Business Committee has, in the recent past, overseen the Aldcliffe-with-Stodday review and it is therefore recommended that this Committee is best placed to carry out that role. Although the Committee only has three scheduled meetings per year, special meetings could be convened as necessary.

4.0 Conclusion

- 4.1 As noted in this report, it is good practice for principal councils like Lancaster City Council to carry out a full CGR every 10-15 years and it is recommended that this be carried out in 2018 when the elections timetable allows capacity for the Elections Team to carry out the necessary consultation and mapping work.

CONCLUSION OF IMPACT ASSESSMENT

(including Health & Safety, Equality & Diversity, Human Rights, Community Safety, Sustainability and Rural Proofing)

None

LEGAL IMPLICATIONS

Chapter 3 of Part 4 of The Local Government and Public Involvement in Health Act 2007 devolved the power to take decisions about such matters such as the creation of parishes and their electoral arrangements to local government and local communities in England. Principal councils are required, by Section 100(4) of the 2007 Act, to have regard to guidance issued by the Secretary of State when undertaking reviews and the guidance has been followed in drafting this report to Council.

FINANCIAL IMPLICATIONS

The cost of the review, including any necessary polls, has been estimated at £35k and put into the Democratic Services budget for 2017/18 (£10k) and 2018/19 (25k).

If, ultimately, any new parish or parishes are formed within the district, then that would have implications for council tax setting as any new parish would have powers to precept. Timing considerations around the review, precept and tax setting for the any new parish(es) will need to be taken account of in detailed planning. At present it is thought that reaching a decision by October 2018 or thereabouts, should fit reasonably well.

OTHER RESOURCE IMPLICATIONS**Human Resources:**

None.

Information Services:

None.

Property:

None.

Open Spaces:

None.

SECTION 151 OFFICER'S COMMENTS

The Section 151 Officer has been consulted and has no further comments.

MONITORING OFFICER'S COMMENTS

The Monitoring Officer has been consulted and has no further comments.

BACKGROUND PAPERS

Local Government Boundary Commission for England's Guidance on Community Governance Reviews March 2010.

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Ref:

COUNCIL**The Smart District
27 September 2017****Report of Chief Officer (Environment)****PURPOSE OF REPORT**

To seek Council's direction regarding the use of digital technologies to help manage the public realm, in view of the current extension of the old CCTV system coming to an end.

RECOMMENDATIONS

- (1) That Council determines its preferred option from those set out in the report.

1.0 Introduction

- 1.1 Council will recall that at its budget meeting on 2 March 2016, amongst a range of other decisions, it approved the cessation of CCTV. This decision recognised that the existing system was in need of complete replacement and in the context of the Council's financial position this was not affordable.

- 1.2 The wording of the decision was-

With regard to CCTV, notice would be given as soon as possible to terminate the relevant services contracts, but within the notice period and prior to actual decommissioning of the equipment any approaches made by organisations interested in taking on the operation (at no cost to the Council) would be appraised and considered.

Cabinet recognises that at a time of Government cuts, this Council cannot continue to provide the existing funding required to maintain and/or renew the existing CCTV system in the Lancaster district from April 2017, but asks Officers to make enquiries with other organisations to see if they may be in a position to get involved in maintaining either an externally staffed or volunteer-led CCTV system.

- 1.3 A working group led by the City Council and consisting of reps from Lancaster BID, Morecambe BID, Chamber of Commerce and the Police was set up to look at whether it was possible to achieve the above. In parallel with this work involving Lancaster, Blackpool, Wyre and Fylde Councils took place to look at the feasibility of a joined up CCTV system.

- 1.4 Subsequent to that, work centred on “re-purposing” any future CCTV provision and as part of the 2017/18 budget, Council allocated £50,000 to allow the existing CCTV system to operate on an unstaffed basis until September 2017, thereby giving more time for this work to be undertaken. This report is provided to allow Council to further consider the matter. The following proposes a new system implementation on a pilot basis, using a technologically advanced camera system.

2.0 Progress to Date

- 2.1 Due to the financial challenges facing the Council, building a case to justify ongoing funding of a traditional CCTV system – primarily for community safety purposes - is very challenging. The existing system in this District cost nearly £180,000 per year to run and as stated it is in need of replacement. The replacement of a ‘traditional’ system would cost £300,000+. Even working with other Councils the expected running costs would be at least £70,000 per year.
- 2.2 Based on this, no other organisations were prepared to take over the system. However, Morecambe BID and Lancaster BID committed to contributing to the ongoing running costs of a system (to a total of £9,000 per year for the life of the BIDs). In addition Morecambe Town Council have allocated a contribution of £5,000 per year. This still leaves a significant funding gap and raises questions about the value for money of a traditional CCTV system.
- 2.3 Accordingly the focus of work has shifted, to looking at whether a solution could be found that would offer much greater value for money, flexibility and scaleability than a traditional CCTV system.
- 2.4 One of the Council’s corporate priorities is that of providing clean and green public spaces. The use of modern and innovative technology and particularly live and recorded footage is something that, if readily available, could help significantly in this regard. Initially its use would be as a tool to help with issues like fly tipping, dog fouling, vandalism, event management, safety, emergency planning etc but in the future, it could help generate efficiencies from services like street cleansing.
- 2.5 Separately, linked to the digital agenda, the Council were approached by a major network provider (Vodafone). The Council already has an established relationship with this company, and they are heavily involved in realising the concept of ‘Smart Cities’. A smart city is an urban development vision to integrate information and communication technology (ICT) and Internet of things (IoT) technology in a secure fashion to manage assets. The aim is to use technology to improve the efficiency of services. It allows interaction directly with the community and the infrastructure, and helps monitor what is happening and how an area is evolving, to help enable a better quality of life. Through the use of sensors integrated with real-time monitoring systems, data can be collected – then processed and analysed. The information and knowledge gathered are keys to improving services and gaining efficiencies.
- 2.6 From discussions it is clear that the development of a strategy to develop this concept could greatly assist the Council in meeting the challenges it faces, and the expectations of its customers.
- 2.7 Vodafone have developed a very practical means of demonstrating this by the use of IoT technology to wirelessly provide footage that can easily be viewed (real time or recorded) through any device with internet access.
- 2.8 Trials of this new technology have been taking place at three existing camera locations in the District. The technology works well, is easy to use and are

considered to represent good value for money.

- 2.9 Vodafone are keen to establish a partnership with the Council to develop a strategy that would be based on the Smart City concept, but exploring how the idea could be applied to the whole District– which provides more technological challenges and also opportunities for innovation. The potential benefits of this approach, not least in terms of managing the public realm and economic development, are very significant.
- 2.10 As a District we have an ambition to be seen as innovative. It is recognised that in many areas this will require working in collaboration with credible partners. The smart district concept could provide the basis for this District to become an exemplar in this regard.
- 2.11 Technology is such that the applications of it are only limited by what we can think of. However, once this is in place obvious very practical developments could include-
- Deployment of mobile cameras to help tackle fly tipping and vandalism in parks etc
 - Rationalising all the Councils camera systems
 - Using cameras as footfall counters in selected locations
 - Using cameras to provide pay on foot car parking
 - Measuring the spare capacity on car parks
 - Measuring air quality at key locations
 - Measuring how full litter bins are in select locations
 - Providing door access systems in Council buildings/ housing blocks
 - Helping manage events
 - Safeguarding lone workers
 - Monitoring humidity in Council houses
 - Helping emergency planning
 - Providing virtual tourist information for visitors
- 2.12 There would be additional costs for these advancements. However the model that would be considered is one whereby new developments would be expected to generate efficiencies and/or other savings that would eventually offset the cost.
- 2.13 The potential economic development benefits are much wider. For example, any future partnership with a market leader could present the opportunity to broaden the coverage of the ‘internet of things’ to benefit a wide range of stakeholders. It could provide opportunities for research projects to be tested in our district, and provide opportunities for technology developers to showcase their products in our District.
- 2.14 Time is needed to develop the business case and any partnership proposals fully, and undertake necessary due diligence, as well as engaging with other stakeholders in the digital agenda. A report will be considered by Cabinet in October on developing this strategic approach, for consideration as part of the forthcoming budget planning process.
- 3.0 Proposal for Council’s Consideration**
- 3.1 Whilst any future strategic approach needs more time to develop and explore, in light of Council’s previous decisions there is a pressing need to consider

what course of action to follow in the shorter term.

- 3.2 The proposal being put forward is therefore for a new, technologically advanced, scalable system that would provide live feed to help manage the public realm at key locations in the District on a pilot basis initially. The technology to do this can be retro-fitted to existing cameras but as ours have already surpassed their expected lifespan they would need to be renewed at the same time.
- 3.3 The first stage of this would be to support a technologically advanced camera system, which covers the area covered by the old CCTV system.
- 3.4 The initial costs of this would be -
 - Capital - £100,000 - replace existing cameras with new, and connect.
 - Revenue - £52,500 to maintain the system and provide ongoing access on a pilot/fixed term basis to the end March 2019 (i.e. 18 months, based on costs being £35,000 per year).
- 3.5 Such a pilot should be viewed as very much a first step in developing a more strategic approach, as outlined earlier. Whilst this first step would involve some up-front capital investment, that would help establish a platform for future developments – it should not be considered as an end in itself. Making an immediate decision demonstrates that as an organisation we realise there is a need to take good opportunities as they arise. The speed of decision obviously needs to be proportionate to the risks which in this case are considered very low – if Council is in general support of the concept as a whole. The only financial commitment being made is to provide an up to date camera system together with a maintenance / data / service charge, with the initial period of arrangement entered into being 18 months.
- 3.6 Alternatively Council could decide to wait until Budget Council before agreeing to incur any expenditure. In this case a decision would still need to be taken as to what to do with the existing system as its operation is only funded until September. There seems little advantage in taking such an approach, unless Council is not convinced of the potential benefits that a digital solution might offer.

4.0 Details of Consultation

- 4.1 Lancaster BID, Morecambe Bid and Lancashire Constabulary have been involved in the development of this report.

4.2

5.0 Options and Options Analysis (including risk assessment)

- 5.1 There are essentially three options available to Council:

Option1: To approve on a pilot basis the implementation of a new system to help manage public realm, with the one-off costs being met from reserves.

Option 2: To support the idea of a new system in principle and consider it during the forthcoming budget and planning process, and in the meantime extend the current system to the end of this financial year, with the one-off costs being funded from reserves.

Option 3: To not support any new system, and instead fund the one-off

decommissioning of the old system from reserves (meaning that there would be no CCTV system from the end of September).

	Option 1: Approve the new system implementation on a pilot basis	Option 2: Support in principle, subject to consideration as part of the budget and extend current system	Option 3: Not support a new system and decommission the old one
Advantages	<p>Provides continuity.</p> <p>Provides safety reassurance to the Public, Partners and Businesses (eg CCTV)</p> <p>Allows commencement of development of the system to generate ongoing efficiencies and income.</p> <p>Indicates the intent of the Council to develop the concept of a smart District.</p>	<p>Allows consideration alongside all other budget options.</p> <p>Continues support of the existing CCTV system.</p> <p>Provides some safety reassurance to the Public, Partners and Businesses (eg CCTV)</p>	<p>No need for expenditure on new equipment.</p>
Disadvantages	<p>Requires Council decision and funding ahead of budget – proposal not being considered alongside other competing demands.</p>	<p>The current system is past its sell by date so funding for another 6 months means we are spending something which could be better used on a new system – so questionable VFM.</p> <p>Missed opportunity to learn and engage in pilot, to inform future budget options for development of smart district concept.</p>	<p>Decommissioning will cost approx. £70K.</p> <p>Doesn't take account of the changed context in which the Council is operating.</p> <p>Doesn't demonstrate flexibility, innovation or creation - Missed opportunity to benefit from digital developments.</p>
Risks	<p>Doesn't deliver what is expected, and so VFM isn't achieved.</p> <p>Council don't commit to (or partner doesn't deliver on) longer term</p>	<p>Could be perceived as inconsistent with a Council that wants to be seen as innovative, creative, agile and business like.</p>	<p>Public, businesses and partners see the Council as being set in its ways.</p> <p>Creates problems for Council services,</p>

	strategic approach/programme in due course, again undermining VFM.		businesses, partners.
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6.0 Conclusion

- 6.1 The report provides Council with the information needed to make a decision on this issue, and give direction regarding the way forward.

RELATIONSHIP TO POLICY FRAMEWORK

As referred to in the report. Future proposals would be informed by (and feed into) future proposals regarding the Council's corporate plan.

CONCLUSION OF IMPACT ASSESSMENT

(including Health & Safety, Equality & Diversity, Human Rights, Community Safety, HR, Sustainability and Rural Proofing):

See below

LEGAL IMPLICATIONS

Full privacy impact assessments will be carried out for all sites under the project. Vodafone has also provided evidence of how it will comply with all data protection requirements under the General Data Protection Regulations (GDPR). These measures include: Secure access to data and limits to who can view it; keeping records for as short a time as possible before deleting them; using the data collected only for the stated purpose.

FINANCIAL IMPLICATIONS

As mentioned earlier, £50,000 was allocated in the budget for CCTV and actual costs to 30 September are estimated at £45,000. This leaves £5K available.

Option 1 is estimated to cost £152,500, so additional funding of £147,500 would be needed.

Option 2 is estimated to cost £45,000, so additional funding of £40,000 would be needed.

Option 3 is estimated to cost £70,000, so additional funding of £65,000 would be needed.

Whatever option Council chooses, all costs involved are one-off and so therefore can be met from reserves. Based on recent monitoring there is currently around £800K available within the renewals reserve, and also around £800K in the budget support reserve. Both reserve levels will be reviewed during the forthcoming budget exercise. Officers would utilise the replacement reserve to finance any costs for this proposal (including any decommissioning), but the Budget Support Reserve could be called upon if Council so wished.

OTHER RESOURCE IMPLICATIONS, such as Human Resources, Information Services, Property, Open Spaces:

As set out in the report

SECTION 151 OFFICER'S COMMENTS

The s151 Officer has been consulted and has contributed to this report. The proposal presents a fair balance between allowing progress to be made now, whilst giving more time to develop and consider the more strategic aspects (and any associated ongoing budget

implications) as part of the budget planning process.

MONITORING OFFICER'S COMMENTS

The Monitoring Officer has been consulted and has no further comments

BACKGROUND PAPERS

None

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Ref: [Click here and type Ref, if applicable]

COUNCIL

Designation of Monitoring Officer 27 September 2017

Report of the Chief Executive

PURPOSE OF REPORT

To enable the Council to designate an officer to be Monitoring Officer with effect from 27 September 2017.
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This report is public

RECOMMENDATIONS

- (1) That the Chief Officer: Legal and Governance be designated as the Council's Monitoring Officer with effect from 27 September 2017.
- (2) That the Chief Officer: Legal and Governance be given delegated authority to amend the Constitution to reflect the appointment in paragraph 1.7 below.

1.0 Introduction

- 1.1 The Council has a duty under Section 5(1) of the Local Government and Housing Act 1989 to designate one of its officers as the Monitoring Officer. The Monitoring Officer may not be the Head of Paid Service or the Section 151 Officer.
- 1.2 Section 5(7) provides for the duties of the Monitoring Officer to be performed by that officer personally or, where he/she is unable to act owing to absence or illness, personally by such member of his/her staff as he/she has for the time being nominated as their deputy.
- 1.3 The Monitoring Officer has a duty under Section 5(4) of the Act to report to Council if it appears that any proposal, decision or omission by the Council constitutes, has given rise to, or is likely to give rise to a contravention of the law or maladministration.
- 1.4 Under the Localism Act 2011, the Monitoring Officer has statutory duties in respect of the registration of Members' interests.
- 1.5 Further, the Council's Constitution provides for the Monitoring Officer to support the work of the Standards Committee, to maintain the Constitution, to ensure that agendas and decisions are published, to advise whether Cabinet decisions fall within the budget and policy framework, and to provide advice to all councillors.
- 1.6 The Interim Legal Service Manager has been undertaking the duties of

Monitoring Officer since 1 March 2017, with the intention that the Chief Officer: Legal and Governance would take up the role once appointed.

- 1.7 Following appointment by Personnel Committee, the Chief Officer: Legal and Governance, Ms Estelle Culligan, started in post on Monday 11 September 2017. The duties of the Chief Officer: Legal and Governance encompass the statutory function of Monitoring Officer.

2.0 Proposal Details

- 2.1 It is proposed therefore that Ms Estelle Culligan be designated as the Monitoring Officer from 27 September 2017 and the Constitution is amended accordingly to reflect the delegations to the post.

3.0 Conclusion

- 3.1 Council is asked to approve this designation.

**CONCLUSION OF IMPACT ASSESSMENT
(including Health & Safety, Equality & Diversity, Human Rights, Community Safety, Sustainability and Rural Proofing)**

none

LEGAL IMPLICATIONS

The legal background is set out in the body of the report.

FINANCIAL IMPLICATIONS

No financial implications

OTHER RESOURCE IMPLICATIONS

Human Resources:

There is a statutory requirement for the role of the Monitoring Officer to be filled. The duties of the Chief Officer: Legal and Governance encompass the role of Monitoring Officer, subject to approval by Full Council.

Information Services:

none

Property:

none

Open Spaces:

none

SECTION 151 OFFICER'S COMMENTS

The Section 151 Officer has been consulted and has no comments.

MONITORING OFFICER'S COMMENTS

The legal background is set out in the body of the report.

BACKGROUND PAPERS

None

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Ref:

CABINET

6.00 P.M.

8TH AUGUST 2017

PRESENT:- Councillors Eileen Blamire (Chairman), Janice Hanson (Vice-Chairman), Darren Clifford, Brendan Hughes, James Leyshon, Margaret Pattison, Andrew Warriner and Anne Whitehead

Officers in attendance:-

Susan Parsonage	Chief Executive
Nadine Muschamp	Chief Officer (Resources) and Section 151 Officer
Andrew Dobson	Chief Officer (Regeneration and Planning)
Suzanne Lodge	Chief Officer (Health and Housing)
Anne Streeter	Interim Legal Services Manager
Paul Rogers	Senior Regeneration Officer
Liz Bateson	Principal Democratic Support Officer

14 MINUTES

The minutes of the meeting held on Monday 26th June 2017 were approved as a correct record.

15 ITEMS OF URGENT BUSINESS AUTHORISED BY THE LEADER

The Chairman advised that there were no items of urgent business.

16 DECLARATIONS OF INTEREST

No declarations were made at this point.

17 PUBLIC SPEAKING

Members were advised that there had been no requests to speak at the meeting in accordance with Cabinet's agreed procedure.

18 CONSULTATION ON THE INTRODUCTION OF SELECTIVE LICENSING IN THE PRIVATE RENTED SECTOR

(Cabinet Member with Special Responsibility Councillor Warriner)

Cabinet received a report from the Chief Officer (Health & Housing) which advised on the benefits of introducing a Licensing scheme for Private Rented Housing in a designated area of Morecambe, and sought approval to begin a consultation on its introduction.

The options, options analysis, including risk assessment and officer preferred option, were set out in the report as follows:

	OPTION 1	OPTION 2
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	Not go ahead with a consultation on the introduction of licensing	Carry out a consultation exercise on the introduction of a licensing scheme in Morecambe
ADVANTAGES	The council operates a minimum service to meet its statutory obligation.	<p>A properly administered licensing scheme should be cost neutral to the council but deliver positive benefits to the housing stock and local area.</p> <p>Residents, potential residents and investors will be reassured of the council's commitment to making improvements to the private rented sector.</p> <p>A licensing scheme would complement existing regeneration programmes.</p> <p>Resources from the TCA grant will fund the consultation.</p>
DISADVANTAGES	<p>The council are not taking advantage of all statutory tools available to them to improve conditions in the private rented sector.</p> <p>The council are not maximising the funding offered by the TCA grant.</p> <p>The council are not taking advantage of a self-financing intervention that has been demonstrated to encourage housing regeneration</p> <p>Investors interested in Morecambe may not be reassured of the council's commitment to improvement of the area as a whole.</p>	There will be some officer time committed to the consultation exercise.
RISKS	Failure to meet the corporate priority of improvements to the private rental sector.	Complaints from landlords about increased regulation.

	Failure to meet outcomes for TCA grant.	
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The officer recommendation is to approve a consultation exercise on the development of a Licensing Scheme in an area of the West End of Morecambe. The exact boundary is defined in Appendix 4 of the report.

The private rented sector is the only housing option available to some of the most vulnerable people in our society. However, in some areas, properties in this sector suffer from poor conditions, management and low-level anti-social behaviour. The introduction of a licensing scheme offers the opportunity to promote a successful private rented sector. This, alongside other interventions already in place in the renewal areas of Morecambe will bring about further benefits for the community.

Councillor Warriner proposed, seconded by Councillor Hanson:-

“That the recommendations, as set out in the report, be approved.”

Councillors then voted:-

Resolved unanimously:

- (1) That approval be given to the development of a Morecambe Licensing Scheme including the definition of a proposed designated area.
- (2) That approval be given to the commencement of a consultation exercise with all persons who are likely to be affected by the designation in accordance with the requirements of the Housing Act 2004.
- (3) That, following the consultation exercise and prior to the Morecambe Licensing Scheme being implemented, a report be brought back to Cabinet for final approval.

Officer responsible for effecting the decision:

Chief Officer (Health & Housing)

Reasons for making the decision:

Improvements in the private rented sector and housing renewal in the West End of Morecambe have been identified as priorities in the 2016 - 2020 Corporate Plan to support positive improvements in the health and wellbeing of residents in the district. Completion of a feasibility study is one of the success measures to the outcome of improving the health and wellbeing of our citizens.

19 COMMUNITY HOUSING FUND

(Cabinet Member with Special Responsibility Councillor Warriner)

Cabinet received a report from the Chief Officer (Regeneration & Planning) which sought authority to establish a new governance and decision making framework for the

allocation of the Community Housing Fund for Lancaster district.

The options, options analysis, including risk assessment and officer preferred option, were set out in the report as follows:

	<p>Option 1: Retain the DCLG funding and approve the framework and policy to allocate the Community Housing Fund and implement accordingly, and use the £29,645 to increase officer resources in the Planning Policy Team</p>	<p>Option 2: Do not approve the framework and policy set out in the report and either request officers to develop an alternative or hand the grant back to DCLG (if required)</p>
<p>Advantages</p>	<p>The proposed governance framework will allow the timely allocation of funding to investigate and bring community led developments into fruition.</p> <p>The approval of a jointly funded officer post will increase the officer resources available to Fylde and Lancaster on a pilot basis and will allow officers to review its effectiveness.</p> <p>The Grant Policy clearly sets out the circumstances that the council will support projects and how the fund will be allocated, administered and managed.</p> <p>The additional officer resources in the Planning Policy Team will ensure the Service can respond to the necessary legislative requirements, for a fixed period of time to run alongside whatever DCLG funding is provided and by virtue of extending the hours of two existing officer posts only.</p>	<p>The DCLG funding allocations are non ring-fenced grants and were direct awards not subject to a bid process.</p> <p>There will be no officer resources required to implement and manage the Community Housing Fund.</p>

Disadvantages	<p>The level of funding allocated will only provide a relatively small element of funding with pre-determined thresholds within the grant policy, which will require community groups to identify and pursue other forms of funding.</p>	<p>There would be a loss of opportunity to support potential projects that would benefit from an allocation of the Community Housing Fund, including the provision of affordable housing and residential schemes that could potentially meet a more diverse or more bespoke need that could directly benefit communities.</p> <p>If funding is available in future years, there would be limited/no opportunity to secure any further allocation of funding if the council cannot evidence the money has been put to good use and allocated in the way it is intended.</p> <p>There will still be legislative requirements around the development and maintenance of a Brownfield Register/Self and Custom Build Register</p>
Risks	<p>Given that the proposed jointly funded officer post will be directly employed by Fylde Council, this a more complex arrangement than employing a dedicated officer who is appointed by and reports solely to Lancaster City Council.</p> <p>Given the nature of the funding and its intended use, the fund could be incurring abortive costs in paying for up-front costs that may not be deliverable or come into fruition for a number of reasons.</p>	<p>Reputational damage upon the council if the funding is not utilised as Government intended / or if handed back.</p> <p>Could weaken relationships between the council and communities including those parishes currently developing Neighbourhood Plans.</p> <p>No real impact if funding was discontinued.</p> <p>Non-compliance of legislative requirements could lead to challenge.</p>

	<p>Some community groups may require extensive support to bring schemes into fruition and deliver schemes within the required timescales.</p> <p>It may be difficult for some groups to access the appropriate level of match funding required, much of which would be outside of the council's control.</p> <p>If groups do not fulfil their requirements there may be a need to reclaim the funding.</p> <p>There is no absolute certainty of how long the DCLG funding is being provided for and could be discontinued.</p>	
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The officer recommendation is option 1 as it will provide a robust framework for the allocation of the Community Housing Fund and it will allow the funding to be put to good use and aligns to the guidance issued by DCLG.

The allocation of DCLG Community Housing Fund to Lancaster City Council is a very positive and welcome opportunity for the council to provide direct support to community groups to meet their own identified housing needs. The provision of additional officer resources should enable both Fylde Borough Council and Lancaster City Council to explore any potential projects, and evidencing this should improve the prospect of a future allocation of funding. Using the separate additional £29,645 DCLG funding will bolster the existing officer hours in the Planning Policy Team which will ensure the new legislative requirements to develop and maintain Brownfield/Self and Custom Build Registers are properly resourced.

Councillor Hanson proposed, seconded by Councillor Warriner:-

“That the recommendations, as set out in the report, be approved.”

Councillors then voted:-

Resolved unanimously:

- (1) That the proposed governance framework for the allocation of £707,630 Community Housing Fund be approved.

- (2) That the draft Grant Policy for allocation of the Community Housing Fund be approved.
- (3) That funding from the Community Housing Fund be set aside to support a jointly funded officer post along with Fylde Borough Council to support and develop community led projects.
- (4) That Cabinet notes the receipt of 2 further grants totalling £29,645 for two new government initiatives, intended to support the council in preparation of and maintenance of a Brownfield Land Register and a Self and Custom Build Housing Register, and endorses their use to provide additional staff resources on a fixed term basis from the DCLG allocation.
- (5) That the Chief Officer (Resources) be authorised to update the General Fund Revenue Budget to reflect any decisions taken under recommendation 2 above and also 3 and 4 and 5, to be funded from the Revenue Grants Unapplied Reserve, and subject to there being a nil impact on the Council's resources.

Officers responsible for effecting the decision:

Chief Officer (Regeneration & Planning)
Chief Officer (Resources)

Reasons for making the decision:

The decision is consistent with the Corporate Plan linking directly with improving the quality and availability of housing including the provision of affordable housing in some instances. The new post holder will be able to raise awareness and undertake a wide range of engagement work so that the policy is inclusive and will maximise opportunities.

20 STRATEGIC PLANNING AND BUDGET TIMETABLE 2018/19 TO 2021/22

(Cabinet Member with Special Responsibility Councillor Whitehead)

Cabinet received a joint report from the Chief Executive and Chief Officer (Resources)

The options, options analysis, including risk assessment and officer preferred option, were set out in the report as follows:

Cabinet may approve the proposals as set out in the report, or require changes to be made to the suggested approach. The overriding aim of any corporate planning and budget setting process is to approve a balanced budget by statutory deadlines, allocating resources to help ensure delivery of the Council's corporate and service objectives to achieve clear outcomes for the district. The proposed approach is in line with that broad aim, drawing on the time and other resources available to the Council, to help ensure a robust approach, whilst giving flexibility to respond to any changing needs and circumstances.

Any changes that Cabinet puts forward should be framed in that context. The proposals are designed to help develop and improve the management of the many risks facing the Council – as well as taking advantage of opportunities – and key strategic and other risks will be reported for consideration as part of the process.

A strategic, multi-level approach to operational and financial planning will assist the Council in delivering positive outcomes for the district, whilst helping to achieve financial sustainability. Cabinet is therefore asked to approve the proposed approach as set out in the report.

Councillor Whitehead proposed, seconded by Councillor Hanson:-

“That the recommendation, as set out in the report, be approved.”

Councillors then voted:-

Resolved unanimously:

- (1) That the approach and outline timetable for the 2018/19 to 2020/22 strategic planning and budget setting process be approved.

Officers responsible for effecting the decision:

Chief Executive
Chief Officer (Resources)

Reasons for making the decision:

To put in place robust and structured arrangements for establishing budget and corporate planning proposals for 2018/19.

21 EXCLUSION OF THE PRESS AND PUBLIC

It was moved by Councillor Hanson and seconded by Councillor Pattison:-

“That, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following item of business, on the grounds that it could involve the possible disclosure of exempt information as defined in paragraph 3 of Schedule 12A of that Act.”

Members then voted as follows:-

Resolved unanimously:

- (1) That, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following item of business, on the grounds that it could involve the possible disclosure of exempt information as defined in paragraph 3 of Schedule 12A of that Act.

**22 CHATSWORTH GARDENS HOUSING REGENERATION PROJECT -
CONSIDERATION OF PHASE 2 PROPOSALS**

(Cabinet Member with Special Responsibility Councillor Hanson)

Cabinet received a report from the Chief Officer (Regeneration & Planning) to consider detailed proposals and authorise officers to progress Phase 2 of the Chatsworth

Gardens Housing Scheme. The report was exempt from publication by virtue of paragraph 3, of Schedule 12A of the Local Government Act, 1972.

The options, options analysis, including risk assessment and officer preferred option, were set out in the exempt report.

Councillor Hanson proposed, seconded by Councillor Clifford:-

“That the recommendations, as set out in the exempt report, be approved.”

Councillors then voted:-

Resolved unanimously:

- (1) That Cabinet approves the preferred Option 2, to secure an agreement with PlaceFirst for Phase 2 refurbishment of council owned properties on Chatsworth Gardens to deliver new homes for market rent.
- (2) That on the basis of the heads of terms outlined in the exempt report, and in conjunction with PlaceFirst, officers draw up final contract documentation for delivery of Phase 2.
- (3) That the 21 site properties be disposed of simultaneously to PlaceFirst as set out in the exempt report.
- (4) That, subject to HCA lifting its charge on the properties, authority to sign the final legal agreements be delegated to the Interim Legal Services Manager.
- (5) That the Chief Officer (Resources) be authorised to update the General Fund Capital Programme and General Fund Revenue Budget as appropriate.

Officers responsible for effecting the decision:

Chief Officer (Regeneration & Planning)
 Chief Officer (Resources)
 Interim Legal Services Manager

Reasons for making the decision:

The decision is consistent with the Corporate Plan and the vision for Morecambe and Heysham as a confident community with a regenerated living, working and leisure environment. PlaceFirst's proposals for Phase 2 represents the final part of a site-wide solution to Chatsworth Gardens which fulfils the City Council's longstanding objectives for West End regeneration. It is clear from the outturn of Phase 1 that the quality of both the development and management regime that PlaceFirst bring to their projects will ensure the Council's regeneration objectives are finally realised. The decision will allow officers to secure an agreement with PlaceFirst which both reduces the Council's risk burden and secures a positive outcome with a high degree of certainty.

Cabinet received a report from the Chief Officer (Resources) which sought approval to enter into a conditional sale contract in connection with a development plot of land owned by the City Council in the area known as the Heysham Gateway. The report was exempt from publication by virtue of paragraph 3, of Schedule 12A of the Local Government Act, 1972.

The options, options analysis, including risk assessment and officer preferred option, were set out in the exempt report.

Councillor Leyshon proposed, seconded by Councillor Clifford:-

“That the recommendations, as set out in the exempt report, be approved.”

Councillors then voted:-

Resolved unanimously:

- (1) That the City Council enters into a conditional sale contract for the land in question on the heads of terms as set out in *Appendix A to Annex 3* of the exempt report.
- (2) That Cabinet authorises the Chief Officer (Resources) to approve any subsequent revisions needed to the sale terms in respect of conditional matters below the key decision threshold, following consultation with the Property Portfolio Holder; anything over the key decision threshold to be reported back to Cabinet for approval with the final terms being reported retrospectively to Cabinet.

Officer responsible for effecting the decision:

Chief Officer (Resources)

Reasons for making the decision:

Sustainable economic growth is one of the Council's four priorities and Heysham Gateway is identified as a regeneration priority in the Core Strategy and emerging Local Plan. The disposal of the site would be the first significant step for both the City and County Council in transforming the area known as Heysham Gateway into a high quality sustainable employment area which can fully realise the Port of Heysham's role as one of the UK's main ports for trade with the Irish Republic, Northern Ireland and the Isle of Man and capitalise on key growth sectors. It would also secure a capital receipt and the consequential revenue savings in capital financing costs.

Chairman

(The meeting ended at 6.45 p.m.)

**Any queries regarding these Minutes, please contact
Liz Bateson, Democratic Services - telephone (01524) 582047 or email
ebateson@lancaster.gov.uk**

MINUTES PUBLISHED ON MONDAY 14TH AUGUST, 2017.

**EFFECTIVE DATE FOR IMPLEMENTING THE DECISIONS CONTAINED IN THESE MINUTES:
TUESDAY 22ND AUGUST, 2017.**

CABINET

6.00 P.M.

5TH SEPTEMBER 2017

PRESENT:- Councillors Eileen Blamire (Chairman), Janice Hanson (Vice-Chairman), Darren Clifford, Brendan Hughes, James Leyshon, Margaret Pattison, Andrew Warriner and Anne Whitehead

Officers in attendance:-

Susan Parsonage	Chief Executive
Nadine Muschamp	Chief Officer (Resources) and Section 151 Officer
Mark Davies	Chief Officer (Environment)
Kieran Keane	Assistant Chief Executive
Liz Bateson	Principal Democratic Support Officer

24 MINUTES

The minutes of the meeting held on Tuesday 8th August 2017 were approved as a correct record.

25 ITEMS OF URGENT BUSINESS AUTHORISED BY THE LEADER

The Chairman advised that there were no items of urgent business.

26 DECLARATIONS OF INTEREST

No declarations were made at this point.

27 PUBLIC SPEAKING

Members were advised that there had been no requests to speak at the meeting in accordance with Cabinet's agreed procedure.

28 DISCRETIONARY RATE RELIEF POLICY UPDATE - REVALUATION SUPPORT

(Cabinet Member with Special Responsibility Councillor Whitehead)

Cabinet received a report from the Chief Officer (Resources) which sought approval of a draft Discretionary Relief Scheme designed in line with DCLG guidance, and financed by Government grant, to provide financial support to those local businesses hardest hit by the recent business rate revaluation in April 2017.

The options, options analysis, including risk assessment and officer preferred option, were set out in the report as follows:

Option 1 – Agree to the proposal as recommended

This policy sets out a formal approach to distributing this new discretionary rate relief, providing guidance for officers and a consistent platform in dealing with applications. The approach adopted seeks to maximise use of the grant in an open and equitable way, drawing on Government guidance, and therefore risks associated with any challenge are considered small and manageable.

Option 2 – Suggest amendments to the proposed policy

Any such amendments would need to have regard to statutory requirements, and therefore should this option be chosen, officers are likely to need extra time to reconsider the implications prior to the re-consideration of an amended policy. There is some reputational risk associated with further delay.

Whatever the scheme design there will be some risk that the scheme will over- or underspend, but targeted assistance and the proposed allocation arrangements are designed to ensure that as far as possible, the cost of relief granted remains within budget.

The officer preferred option is that Option 1 be approved. The new policy enables a formal approach to decision making, with criteria in line with the priorities of the Council, benefiting smaller local businesses which have been hardest hit by the revaluation.

Councillor Whitehead proposed, seconded by Councillor Clifford:-

“That the recommendation, as set out in the report, be approved.”

Councillors then voted:-

Resolved unanimously:

- (1) That the Discretionary Rate Relief Scheme for Revaluation Support as set out at Appendix A to the report, be approved, effective from April 2017.

Officers responsible for effecting the decision:

Chief Officer (Resources)

Reasons for making the decision:

The proposals are considered to be fair and reasonable as a way to distribute available funds, drawing on Government guidance and the decision is consistent with the Council's priorities of Community Leadership and Sustainable Economic Growth.

29 2017 - 2018 PERFORMANCE MONITORING QUARTER 1**(Cabinet Member with Special Responsibility Councillor Blamire)**

Cabinet received a report from the Chief Officer (Environment) to inform Cabinet of the work carried out to establish a portfolio of key performance indicators that were focused on core service delivery and the achievement of corporate outcomes and priorities. The report also set out the new approach for reporting corporate performance and provided a review of performance against corporate plan priorities and outcomes in the first quarter of 2017 – 2018.

As the report was primarily for noting, no options were provided. This was work in progress and Cabinet commented on areas where clarification could be provided in future reporting, notably regarding units of measurement and timescale, and using other comparable local authorities for benchmarking where appropriate.

Councillor Blamire proposed, seconded by Councillor Pattison:-

“That the recommendations, as set out in the report, be approved.”

Councillors then voted:-

Resolved unanimously:

- (1) That Cabinet notes the work that has been done to establish a portfolio of management performance indicators and the revised reporting format for monitoring performance as recommended by the Budget and Performance Panel at its meeting of 11 July 2017.
- (2) That the performance of key indicators at the end of Quarter 1 2017 – 2018 (30 June 2017) be noted.

Officer responsible for effecting the decision:

Chief Officer (Environment)

Reasons for making the decision:

The City Council's Performance Management Framework requires the regular reporting of operational, as well as financial performance. Monitoring key indicators throughout the year will provide a meaningful overview of performance and provide Members with an opportunity to probe areas of interest and challenge areas where performance looks to be better or worse than expected in a proactive way that is more likely to draw meaningful conclusions and enhances the potential for improvement.

30 QUARTER 1 CORPORATE FINANCIAL MONITORING

(Cabinet Member with Special Responsibility Councillor Whitehead)

Cabinet received a report from the Chief Officer (Resources) which provided an overview of the Council's financial position for Quarter 1 of the 2017/18 monitoring cycle, and the supporting actions underway.

As the report was primarily for noting, no options were provided.

Resolved unanimously:

- (1) That the report be noted.

Chairman

(The meeting ended at 6.35 p.m.)

**Any queries regarding these Minutes, please contact
Liz Bateson, Democratic Services - telephone (01524) 582047 or email
ebateson@lancaster.gov.uk**

MINUTES PUBLISHED ON FRIDAY 8TH SEPTEMBER, 2017.

**EFFECTIVE DATE FOR IMPLEMENTING THE DECISIONS CONTAINED IN THESE MINUTES:
MONDAY 18TH SEPTEMBER, 2017.**