

Lincolnshire Minerals and Waste Local Plan (LMWLP)

Background

The County Council is the Mineral and Waste Planning Authority for Lincolnshire and is therefore responsible for:

- a) the preparation of a Minerals and Waste Local Plan – to plan for the needs of the County for minerals and for waste management facilities during the plan period; and
- b) the determination of planning applications for minerals and waste development.

Status of the Lincolnshire Minerals and Waste Local Plan (LMWLP)

- On adoption the LMWLP, together with adopted District Local Plans and Neighbourhood Plans, form the statutory Development Plan for the County
- Under planning law, applications for planning permission must be determined in accordance with the development plan, unless material considerations indicate otherwise.

Legislative and Policy Context

- Must comply with the legal requirements – Planning and Compulsory Purchase Act 2004, the Planning Act 2008, the Town and Country (Local Planning) (England) Regulations 2012, and EU Directives transposed into English law)
- Must be consistent with national policy – National Planning Policy Framework (NPPF) and National Planning Policy for Waste
- Should support the delivery of other plans and strategies of the County Council

National Planning Policy Framework

- Policies in Local Plans should follow the approach of the presumption in favour of sustainable development so that it is clear that development which is sustainable can be approved without delay
- “Sustainable means ensuring that better lives for ourselves don’t mean worse lives for future generations”
- There are three dimensions to sustainable development: an economic role; a social role; and an environmental role. To achieve sustainable development, gains should be sought jointly and simultaneously.

2008

In 2008 the decision was made to commence work on a combined Minerals and Waste Local Plan to replace:

- the Lincolnshire Minerals Local Plan (1991); and
- the Lincolnshire Waste Local Plan (2006)

The Lincolnshire Minerals and Waste Local Plan has been prepared in two parts:

- Core Strategy and Development Management Policies – sets out the key principles to guide the future winning and working of minerals and the form of waste management in the County up to 2031, together with the development management policies against which planning applications will be considered;
- Site Locations – specific proposals for the provision of land for mineral and waste development

Core Strategy and Development Management Policies (CSDMP)

Stages of preparation:

- 2008 - Issues and Options
- 2009 - Revised Issues and Options
- 2010 - Preferred Strategy
- 2013 - Draft CSDMP
- 2015 - CSDMP (Pre-Submission Draft)

Each stage was subject to consultation and Sustainability Appraisal

Examination of the CSDMP

- CSDMP (Pre-Submission Draft) was approved by the County Council for submission to the Secretary of State for examination.
- Main Modifications were proposed during the examination to address issues raised by the Inspector
- Inspector's report was issued on 22 February 2016 recommending adoption of the plan with the Main Modifications
- The CSDMP with Main Modifications was adopted by the County Council on 1 June 2016
- The CSDMP replaced the Lincolnshire Minerals Local Plan 1991 and most of the policies in the Lincolnshire Waste Local Plan 2006

CSDMP - Content

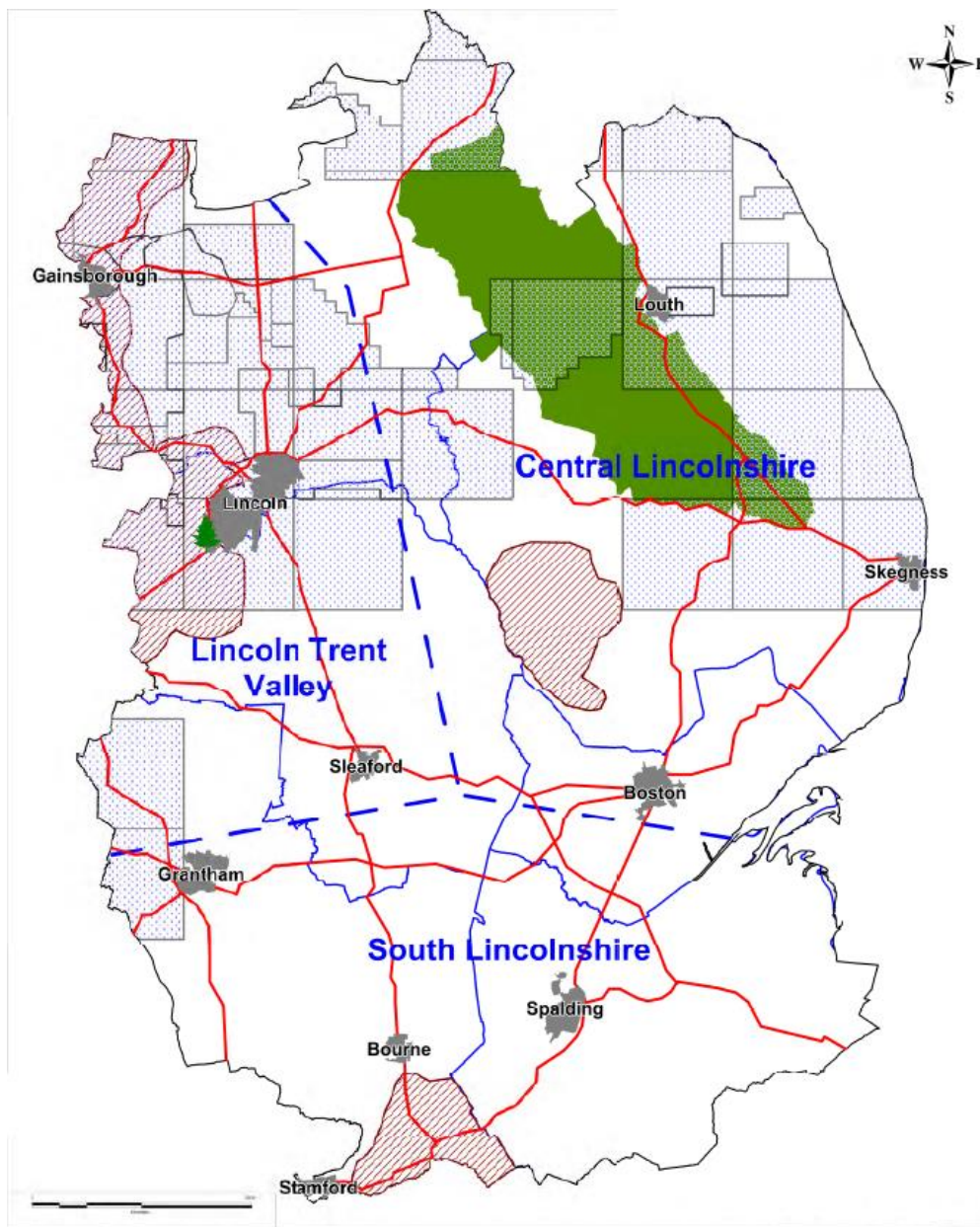
- Spatial Vision and Strategic Objectives
- Core Policies on Minerals (in particular, Aggregate, Building Stone, Energy Minerals and Associated Industrial Development) and Mineral Safeguarding
- Core Policies on Waste Management (to provide a Spatial Strategy together with Locational Criteria for New Waste Facilities) and Safeguarding of Waste Management Sites
- Development Management Policies which seek to protect local amenity and the environment
- Restoration/Aftercare/Afteruse of Mineral and Landfill Sites

CSDMP - Minerals

- The CSDMP is required to plan for a steady and adequate supply of aggregate minerals for the plan period.
- The County already has sufficient permitted reserves of limestone and chalk for the plan period, but will require the release of further reserves of sand and gravel.
- Non-Aggregate Minerals are dealt with through criteria based policies.

CSDMP – Sand and Gravel

- Policy M2 makes provision for the extraction of 42.66 million tonnes (2.37 mt/year)
- The provision is split between three Production Areas to reflect the three centres of production:
 - 18.00 mt in the Lincoln/Trent Valley
 - 9.00 mt in Central Lincolnshire
 - 15.66 mt in South Lincolnshire



CSDMP -Sand and Gravel Cont'd

- This provision will be made through the Site Locations document
- Priority will be given extensions to existing workings. New quarries will be allocated where they are required to replace existing sites that will become exhausted during the plan period and where they are located in an area of search

CSDMP – Waste Management

- Policy W1 states that the County Council will, through the Site Locations document, identify locations for a range of new or extended waste management facilities within Lincolnshire where these are necessary to meet the predicted capacity gaps.

CSDMP –Waste (Spatial Strategy)

Policy W3: Spatial Strategy for New Waste Facilities

Proposals for new waste facilities, including extensions to existing waste facilities, will be permitted in and around the following main urban areas as indicated on the key diagram subject to the criteria of Policy W4:

- Lincoln;
- Boston;
- Grantham;
- Spalding;
- Bourne;
- Gainsborough;
- Louth;
- Skegness;
- Sleaford; and
- Stamford.

Proposals for new waste facilities, outside the above areas will only be permitted where they are:

- facilities for the biological treatment of waste including anaerobic digestion and open-air windrow composting (see Policy W5);
- the treatment of waste water and sewage (see Policy W9);
- landfilling of waste (see Policy W6);
- small scale waste facilities (see Policy W7).

Proposals for large extensions to existing facilities, outside of the above areas will only be permitted where it can be demonstrated that they meet an identified waste management need, are well located to the arisings of the waste it would manage and are on or close to an A class road and meet the criteria of Policy W4.

CSDMP – Waste (Locational Criteria)

Policy W4: Locational Criteria for New Waste Facilities in and around main urban areas.

Proposals for new waste facilities, including extensions to existing waste facilities, in and around the main urban areas set out in Policy W3 will be permitted provided that they would be located on:

- **previously developed and/or contaminated land; or**
- **existing or planned industrial/employment land and buildings; or**
- **land already in waste management use; or**
- **sites allocated in the Site Locations Document; or**
- **in the case of biological treatment the land identified in Policy W5.**

Proposals for the recycling of construction and demolition waste and/or the production of recycled aggregates in and around the main urban areas set out in Policy W3 will also be permitted at existing Active Mining Sites.

In the case of large extensions to existing waste facilities, where the proposals do not accord with the main urban areas set out in Policy W3, proposals will be permitted where they can demonstrate they have met the above criteria. Small scale facilities that are not in and around the main urban areas will be considered under Policy W7.

Proposals must accord with all relevant Development Management Policies set out in the Plan.

Site Locations (SL) document

Stages of development:

- 2010 – “Call for Sites” exercise
- 2014 – Second “Call for Sites” (refresh)
- 2015 – Draft Site Locations document (Preferred Sites and Areas)
- 2016 (November) – Publication of the Site Locations (Pre-Submission Draft) (Appendix A)

Site Locations (Pre-Submission Draft)

- 14/10/16: Endorsed by the Environmental Scrutiny Committee
- 1/11/16: Approved for publication by the Executive
- 7/11/16 -19/12/16: Period of Consultation
- 24/2/17: Approved by the County Council for submission to the Secretary of State

SL (Pre-Submission Draft) – Approach

The sites and areas allocated in the SL were selected through a rigorous process, including Sustainability Appraisal

Factors taken into account included:

- constraints (e.g. SSSI, suitability of roads)
- opportunities (e.g. potential for net gains in biodiversity)
- and deliverability (i.e. high degree of certainty that the development would be delivered during the plan period)

SL – Mineral Sites

- Sufficient suitable sites were put forward to enable site specific allocations
- Allocated Mineral Sites will be safeguarded against incompatible development.

Table 6: Estimated contribution of allocated sites to the shortfall in the provision of sand & gravel 2014-2031

Production area (and shortfall)	Site reference	Site name	Total reserves	Estimated Contribution to the Shortfall
Lincoln/Trent Valley (shortfall 4.56 mt)	MS04-LT	Swinderby Airfield	7.0mt	2.25mt
	MS05-LT	Norton Bottoms Quarry, Stapleford	6.8mt	2.31mt
Total			13.8mt	4.56mt
Central Lincolnshire (shortfall 1.21mt)	MS07/08-CL	Kettleby Quarry, Bigby	3.25mt	0.86mt
	MS09-CL	North Kelsey Road Quarry, Caistor	0.15mt	0.13mt
	MS15-CL	Kirkby on Bain (Phase 2)	3.1mt	0.22mt
Total			6.5mt	1.21mt
South Lincolnshire (shortfall 5.35mt)	MS25-SL	Manor Farm, Greatford	3.0mt	2.79mt
	MS27-SL	Baston No 2 Quarry, Langtoft	2.5mt	1.40mt
	MS29-SL	West Deeping	2.2mt	1.16mt
Total			7.7mt	5.35mt

SL – Waste Areas

- Very few specific sites were put forward by the waste industry or by landowners
- Waste Areas were therefore identified by the County Council in consultation with the District Councils.
- Waste Areas are areas allocated for industrial/employment use in District Local Plans
- The Waste Areas were subject to a site selection process before allocation
- Unlike Waste Sites (which cover specific plots of land), Waste Areas cover several plots, which gives flexibility
- Waste Areas are not safeguarded

Allocated Waste Site

Site Reference	Name	Town	Area
WS17-SK	Vantage Park, Gonerby Moor	Grantham	2.4 ha

Allocated Waste Areas

Site Reference	Name	Town	Area
WA01-WL	Heapham Road	Gainsborough	34 ha
WA02-CL	West of Outer Circle Road	Lincoln	31.3 ha
WA03-CL	Allenby Road Trading Estate (North)	Lincoln	14.8 ha
WA04-CL	Allenby Road Trading Estate (South)	Lincoln	24.8 ha
WA05-CL	Great Northern Terrace	Lincoln	31.1 ha
WA09-NK	Woodbridge Road Industrial Estate	Sleaford	18.9 ha
WA11-EL	A16 Grimsby Road	Louth	88.5 ha
WA14-EL	Holmes Way	Horncastle	28 ha
WA16-SK	North of Manning Lane and West of Meadow Drove	Bourne	16 ha
WA22-BO	Riverside Industrial Estate	Boston	119 ha
WA25-SH	Wardentree Lane / Enterprise Park	Spalding	195.6 ha
WA26-SH	Clay Lake Industrial Estate	Spalding	25 ha
WS03-WL	Gallamore Lane	Market Rasen	10.2 ha
WS08-NK	Land to the south of the A17, Sleaford Enterprise Park	Sleaford	14.6 ha
WS09-NK	Bonemill Lane	Sleaford	9.3 ha
WS12-EL	A158 Burgh Road West	Skegness	9.6 ha

SL – Development Briefs

The SL contains Development Briefs setting out:

- For the Waste Site and Waste Areas, the potential waste management uses
- For Mineral Sites, the restoration objectives and priorities
- For all Sites and Area, the constraints that need to be taken into account.

SL – The Examination

- The SL (Pre-Submission) Draft was submitted to the Secretary of State for examination on 3 April 2017
- Only 45 respondents had made representations. These mainly supported the plan or sought minor changes to add clarification (Appendix B)
- Minor modifications (Additional Modifications) were put forward by officers in response to the representations (Appendix C)
- The main issues during the examination came from landowners/operators continuing to promote Mineral Sites that had been discounted, and from the West Deeping Parish Council against the allocation of a Mineral Site in their parish

SL – Examination (continued)

- The examination closed on the 19 September 2017 (Appendix D)
- The Inspector has concluded that the plan is sound and legally compliant and recommends that it is adopted
- No Main Modifications are required
- The Inspector has acknowledged the Additional Modifications put forward and has advised that these will not affect the plans soundness.

Executive Report

The report before the EE Scrutiny Committee is seeking the Executive's endorsement of the Site Locations document with minor modifications and its recommendation to the County Council that the modified document be adopted.

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