

COMMITTEE:	Cabinet	
DATE:	22 April 2002	
SUBJECT:	Consultation by East Sussex County Council and Brighton and Hove City Council on the Second Deposit Draft Waste Local Plan	
REPORT OF:	Director of Planning, Regeneration and Amenities	
Ward(s):	All	
Purpose:	To consider the implications of the revised policies and proposals in the second deposit draft of the Waste local Plan	
Contact:	Dinah Elliott Local Plan Officer, Telephone 01323 415251 or internally on extension 5251.	
Recommendations:	To agree the representations set out in Appendix A as this Council's formal response to the second deposit draft of the Waste local Plan.	
1	<u>Introduction</u>	

1.1	This Council has been consulted on the second (revised) deposit draft of the Waste Local Plan which has been jointly prepared by East Sussex County Council and Brighton and Hove City Council who have responsibilities for waste planning and disposal.	
1.2	<p>In December 2000 this Council agreed to make representations on the First Deposit Draft Waste Local Plan concerning</p> <p>a) No commitment to the relocation of the Roselands Depot household waste site or the allocation of a site for this purpose (Waste Local Plan reference : Policy WLP16 paragraph 6.44/6.45);</p> <p>b) Concerned to ensure that appropriate provision is made for a strategic Minerals Recovery Facility (MRF) in the Eastbourne/Hailsham/Polegate area. There is a significant element of doubt as to whether the Plan's preferred site at Diplocks Way, Hailsham can be delivered and without such a facility the Plan's key principles of sustainable waste management and proximity will be in jeopardy. The Plan's objective of minimising road traffic would not be realised without provision of this facility. The authorities to be advised that any site availability in Eastbourne would be unlikely, at least until toward the end of the Plan period (Waste Local Plan reference: paragraph 5.59).</p>	
2	<u>Content of the Waste Local Plan</u>	
2.1	It is not proposed to reiterate the content of the second deposit draft Plan in this report as it remains relatively unchanged from the First Deposit Draft Plan reported to Cabinet on 6 December 2000. However there are some major revisions to be highlighted, including the extension of the Plan period to 2015.	
2.2	The revised Plan has been updated to reflect more stringent Government targets for household waste recycling and the recovery of municipal waste. The Plan notes that recycling of household waste has improved to 12% across the Plan area in 2000-2001, but this remains considerably short of future targets by East Sussex and the Government. East Sussex targets are: 30% by 2005, 33% by 2010 and 40% by 2015. The Government's national targets are: 25% by 2005, 30% by 2010 and 33% by 2015.	

2.3	<p>Paragraph 6.24 provides</p> <p>"In view of this uncertainty [associated with Diplocks Way, Hailsham], and the need to have a site nearer to Eastbourne in accordance with the Proximity Principle, an additional site has been identified on land adjacent to the proposed Tutts Barn roundabout in Eastbourne. This site has the potential for rail access, and could accommodate a materials recovery facility and waste transfer station for the Eastbourne/Polegate area. It may also be possible to accommodate a relocated household waste site (currently located in Roselands Avenue). However its development is constrained by access difficulties, and major facilities on the site would require the implementation of the Southbourne Link Road (proposed in the Eastbourne Borough Plan)."</p> <p>Accordingly the Tutts Barn site is now included in policy WLP8 (site-specific allocations for material recovery facilities/waste transfer facilities).</p>	
3	<u>Implications for Eastbourne Borough Council</u>	
3.1	<p>In view of the importance this Council has attached to a sustainable waste management strategy, the allocation for a strategic materials recovery facility (MRF)/waste transfer station at Tutts Barn is to be supported in principle. The MRF/waste transfer station would play a vital role in limiting the number of long-distance journeys made by refuse vehicles and would separate out the Borough's recyclable waste so that it can be bulked up for reprocessing. In addition there would be the added advantage of reduced transport costs which is an item currently being considered in the tendering of the Council's own Refuse Collection and Street Cleansing Services, due to be let later this year. Accordingly this Council should withdraw the objection made on paragraph 5.59 of the First Deposit Draft Waste Local Plan, agreed by Cabinet on 6 December 2000. This original representation by the Council referred to a concern that there was a doubt over the then preferred site at Diplocks Way, Hailsham.</p>	
3.2	<p>However, there are significant detailed concerns in relation to the MRF/waste transfer station proposed at Tutts Barn and it is therefore recommended that this Council should formally make a new representation to the waste planning authorities on these matters. These are:</p> <p>a) It is considered essential that the proposed Upperton Farm Link Road and Tutts Barn Link Road (as proposed in the Eastbourne Borough Plan) are in place prior to the proposed MRF/waste transfer station facilities being opened for use in order to ensure that adequate highway access is available and to protect residential amenities.</p> <p>b) The revised Plan does acknowledge the opportunities associated with a location adjacent to the railway and there is a criteria-based policy encouraging the use of rail transfer facilities (policy WLP4). However, the revised Plan does not sufficiently capitalise on the site's proximity to the rail network as an exceptional asset. Real commitment to rail transfer would be better demonstrated by the inclusion of the site within policy WLP7 (site specific allocation for road to rail transfer facilities).</p> <p>c) It is noted that the Tutts Barn site will now be included as a "Waste Consultation Area" in which the County Council will make strong representations to the Borough on any proposed development which would prevent or prejudice its comprehensive development for the MRF/waste transfer station. As the site is allocated in the draft Borough Plan 2001-2011 for Class B1, Class B2 or Class B8 business uses it is reasonable for this authority to seek reassurance from the County Council that this designation would not be allowed to prevent any scheme that may be needed to fulfill this Council's commitment to regeneration and economic diversification, particularly should the provision of the waste facilities be unduly delayed.</p>	

3.3	Appendix A sets-out the proposed objection to paragraph 6.24 (policy WLP8) in respect of the concerns outlined above. In order that these concerns are considered by the independent inspector appointed by the Secretary of State for Transport, Local Government and the Regions the objection must be received by 14 May, which is the close of the six week deposit period prescribed by the Regulations governing public consultation on a development plan. It is anticipated that the authorities will be able to recommend modifications to the revised Plan that will meet the concerns that this Council is raising. However, if this is not possible it is proposed that written representations should be made to the Local Plan Inquiry which is scheduled to commence winter 2002/2003.	
3.4	A further area of concern is that the relocation of the household waste site from Roselands Avenue is seen only as an aspiration in the revised Plan, not as a firm commitment by the County Council. In view of this authority's concern about the continued use of the Roselands site, this is disappointing. It is, therefore, suggested that this Council should maintain as unresolved its objection to the First Deposit Draft of the Plan concerning paragraphs 6.44/6.45. Again it is suggested that this objection should be made in the form of a written representation to the Local Plan Inquiry. (Appendix B sets-out the objection previously made).	
4	<u>Human Resource and Financial Implications</u>	
4.1	The written representations recommended in section 3 of this report can be prepared within existing resources.	
4.2	There are likely to be significant additional costs for the Borough in meeting the Government's future targets for recycling and reuse of waste and also the costs of disposal of waste by the County Council, the waste disposal authority. These costs will be influenced by the method of disposal agreed and by the location of the disposal authority. However, the use of a site at Tutts Barn as a strategic materials recovery facility/waste transfer station would help reduced transport costs which is an item currently being considered in the tendering of the Council's own Refuse Collection and Street Cleansing Services, due to be let later this year.	
5	<u>Environmental Implications</u>	
5	The revised Plan has been subject to environmental appraisal during the preparation process to make explicit the likely effects on the environment. It is recognised that creation of waste has significant environmental impacts whatever form of management is adopted. However the integrated waste management approach taken should minimise the overall environmental impact.	
6	<u>Other Implications</u>	

6.1	There are not considered to be any youth, anti-poverty, human rights or community safety implications as a result of the implementation of this report.	
7	<u>Conclusion</u>	
7.1	It is considered that the Borough Council should support in principle the revision to the draft Waste Local Plan which provides for a materials recovery facility/ waste transfer station at Tutts Barn, Eastbourne. However there are some detailed significant concerns to be resolved which should be pursued by means of a formal objection to the second deposit draft Plan. (Suggested objection set out as Appendix A). In addition the Council should continue to pursue, as unresolved, its objection to the lack of a firm commitment to relocate the Roselands household waste site.	

Dinah Elliott, Local Plan Officer and Tim Cookson, Head of Planning

Background Papers

The background papers used in compiling this report were as follows:

- East Sussex and Brighton and Hove Waste Local Plan. Second Deposit. April 2002
- Report to Cabinet 6 December 2000 "Consultation by East Sussex County Council on the Deposit Draft of the Waste Local Plan."

To inspect or obtain copies of background papers please refer to the contact officer listed above.

DME/Reports/Waste Local Plan/April 2002

Appendix B

East Sussex and Brighton & Hove Date received:

WASTE LOCAL PLAN

Ack:

First Deposit - November 2000 Objector No:

Representation No:

Policy No:

No.

Paragraph

Objection/ Support:

If you are commenting on more than one policy or paragraph please use a separate sheet for each, clearly stating your name and the number of the policy you are commenting on at the top of the sheet. These forms may be photocopied.

Please complete sections 1 and 2 in Block capitals

SECTION 1

Name: **Eastbourne Borough Council**

Address **68 Grove Road**

Eastbourne

Postcode **BN21 4UH**

Telephone **01323 415250**

SECTION 2

Agent 1 representative (if any)

Address :

Postcode

Telephone

SECTION 3

State here the full grounds on which your objection or representation of support is made and as far as possible the detailed changes you wish to see made to the Plan.

POLICY No: **WLP16**
6

PARAGRAPH No: **6.44/.45**

CHAPTER No:

Objecting Supporting

If objecting do you wish to rely on your written representations or do you wish to present further evidence orally at the public Inquiry?

- Written representation only
- I wish to attend the Public Inquiry

If others have objected to the same proposal, would you be willing to co-operate with them

to present a joint case at the Public Local Inquiry? Yes⁴ No

Please use the space below to make you comments

The Borough Council considers the existing household waste site on St Philip's Avenue to be an inappropriate use within an essentially residential area, and is particularly concerned about road safety issues associated with the traffic generated. The waste planning authority has been aware of these concerns and the Borough Council believes that the issue should have been more positively addressed within the context of the Waste Local Plan. The Borough Council would support a location preferably outside established residential areas and in a commercial/ industrial location.

If there is insufficient space please continue on a separate sheet, clearly stating: your name, the policy or paragraph and chapter number on which you are commenting at the top of the sheet.

Signature

Date