Wiltshire Council

# Wiltshire Council Planning Consultation Response

## ECOLOGY

**Officer name:** Rachel Whyte
**Date:** 27/10/2023
**Application No:** PL/2023/07539
**Proposal:** Discharge of Conditions 7,9,11,12,14,15,16 of PL/2021/09567 (Erection of 46 No. Dwellings, Including Access, Parking, Public Open Space (POS) and Landscaping) (15 is relevant to Ecology)
**Site Address:** Land West of, Westside Close, Old Sarum
**Case Officer:** Joe Richardson

| Condition No. | Further Information Required by Condition | Satisfactorily Addressed (Document & Date) |
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| 15 | The development hereby approved shall not commence, including demolition, ground works/excavation, site clearance, vegetation clearance and boundary treatment works, until a Construction and Environmental Management Plan (CEMP) has been submitted to and approved in writing by the local planning authority. The CEMP shall include details of the avoidance, mitigation and protective measures to be implemented before and during the construction phase, include details of the following relevant measures:<br>i. An introduction consisting of construction phase environmental management plan, definitions and abbreviations and project description and location;<br>ii. A description of management responsibilities;<br>iii. A description of the construction programme;<br>iv. Site working hours and a named person for residents to contact;<br>v. Detailed Site logistics arrangements;<br>vi. Details regarding parking, deliveries, and storage;<br>vii. Details regarding dust and noise mitigation;<br>viii. Details of the hours of works and other measures to mitigate the impact of construction on the amenity of the area and safety of the highway network; and<br>ix. Communication procedures with the LPA and local community regarding key construction issues – newsletters, fliers etc.<br>x. There shall be no burning undertaken on site at any time<br>xi. Construction hours shall be limited to 0800 to 1800 hrs Monday to Friday, 0800 to 1300 hrs Saturday and no working on Sundays or Bank Holidays.<br>xii. Identification of ecological protection areas/buffer zones and tree root protection areas and details of physical means of protection, e.g. exclusion fencing. | **NO 27/10/2023**<br>- Construction Environmental Management Plan. Document ref: OSA-CEMP-001. Rev B. 14th July 2023.<br><br>This document does not contain details of working methods for protected/priority species or work schedules for activities with specific timing requirements in order to avoid/reduce potential harm to ecological receptors.<br><br>The Construction Environmental Management Plan must include the relevant recommendations set out in Section 8 of the Ecological Assessment (October 2021, Ecosupport). The Tree Protection Plan (Ref: 21095-3) must also be appended for ease of reference. |

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| | xiii. Working method statements for protected/priority species, such as nesting birds and reptiles.<br>xiv. Work schedules for activities with specific timing requirements in order to avoid/reduce potential harm to ecological receptors; including details of when a licensed ecologist and/or ecological clerk of works (ECoW) shall be present on site.<br>xv. Key personnel, responsibilities and contact details (including Site Manager and ecologist/ECoW).<br><br>Development shall be carried out in strict accordance with the approved CEMP.<br><br>REASON: In the interest of amenity and ensure adequate protection and mitigation for ecological receptors prior to and during construction, and that works are undertaken in line with current best practice and industry standards and are supervised by a suitably licensed and competent professional ecological consultant where applicable. | |

I am **unable** to agree discharge of condition 15 as the supporting information is insufficient. Please address the issues listed in the above table.

**Habitat Regulations Assessment: River Avon SAC: Hampshire Avon Catchment**

This development falls within the catchment of the River Avon SAC and has potential to cause adverse effects alone or in combination with other developments through discharge of phosphorus in wastewater. Appropriate Assessment (AA) under Section 63 of the Habitats Regulations must be carried out by the relevant Competent Authority (the LPA) to determine the potential significant effects and the suitability of any measures proposed to avoid or mitigate those effects. Insufficient information has so far been submitted to enable the AA to be undertaken, which must be completed prior to the application being determined.

In line with the Council's Strategic Appropriate Assessment of Developments in Wiltshire Occurring in the River Avon SAC Catchment (16/03/2023) all planned major and non-sewered applications are required to submit a nutrient calculation and statement confirming how sustainable urban drainage systems (SuDS) and other measures have been adopted on Site to avoid and mitigate phosphorus burdens.

A nutrient budget has been submitted with the reserve matters application PL/2023/04526. The nutrient budget predicts that the development will result in an increased phosphorus load of 6.81kg/TP/year. The drainage strategy confirms SUDS have been incorporated into the surface drainage design. For this application the above criteria have now been met. As this application falls within the scope of the mitigation strategy and generic appropriate assessment, I conclude it will not lead to adverse impacts alone and in-combination with other plans and projects on the River Avon SAC.

**Final sign off – all matters addressed:**

| Ecologist | Date |
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