

North Essex Authorities' Shared Strategic Section 1 Plan

Schedule of Recommended Main Modifications

The modifications set out in this schedule are expressed as follows:

- **Bold text** indicates an addition to the text of the publication draft plan
- ~~Struck-through text~~ indicates a deletion from the text of the publication draft plan
- *Italic text* gives other instructions for modifications to the publication draft plan

The page numbers and paragraph numbering in the schedule refer to the pre-submission version of the plan, and do not take account of the deletion or addition of text.

Please note that there is no MM37 in this schedule of recommended main modifications. A main modification numbered MM37 appeared in the schedule of proposed main modifications which was published for consultation, but the Inspector is not recommending it as a main modification for the reason given in paragraph 21 of his report. To avoid confusion, the subsequent main modifications (MM38 to MM47) have not been renumbered.

| Ref N ^o | Policy / Para N ^o | Main modification |
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| MM1 | Vision for North Essex | <p>North Essex will be an area of significant growth over the period to 2033 and beyond, embracing positively the need to build well-designed new homes, create jobs and improve and develop infrastructure for the benefit of existing and new communities.</p> <p>It will continue to be an attractive and vibrant area in which to live and work, making the most of its rich heritage, town centres, natural environment, coastal resorts, excellent educational facilities and strategic transport links which provide access to the ports, Stansted Airport, London and beyond. Rural and urban communities will be encouraged to thrive and prosper and will be supported by adequate community Infrastructure.</p> <p>Sustainable development principles will be at the core of the strategic area's response to its growth needs, balancing social, economic and environmental issues. Green and blue infrastructure and new and expanded education and healthcare facilities enabling healthy and active lifestyles will be planned and provided along with other facilities to support the development of substantial new growth; while the undeveloped countryside and heritage assets the natural and historic environment will be protected conserved and enhanced. Key to delivering sustainable development is that new development will address the requirement to protect and enhance be informed by an understanding of the historic environment and settlement character.</p> <p>At the heart of our strategic vision for North Essex are is a new garden communityies, to be sensitively integrated within the existing historic built and natural environment, the delivery of which is and based on Garden City principles covered by policy SP7.</p> <p>The garden communityies provides an opportunity to create the right balance of jobs, housing and Infrastructure in the right location and will attract residents and businesses who value innovation, community cohesion and a high-quality environment, and who will be provided with opportunities to take an active role in managing the garden community to ensure its continuing success.</p> <p>Residents will live in high quality, innovatively designed, contemporary homes, accommodating a variety of needs and aspirations, located in well-designed neighbourhoods where they can meet their day-to-day needs. There will be a network of tree-lined streets and green spaces, incorporating and enhancing existing landscape features and also accommodating safe and attractive routes and space for</p> |

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| | | <p>sustainable drainage solutions; and leisure and recreation opportunities for both residents and visitors of the garden communities.</p> <p>Suitable models for the long term stewardship of community assets will be established and funded to provide long term management and governance of assets. All Garden City principles as specified in the North Essex Garden Communities Charter will be positively embraced including, where appropriate, new approaches to delivery and partnership working and sharing of risk and reward for the benefit of the new communities. Central to this will be the comprehensive planning and development of the garden community, and the aligned delivery of homes and supporting infrastructure.</p> |
| MM2 | Para 1.31, Strategic Objectives | <p>Providing New and Improved Transport & Communication Infrastructure – to make efficient use of existing transport infrastructure and to ensure sustainable transport opportunities are promoted in all new development to support new and existing communities. Where additional capacity is required in the form of new or upgraded transport infrastructure to support new development, ensuring that this is delivered in a phased & timely way to minimise the impact of new development. To ensure that enabled communication is provided as part of new developments as enabled communication is essential for modern living, and broadband infrastructure and related services will be essential for business, education and residential properties.</p> <p>Ensuring High Quality Outcomes – to promote greater ambition in planning and delivering high-quality sustainable new communities. Overall, new development must secure high standards of urban design and green infrastructure which create attractive and sustainable places where people want to live and spend time. New development needs to be informed by an understanding of the historic environment resource gained through the preparation of Historic Impact Assessments, and to conserve and enhance the significance of heritage assets, including any contribution to their significance made by their settings.</p> |
| MM3 | Para 1.32 | <p>This section includes the Councils' response to the opportunities and challenges facing the wider area, in the form of strategic policies that will help to deliver the vision and objectives. These policies only cover those matters that are of strategic relevance to all three authorities. Policies that address local matters are included in the following section of the Plan. The Plan as a whole, including both Sections 1 and 2, will supersede previous Local Plan policies and allocations upon its adoption. A list of the</p> |

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| | | policies superseded by Section 1 and Section 2 of the Plan respectively is included as an appendix to each section. |
| MM4 | Policy SP1 | <p>Policy SP1 – Presumption in Favour of Sustainable Development</p> <p>When considering development proposals the Local Planning Authorities will take a positive approach that reflects the presumption in favour of sustainable development contained in the National Planning Policy Framework. They will always work pro-actively with applicants jointly to find solutions which mean that proposals can be approved wherever possible, and to secure development that improves the economic, social and environmental conditions in the area.</p> <p>Sustainable development in North Essex will demonstrably contribute to the strategic and local vision and objectives and will accord with the policies in this Local Plan (and, where relevant, with policies in neighbourhood plans).</p> <p>Development that complies with the Plan in this regard will be approved without delay, unless material considerations indicate otherwise.</p> <p>Where there are no policies relevant to the application or relevant policies are out of date at the time of making the decision then the Council will grant permission unless material considerations indicate otherwise – taking into account whether:</p> <ul style="list-style-type: none"> • any adverse impacts of granting permission would significantly and demonstrably outweigh the benefits when assessed against the policies in the National Planning Policy Framework taken as a whole or specific policies in that Framework or the Plan that indicate that development should be restricted. |
| MM5 | New paras 2.2-2.7 | <p>Recreational disturbance Avoidance and Mitigation Strategy (RAMS)</p> <p>2.2 A Habitats Regulations Assessment (HRA) was completed for Section 1 of the Plan. The loss of off-site habitat, water quality and increased recreational disturbance were identified as issues with the potential to result in likely significant effects on European Sites, without mitigation to address the effects.</p> |

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| | | <p>2.3 The Appropriate Assessment (AA) identified a number of avoidance and mitigation measures to be implemented, to ensure that development proposals in the Plan will not result in adverse effects on the integrity of any Special Area of Conservation, Special Protection Area or Ramsar site, and are HRA compliant.</p> <p>2.4 To mitigate for the loss of off-site habitat, the AA identified the need for wintering bird surveys for the Tendring/Colchester Borders Garden Community as part of any project level development proposals and masterplanning (see also paragraph 8.4 and Policy SP8 paragraph F.21 below).</p> <p>2.5 To protect water quality, the AA recommended the inclusion of policy safeguards to ensure that adequate water and waste water treatment capacity or infrastructure upgrades are in place prior to development proceeding.</p> <p>2.6 Recreation activities can potentially harm Habitats Sites. The AA identified disturbance of water birds from people and dogs, and impacts from water sports/watercraft as the key recreational threats to Habitats Sites.</p> <p>2.7 To mitigate for any increases in recreational disturbance at Habitats Sites, the AA identified the need for a mitigation strategy. Natural England's West Anglian Team identified the Essex coast as a priority for a strategic and proactive planning approach as it is rich and diverse ecologically, and many of the coastal habitats are designated as Habitats Sites. Consequently, 12 local planning authorities in Essex have prepared an Essex Coast Recreational disturbance Avoidance and Mitigation Strategy (RAMS).</p> <p>2.8 The Essex Coast RAMS sets out specific avoidance and mitigation measures by which disturbance from increased recreation can be avoided and mitigated thus enabling the delivery of growth without adversely affecting Habitats Sites. These measures are deliverable, realistic, underpinned by robust up to date evidence, precautionary and provide certainty for developers around deliverability and contributions. The Essex Coast RAMS Strategy Document was completed in 2019 and will be supported by a SPD.</p> |

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| MM6 | New Policy SP1A to follow after SP1 | <p>Policy SP1A – Recreational disturbance Avoidance and Mitigation Strategy (RAMS)</p> <p>Contributions will be secured from development towards mitigation measures in accordance with the Essex Coast Recreational disturbance Avoidance and Mitigation Strategy 2018-2038 (RAMS).</p> |
| MM7 | Policy SP2 | <p>Policy SP2 – Spatial Strategy for North Essex</p> <p>Existing settlements will be the principal focus for additional growth across the North Essex Authorities' area within the Local Plan period. Development will be accommodated within or adjoining settlements according to their scale, sustainability and existing role both within each individual district and, where relevant, across the wider strategic area.</p> <p>Future growth will be planned to ensure existing settlements maintain their distinctive character and role, to avoid coalescence between them and to conserve their setting. Re-use of previously-developed land within settlements is an important objective, although this will be assessed within the broader context of sustainable development principles, particularly to ensure that development locations are accessible by a choice of means of travel.</p> <p>In Section 2 of its Local Plan, Eeach local planning authority will identify a hierarchy of settlements where new development will be accommodated according to the role of the settlement, sustainability, its physical capacity and local needs.</p> <p>Beyond the main settlements the authorities will support diversification of the rural economy and conservation and enhancement of the natural environment.</p> <p>Three new As part of the sustainable strategy for growth, the Tendring / Colchester Borders Garden e Communities will be developed and delivered as part of the sustainable strategy for growth, at the broad locations shown on Map 3.3 10.2 below and on the Colchester and Tendring Local Plans Policies Maps. These new communities will provide a strategic locations for at least 7,500 additional homes and employment within the Plan period in North Essex. Employment development will also be progressed with t The expectation is that substantial additional housing and employment development will</p> |

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| | | <p>be delivered in each the Garden eCommunity beyond the current Local Plan periods. They will be planned and developed drawing on Garden City principles, with necessary infrastructure and facilities provided and a high quality of place-making and urban design.</p> | | | | | | | | | | | | | | | |
| MM8 | Policy SP3 | <p>Policy SP3 – Meeting Housing Needs</p> <p>The local planning authorities will identify sufficient deliverable sites, developable sites and/or broad locations for their respective plan period, against to meet the housing requirements in the table below, and will incorporate additional provision to ensure flexibility and choice and competition for land.</p> <p>Each authority will maintain a sufficient supply of deliverable sites to provide for at least five years' worth of housing, plus an appropriate buffer in accordance with national policy, and will work proactively with applicants to bring forward sites that accord with the overall spatial strategy and relevant policies in the plan. The annual housing requirement figures set out below will be used as the basis for assessing each authority's five-year housing land supply, subject to any adjustments in Section 2 of each plan to address any undersupply since 2013.</p> <p>The authorities will review their housing requirements regularly in accordance with national policy requirements, and in doing so will have regard to the housing needs of the wider area.</p> <table border="1" data-bbox="555 1027 1995 1343"> <thead> <tr> <th data-bbox="555 1027 1037 1203">Local Authority</th> <th data-bbox="1037 1027 1518 1203">Objectively Assessed Need for Housing requirement per annum</th> <th data-bbox="1518 1027 1995 1203">Total minimum housing supply in requirement for the plan period (2013 – 2033)</th> </tr> </thead> <tbody> <tr> <td data-bbox="555 1203 1037 1238">Braintree</td> <td data-bbox="1037 1203 1518 1238">716</td> <td data-bbox="1518 1203 1995 1238">14,320</td> </tr> <tr> <td data-bbox="555 1238 1037 1273">Colchester</td> <td data-bbox="1037 1238 1518 1273">920</td> <td data-bbox="1518 1238 1995 1273">18,400</td> </tr> <tr> <td data-bbox="555 1273 1037 1308">Tendring</td> <td data-bbox="1037 1273 1518 1308">550</td> <td data-bbox="1518 1273 1995 1308">11,000</td> </tr> <tr> <td data-bbox="555 1308 1037 1343">Total</td> <td data-bbox="1037 1308 1518 1343">2,186</td> <td data-bbox="1518 1308 1995 1343">43,720</td> </tr> </tbody> </table> | Local Authority | Objectively Assessed Need for Housing requirement per annum | Total minimum housing supply in requirement for the plan period (2013 – 2033) | Braintree | 716 | 14,320 | Colchester | 920 | 18,400 | Tendring | 550 | 11,000 | Total | 2,186 | 43,720 |
| Local Authority | Objectively Assessed Need for Housing requirement per annum | Total minimum housing supply in requirement for the plan period (2013 – 2033) | | | | | | | | | | | | | | | |
| Braintree | 716 | 14,320 | | | | | | | | | | | | | | | |
| Colchester | 920 | 18,400 | | | | | | | | | | | | | | | |
| Tendring | 550 | 11,000 | | | | | | | | | | | | | | | |
| Total | 2,186 | 43,720 | | | | | | | | | | | | | | | |

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| MM9 | Policy SP4 | <p data-bbox="539 325 1254 355">Policy SP4 – Providing for Employment and Retail</p> <p data-bbox="539 379 2011 480">A strong, sustainable and diverse economy will be promoted across North Essex with the Councils local planning authorities pursuing a flexible approach to economic sectors showing growth potential across the Plan period.</p> <p data-bbox="539 507 2011 699">Employment forecasts have been developed using two standard models (East of England Forecasting Model (EEFM) and Experian 2016) which forecast total job growth for each of the local authorities based on past trends. Each local authority has been advised on the most appropriate modelling figure to use in the context of reconciling job and housing demand. These figures are set out for the housing market as follows for the period 2013-2037:-</p> <p data-bbox="539 791 831 821">Annual Job Forecast:</p> <table border="1" data-bbox="539 847 1223 967"> <tbody> <tr> <td data-bbox="539 847 882 887">Braintree (EEFM)</td> <td data-bbox="882 847 1223 887">490</td> </tr> <tr> <td data-bbox="539 887 882 927">Colchester (EEFM)</td> <td data-bbox="882 887 1223 927">928</td> </tr> <tr> <td data-bbox="539 927 882 967">Tendring (Experian)</td> <td data-bbox="882 927 1223 967">490</td> </tr> </tbody> </table> <p data-bbox="539 1034 1933 1425">In terms of specific B use land provision, each local authority has undertaken work to establish what quantum of employment land would be required within the Plan period to meet the demand identified below for additional B use employment land. These B use employment areas are distributed between each local authority area and based on achieving a sustainable balance between jobs and the available labour force through population growth. As noted above, calculations of employment land required are affected by a range of issues that lead to different employment land portfolios for each local authority area, resulting in a proportionately greater quantum of new floorspace per job in Braintree and Tendring than in Colchester. This is a function of the prominence of higher density office requirements in Colchester and lower density logistics and industrial uses in Braintree and Tendring. The table below sets out the three authorities'</p> | Braintree (EEFM) | 490 | Colchester (EEFM) | 928 | Tendring (Experian) | 490 |
| Braintree (EEFM) | 490 | | | | | | | |
| Colchester (EEFM) | 928 | | | | | | | |
| Tendring (Experian) | 490 | | | | | | | |

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| | | <p>employment land requirements for the period 2016 – 33 for two plausible scenarios, baseline and higher growth. These two bookends provide flexibility to allow for each authority's supply trajectory to reflect their differing requirements.</p> <p>In order to meet the requirements for office, research & development, industrial, storage and distribution uses and to maintain appropriate flexibility in provision to meet the needs of different sectors, Section 2 of each plan will allocate employment land to ensure that provision is made within the ranges set out in the table below.</p> <p>Hectares of B-use employment land required for office, research & development, industrial, storage and distribution uses:</p> <table border="1" data-bbox="696 842 1856 1106"> <thead> <tr> <th></th> <th>Baseline (2012 Based SNPP)</th> <th>Higher Growth Scenario</th> </tr> </thead> <tbody> <tr> <td>Braintree</td> <td>23 20.9</td> <td>43.3</td> </tr> <tr> <td>Colchester</td> <td>22.0</td> <td>55.8 30.0</td> </tr> <tr> <td>Tendring</td> <td>20 12.0</td> <td>38 20.0</td> </tr> <tr> <td>North Essex</td> <td>65 54.9</td> <td>137.4 93.3</td> </tr> </tbody> </table> | | Baseline (2012 Based SNPP) | Higher Growth Scenario | Braintree | 23 20.9 | 43.3 | Colchester | 22.0 | 55.8 30.0 | Tendring | 20 12.0 | 38 20.0 | North Essex | 65 54.9 | 137.4 93.3 |
| | Baseline (2012 Based SNPP) | Higher Growth Scenario | | | | | | | | | | | | | | | |
| Braintree | 23 20.9 | 43.3 | | | | | | | | | | | | | | | |
| Colchester | 22.0 | 55.8 30.0 | | | | | | | | | | | | | | | |
| Tendring | 20 12.0 | 38 20.0 | | | | | | | | | | | | | | | |
| North Essex | 65 54.9 | 137.4 93.3 | | | | | | | | | | | | | | | |
| MM10 | Policy SP5 First para | <p>Policy SP5 – Infrastructure and Connectivity</p> <p>All D development must be supported by the provision of the infrastructure, services and facilities that are required to serve the needs arising from new the development.</p> <p>The requirements in section A of this policy apply only to the Tendring / Colchester Borders Garden Community, whilst the remaining sections B, C, D and E apply to all allocations and development proposals in the North Essex Authorities' area.</p> <p>The following are strategic priorities for infrastructure provision or improvements within the strategic area</p> | | | | | | | | | | | | | | | |

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| MM11 | Policy SP5 New Section A | <p>A Tendring / Colchester Borders Garden Community</p> <p>1 The Development Plan Document (DPD) for the Tendring / Colchester Borders Garden Community will include:</p> <p>a) An infrastructure delivery strategy and phasing plan that sets out how infrastructure, services and facilities will be provided. Infrastructure delivery will align with each development phase and be supported by suitable mechanisms to deliver the infrastructure both on and off-site;</p> <p>b) Details of the design and delivery of Route 1 of the rapid transit system, and a programme for the integration of the garden community into the system. The route will be designed to accommodate future route enhancements and technology improvements; and</p> <p>c) Target modal shares for each transport mode and details of sustainable transport measures to support their achievement.</p> <p>2 Before any planning approval is granted for development forming part of the Tendring / Colchester Borders Garden Community, the following strategic transport infrastructure must have secured planning consent and funding approval:</p> <p>a) A120–A133 link road; and</p> <p>b) Route 1 of the rapid transit system as defined in the North Essex Rapid Transit System: From Vision to Plan document (July 2019).</p> <p>3. Sustainable transport measures will be provided from first occupation at the Tendring / Colchester Borders Garden Community to support the achievement of the target modal shares as defined in the DPD for the garden community.</p> |

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| | | <p>4. Other strategic infrastructure requirements for the Tendring / Colchester Borders Garden Community are set out in sections D, E and F of Policy SP8, and will be further defined in the DPD for the garden community.</p> |
| <p>MM12</p> | <p>Policy SP5, Section B</p> | <p>B. Transportation and Travel</p> <p>The local planning authorities will work with government departments, Highways England, Essex County Council, Network Rail, rail and bus operators, developers and other partners to deliver the following:</p> <ul style="list-style-type: none"> • Changes in travel behaviour by applying the modal hierarchy and increasing opportunities for sustainable modes of transport that can compete effectively with private vehicles; • A comprehensive network of segregated walking and cycling routes linking key centres of activity; • New and improved infrastructure required to support economic growth, strategic and site-specific priorities outlined in the second part of each Local Plan • Substantially improved connectivity by promoting more sustainable travel patterns, introducing urban transport packages to increase transport choice, providing better public transport infrastructure and services, and enhanced inter-urban transport corridors; • — Increased rail capacity, reliability and punctuality; and reduced overall journey times by rail • Support changes in travel behaviour by applying the modal hierarchy and increasing opportunities for sustainable modes of transport that can compete effectively with private vehicles • Prioritise Improved urban and inter-urban Public transport, particularly in the urban areas, including, and new and innovative ways of providing public transport, including: <ul style="list-style-type: none"> ○ high quality rapid transit networks and connections in and around urban areas with links to the new garden community; ○ maximising the use of the local rail network to serve existing communities and locations for large-scale growth; |

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| | | <ul style="list-style-type: none"> ○ a bus network providing a high-frequency, reliable and efficient service, that is high quality, reliable, simple to use, integrated with other transport modes servicing and offers flexibility to serve areas of new demand; ○ promoting wider use of community transport schemes; ● Increased rail capacity, reliability and punctuality, and reduced overall journey times by rail; ● New and improved road infrastructure and strategic highway connections to reduce congestion and provide more reliable journey times along the A12, A120 and A133 to improve access to markets and suppliers for business, widen employment opportunities and support growth, specifically: <ul style="list-style-type: none"> ○ Improved access to and capacity of junctions on the A12 and other main roads to reduce congestion and address safety; ○ A dualled A120 between the A12 and from Braintree to the A12. ○ A comprehensive network of segregated walking and cycling routes linking key centres of activity contributing to an attractive, safe, legible and prioritized walking/cycling environment ● Develop innovative strategies for the management of private car use and parking including the promotion of car clubs and car sharing, and provision of support for electric car charging points. |
| MM13 | Policy SP5, Section C | <p>C. Social Infrastructure</p> <p>The local planning authorities will work with relevant providers and developers to facilitate the delivery of a wide range of social infrastructure required for healthy, active and inclusive communities, minimising negative health and social impacts, both in avoidance and mitigation, as far as is practicable.</p> <p>Education</p> <ul style="list-style-type: none"> ● Provide Sufficient school places will be provided in the form of expanded or new primary and secondary schools together with early years and childcare facilities that are phased with new development, with larger developments setting aside land and/or contributing to the cost of delivering land for new schools where required. |

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| | | <ul style="list-style-type: none"> • Facilitate and support provision of pPractical vocational training, apprenticeships, and further and higher education will be provided and supported. <p>Health and Wellbeing</p> <ul style="list-style-type: none"> • Ensure that essential hHealthcare infrastructure will be is provided as part of new developments of appropriate scale in the form of expanded or new healthcare facilities including primary and acute care; pharmacies; dental surgeries; opticians; supporting community services including hospices, treatment and counselling centres. • Require new development to maximise its positive contribution in creating healthy communities and minimise its negative health impacts, both in avoidance and mitigation, as far as is practicable. • The conditions for a healthy community will be provided through the pattern of development, good urban design, access to local services and facilities; green open space and safe places for active play and food growing, and which are all accessible by walking, cycling and public transport. |
| MM14 | Policy SP5, Section D | <p>D. Digital Connectivity</p> <p>Comprehensive digital access to support business and community activity will be delivered through the Roll-out of superfast-ultrafast broadband across North Essex to secure the earliest availability for of full fibre connections universal broadband coverage and fastest connection speeds for all existing and new developments (residential and non-residential), where .aAll new properties will allow for the provision for superultrafast broadband in order to allow connection to that network as and when it is made available.</p> |
| MM15 | Policy SP5 – New Section E | <p>E. Water & Waste water</p> <p>The local planning authorities will work with Anglian Water, Affinity Water, the Environment Agency and developers to ensure that there is sufficient capacity in the water supply and waste water infrastructure to serve new development. Where necessary, improvements to water</p> |

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| | | <p>infrastructure, waste water treatment and off-site drainage should be made ahead of the occupation of dwellings to ensure compliance with environmental legislation.</p> |
| <p>MM16</p> | <p>Policy SP6</p> | <p>Policy SP6 – Place-shaping Principles</p> <p>All new development must meet the highest high standards of urban and architectural design. The local authorities encourage the use of dDevelopment frameworks, masterplans, design codes, and other design guidance documents and will be prepared in consultation with stakeholders where they are needed to support this objective. use design codes where appropriate for strategic scale development.</p> <p>All new development should reflect the following place-shaping principles, where applicable:</p> <ul style="list-style-type: none"> • Respond positively to local character and context to preserve and enhance the quality of existing communities places and their environs. • Provide buildings that exhibit individual architectural quality within well- considered public and private realms; • Protect and enhance assets of historical or natural value; • Incorporate biodiversity creation and enhancement measures; • Create well-connected places that prioritise the needs of pedestrians, cyclists and public transport services above use of the private car; • Where possible, pProvide a mix of land uses, services and densities with well-defined public and private spaces to create sustainable well-designed neighbourhoods; • Enhance the public realm through additional landscaping, street furniture and other distinctive features that help to create a sense of place; • Provide streets and spaces that are overlooked and active and promote inclusive access; • Include parking facilities that are well integrated as part of the overall design and are adaptable if levels of private car ownership fall; |

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| | | <ul style="list-style-type: none"> • Provide an integrated and connected network of multi-functional biodiverse public open space and green and blue infrastructure that connects with existing green infrastructure where possible, thereby helping to alleviate recreational pressure on designated sites; • Include measures to promote environmental sustainability including addressing energy and water efficiency, and provision of appropriate water and wastewater and flood mitigation measures including the use of open space to provide flora and fauna rich sustainable drainage solutions; and • Protect the amenity of existing and future residents and users with regard to noise, vibration, smell, loss of light, overbearing and overlooking. |
| MM17 | Para 8.4 | <p>Loss of off-site habitat – To mitigate for the loss of offsite habitat, the Appropriate Assessment identified the need for wintering bird surveys for the Tendring / Colchester Borders Garden Community as part of any project-level development proposals and masterplanning, to determine the sites of individual importance for golden plover and lapwing and inform mitigation proposals. and a commitment to mitigation and funding of Tendring / Colchester Borders Garden Community is required within the Section 1 Strategic Plan dependent on the findings of bird surveys. Depending on the findings of the wintering bird surveys, development may need to be phased to take into account the cumulative numbers of SPA birds. In the unlikely but possible event that cumulative numbers of SPA birds affected are likely to exceed the threshold of significance (i.e >1% of the associated European Site), appropriate mitigation in the form of habitat creation and management in perpetuity, either on-site or through provision of strategic sites for these species elsewhere, will be required. Where that mitigation requires the creation and management of suitably located habitat, feeding productivity for these SPA species should be maximised, and such mitigatory habitat would need to be provided and fully functional prior to development which would affect significant numbers of SPA birds.</p> |
| MM18 | Policy SP7, First Section | <p>Policy SP7 – Development and Delivery of a New Garden Communityies in North Essex</p> <p>The following three new garden communityies is are proposed in North Essex at the broad location shown on Map 10.2.</p> |

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| | | <p>Tendring/Colchester Borders, a new garden community which will deliver between 2,200 and 2,500 homes, 7 hectares of employment land and provision for Gypsies and Travellers within the Plan period (as part of an expected overall total of between 7,000 and 9,000 homes and 25 hectares of employment land to be delivered beyond 2033).</p> <p>Colchester/Braintree Borders, a new garden community will deliver 2,500 homes within the Plan period (as part of an overall total of between 15,000 – 24,000 homes to be delivered beyond 2033).</p> <p>West of Braintree in Braintree DC, a new garden community will deliver 2,500 homes within the Plan period (as part of an overall total of between 7,000-10,000 homes to be delivered beyond 2033).</p> <p>Each of these The garden community will be an-holistically and comprehensively planned new community with a distinct identity that responds directly to its context and is of sufficient scale to incorporate a range of homes, employment, education & community facilities, green space and other uses to enable residents to meet the majority of their day-to-day needs, reducing the need for outward commuting. It will be comprehensively planned from the outset, with Ddelivery of each new community will be phased to achieve the whole development, and will be underpinned by a comprehensive package of infrastructure.</p> <p>A Development Plan Document (DPD) will be prepared for the garden community, containing policies setting out how the new community will be designed, developed and delivered in phases, in accordance with the principles in paragraphs i-xiv below. No planning consent for development forming part of the garden community will be granted until the DPD has been adopted. All development forming part of the garden community will comply with these principles.</p> <p>The Councils will need to be confident, before any consent is granted, that the following requirements have been secured either in the form of appropriate public ownership, planning agreements and obligations and, if necessary a local infrastructure tariff.</p> |

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| | | <p>The design, development and phased delivery of each new garden community will conform with the following principles</p> |
| MM19 | Policy SP7, principle (i) | <p>Community and stakeholder empowerment participation in the design and delivery of each the garden community from the outset and a long-term community engagement and activation strategy.</p> |
| MM20 | Policy SP7, principle (ii) | <p>The public sector working pro-actively and collaboratively with the private sector to design, and bring forward these garden communities, deploying new models of delivery where appropriate sharing risk and reward and ensuring that the cost of achieving the following is borne by landowners and those promoting the developments: (a) securing a high quality of place-making, (b) ensuring the timely delivery of both on-site and off-site infrastructure required to address the impact of these new communities, and (c) providing and funding a mechanism for future stewardship, management, maintenance and renewal of community infrastructure and assets. Where appropriate, developers will be expected to contribute towards publicly-funded infrastructure, including a contribution towards the A120-A133 link road. Given the scale of and time period for development of these new garden communities, the appropriate model of delivery will need to secure a comprehensive approach to the delivery of each new community in order to achieve the outcomes outlined in points (a) – (c) in this paragraph above, avoid a piecemeal approach to development, provide the funding and phasing of both development and infrastructure, and be sustainable and accountable in the long term.</p> |
| MM21 | Policy SP7, principle (iii) | <p>Promotion and execution of the highest quality of planning, design and management of the built and public realm so that the garden communities are is characterised as a distinctive places that capitalises on local assets, respects its context, and establishes an environments that promotes health, happiness and well-being. This will involve developing a cascade of design guidance based on a robust assessment of historic and natural environmental constraints and opportunities for enhancement. Guidance which may including concept frameworks, detailed masterplans and design codes and other guidance will be put in place to inform and guide development proposals and planning applications. Planning applications and any local development orders or other consenting mechanisms for the garden communities will be expected to be consistent with approved design guidance.</p> |

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| MM22 | Policy SP7, principle (iv) | Sequencing of development and infrastructure provision (both on-site and off-site) to ensure that the latter is provided ahead of or in tandem with the development it supports to address the impacts of the new garden communities, meet the needs of its residents and establish sustainable travel patterns. To ensure new development does not have an adverse effect on any European Protected or nationally important site and complies with environmental legislation (notably the Water Framework Directive and the Habitats Directive), the required waste water treatment capacity must be available ahead of the occupation of dwellings. |
| MM23 | Policy SP7, principle (v) | Development that provides for a truly balanced and inclusive community and meets the housing needs of local people including a mix of dwelling sizes, tenures and types, including provision for self- and custom-built homes, and provision for the aging population, and provision for Gypsies and Travellers; and that meets the requirements of those most in need including the provision of 30% affordable housing in each the garden community. |
| MM24 | Policy SP7, principles (vi), (vii), (viii) & (xiv) | Change references to 'garden communities' (plural) to 'garden community' (singular). |
| MM25 | Policy SP7, principle (x) | Create distinctive environments which are based on comprehensive assessments of relate to the surrounding environment and which celebrate natural and historic environments and systems, utilise a multi-functional green-grid to create significant networks of new green infrastructure including a new country parks at each the garden community, and provide a high degree of connectivity to existing corridors and networks and enhance biodiversity. |
| MM26 | Policy SP7, principle (xi) | Secure a smart and sustainable approach that fosters climate resilience and a 21st century environment in the design and construction of each the garden community to secure net gains in local biodiversity, highest standards of energy efficiency and innovation in technology to reduce the impact of climate change, the incorporation of innovative water efficiency/ re-use measures (with |

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| | | the aim of being water neutral in identified areas of serious water stress), and sustainable waste and mineral management. |
| MM27 | Policy SP7, final paragraph | <p>These principles are elaborated upon in the North Essex Garden Community Charter.</p> <p>A Development Plan Document will be developed for each of the garden communities to set out the principles of their design, development and phasing as well as a mechanism to appropriately distribute housing completions to the three Councils and this will be agreed through a Memorandum of Understanding.</p> |
| MM28 | Policy SP8, First para | <p>Policy SP8 – Tendring / Colchester Borders Garden Community</p> <p>The adopted policies map identifies the broad location for the development of a new garden community of which the details and final number of homes will be set out in a Strategic Growth Development Plan Document (DPD) to be prepared jointly between Colchester BC and Tendring DC. and which will incorporate around 2,500 dwellings and within the Plan period (as part of an overall total of between 7,000-9,000 homes) and provision for Gypsy and Travellers.</p> |
| MM29 | Policy SP8, Second para | <p>The Strategic Growth Development Plan Document (DPD) required for the Tendring / Colchester Borders Garden Community by Policy SP7 will define the will set out the nature, form and boundary of the garden community and the amount of development it will contain. The adoption of the DPD will be contingent on the completion of a Heritage Impact Assessment carried out in accordance with Historic England guidance. The Heritage Impact Assessment will assess the impact of proposed allocations upon the historic environment, inform the appropriate extent and capacity of the development and establish any mitigation measures necessary. The document DPD will be produced in consultation with the local community and stakeholders and will include a concept plan showing the disposition and quantity of future land-uses, and give a three-dimensional indication of the urban design and landscape parameters which will be incorporated into any future planning applications; together with a phasing and implementation strategy which sets out how the rate of development will be linked to the provision of the necessary social, physical and environmental infrastructure to ensure that the respective phases of the development do not come forward until the necessary infrastructure has</p> |

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| | | <p>been secured. The DPD will provide the framework for the subsequent development of more detailed masterplans and other design and planning guidance for the Tendring / Colchester Borders Garden Community. The DPD and any application for planning permission for development forming part of the garden community must be consistent with the requirements set out in this policy.</p> |
| MM30 | Policy SP8, New third paragraph | <p>For the Plan period up to 2033, housing delivery from the garden community, irrespective of its actual location, will be distributed equally between Colchester Borough Council and Tendring District Council. If, after taking into account its share of delivery from the garden community, either of those authorities has a shortfall in delivery against the housing requirement for its area, it will need to make up the shortfall within its own area. It may not use the other authority's share of delivery from the garden community to make up the shortfall.</p> |
| MM31 | Policy SP8, Para A.2. | <p>Detailed masterplans and design guidance, based on a robust assessment of historic and natural environmental constraints and opportunities for enhancement, will be adopted put in place to inform and guide development proposals and planning applications for the garden community. Planning applications for this garden community will be expected to be consistent with approved DPDs and subsequent masterplans and design and planning guidance.</p> |
| MM32 | Policy SP8, Para C.5. | <p>The garden community will make Provision for a wide range of jobs, skills and training opportunities will be created in the garden community. The DPD will allocate about 25 hectares of B use employment land within the garden community. This may include provision for B4 and/or non-B class office, research & development, light industrial and/or other employment generating uses towards the south of the site in proximity to the existing University of Essex and Knowledge Gateway, and provision for B1, B2 and B8 businesses office, research & development, industrial, storage and distribution uses towards the north of the site close to the A120.</p> |
| MM33 | Policy SP8, Para D.7 | <p>A package of measures will be introduced to encourage smarter transport choices to meet the needs of the new community and to maximise the opportunities for sustainable travel. Policy SP5 requires planning consent and full funding approval for the A120-</p> |

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| | | <p>A133 link road and Route 1 of the rapid transit system to have been secured before planning approval is granted for any development at the garden community.</p> <p>Additional transport priorities including the provision of a network of footpaths, cycleways and bridleways to enhance permeability within the site and to access the adjoining areas, development of a public rapid transit system connecting the garden community to Essex University and Colchester town centre park and ride facilities, and other effective integrated measures to mitigate the transport impacts of the proposed development on the strategic and local road network. Longer term transport interventions will need to be carefully designed to minimise the impacts on the strategic and local road transport network and fully mitigate any environmental or traffic impacts arising from the development. These shall include bus (or other public transit provisions) priority measures between the site, University of Essex, Hythe station and Colchester Town Centre;</p> |
| MM34 | Policy SP8, Para D.9 | Primary vehicular access to the site will be provided off the A120 and A133. Any other road improvements required to meet needs arising from the garden community will be set out in the DPD and further defined as part of the masterplanning process. |
| MM35 | Policy SP8, Para E.13 | Increased primary healthcare facilities capacity will be provided to serve the new development as appropriate. This may be by means of new infrastructure or improvement, reconfiguration, extension or relocation of existing medical facilities. |
| MM36 | Policy SP8, Para F.17 | The delivery of smart, innovative and sustainable water efficiency/re-use solutions that fosters climate resilience and a 21st century approach towards water supply, water and waste water treatment and flood risk management. Taking a strategic approach to flood risk through the use of Strategic Flood Risk Assessments and the updated Climate Projections 2019 and identifying opportunities for Natural Flood Risk Management. Provision of improvements to waste water treatment plant including an upgrade to the Colchester Waste Water Treatment Plant and off-site drainage improvements aligned with the phasing of the development within the plan period and that proposed post 2033. To ensure new development does not have an adverse effect on any European Protected or nationally important site and complies with environmental legislation |

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| | | (notably the Water Framework Directive and the Habitats Directive), the required waste water treatment capacity must be available ahead of the occupation of dwellings. |
| | | [Reference number MM37 not used – see page 1 of this Appendix and paragraph 21 of the Inspector's report for explanation.] |
| MM38 | Policy SP8, New Para F.20 <i>(Renumber subsequent paragraphs accordingly)</i> | Conserve, and where appropriate enhance, the significance of heritage assets (including any contribution made by their settings) both within and surrounding the site. Designated heritage assets within the garden community area include the Grade II listed Allen's Farmhouse, Ivy Cottage, Lamberts, and three buildings at Hill Farmhouse. Designated heritage assets nearby include the Grade I listed Church of St Anne and St Lawrence, Elmstead, the Grade II* listed Wivenhoe House, Elmstead Hall and Spring Valley Mill and numerous Grade II listed buildings as well as the Grade II Wivenhoe Registered Park and Garden. Harm to the significance of a designated heritage asset should be avoided in the first instance. |
| MM39 | Policy SP8, Para F.21 (previously F.20) | Avoidance, P rotection and/or enhancement of heritage and biodiversity assets within and surrounding the site; including Bullock Wood SSSI, Ardleigh Gravel Pits SSSI, Wivenhoe Pits SSSI and Upper Colne Marshes SSSI and relevant European protected sites. Contributions will be secured towards mitigation measures in accordance with the Essex Coast Recreational disturbance Avoidance and Mitigation Strategy. Wintering bird surveys will be undertaken at the appropriate time of year as part of the DPD preparation to identify any offsite functional habitat. Should any be identified, development must firstly avoid impacts. Where this is not possible, development must be phased to deliver habitat creation and management either on- or off-site to mitigate any significant impacts. Any such habitat must be provided and fully functional before any development takes place which would affect significant numbers of SPA birds. |
| MM40 | Policy SP8 New Para F. 26 (final paragraph) | Allocation of additional land within the garden community, to accommodate University expansion, which is at least equivalent in size to the allocation in the Colchester Local Development Framework Site Allocations document October 2010. |

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| MM41 | Policy SP9 | Delete the whole of Policy SP9. |
| MM42 | Policy SP10 | Delete the whole of Policy SP10. |
| MM43 | Braintree Section 1 Local Plan Chapter 10 | <p><u>In the Braintree Section 1 Local Plan Chapter 10 (Appendices & Maps):</u></p> <p>Delete the West of Braintree and Colchester / Braintree Borders Garden Community designations from Map 10.1, change the title of the map to 'Key Diagram', and change the legend for 'Garden Communities' to read 'Garden Community'.</p> <p>Delete Maps 10.2A and 10.3B.</p> <p>Replace Maps 10.4C & 10.5D with new Map 10.2 below entitled 'Tendring Colchester Borders Garden Community – Broad Location'.</p> |
| MM44 | Colchester Section 1 Plan Chapter 10 | <p><u>In the Colchester Section 1 Local Plan Chapter 10 (Section One Maps):</u></p> <p>Delete the West of Braintree and Colchester / Braintree Borders Garden Community designations from Map 10.1, and change the legend for 'Garden Communities' to read 'Garden Community'.</p> <p>Following Map 10.1, insert new Map 10.2 below entitled 'Tendring Colchester Borders Garden Community – Broad Location'.</p> |
| MM45 | Tendring Section 1 Plan Maps | <p><u>In the Tendring Section 1 Local Plan:</u></p> <p>Delete the West of Braintree and Colchester / Braintree Borders Garden Community designations from Map 1.</p> |

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| | | <p>Delete the West of Braintree and Colchester / Braintree Borders Garden Community designations from Map 2, and change the legend for 'Garden Communities' to read 'Garden Community'. Retitle the map '10.1 Key Diagram', and move it to the end of the Section 1 Plan.</p> <p>Following Map 10.1, insert new Map 10.2 below entitled 'Tendring Colchester Borders Garden Community – Broad Location'.</p> <p>Delete Local Map B.7 Tendring Colchester Borders Garden Community</p> |
| MM46 | At end of Section 1 Plan | Insert Appendix A below entitled 'List of policies superseded by Section 1 of the Plan'. |
| MM47 | Colchester Local Plan Front Cover | The Publication Draft stage of the Colchester Borough Local Plan 2017 2013 -2033 |

Map 10.2 Tendring / Colchester Borders Garden Community – Broad Location

[on following page]

Appendix A**List of Policies Superseded by the Braintree, Colchester and Tendring Section 1 Local Plan**

| Section 1 Local Plan Policy | | Policies superseded by the Section 1 Local Plan Policy | | |
|-----------------------------|---|--|--|---|
| Policy number | Policy Title | Braintree District Council 2011 Core Strategy | Colchester Borough Council Adopted Core Strategy 2014 Focused Review | Tendring District Council Adopted 2007 Local Plan |
| SP1 | Presumption in Favour of Sustainable Development | - | - | - |
| SP1A | Recreational disturbance Avoidance and Mitigation Strategy (RAMS) | - | - | - |
| SP2 | Spatial Strategy for North Essex | CS1 | H1 | QL1 |
| SP3 | Meeting Housing Needs | CS3 | H1 | HG1 |
| SP4 | Providing for Employment | CS4 | CE1 | QL4 |
| SP5 | Infrastructure and Connectivity | CS11 | SD2 | - |
| SP6 | Place Shaping Principles | CS9 | - | QL8 / QL9 / QL10 / QL11 (in part) |
| SP7 | Development and Delivery of New Garden Communities in North Essex | - | - | - |
| SP8 | Tendring / Colchester Borders Garden Community | - | - | - |