

Proposed Amendments to Main Modifications – May 2016

Proposed amendments to the Council's Main Modifications (November 2015 - PS/G004a) that arose during the Core Strategy examination hearings in May 2016 and revised evidence base are set out in the table below.

In terms of presentation of the Main Modifications proposed by the Council in November 2015, the deletion of text is denoted with a 'strike through' (~~strike through~~), with inserted new text as bold underlined (**new text**). This convention has also been followed for the proposed amendments, but with additional new text identified as bold, underlined and in *italics*.

Page and paragraph numbers relate to the Publication Draft Core Strategy as submitted: Submission Document reference SD001

Main Modification No.	Page No.	Policy/ Paragraph No.	Proposed amendment to Main Modification
			New text: <u>underlined</u> Deleted text strike through
MM19	58	Policy SC8 – Protecting the South Pennine Moors and their zone of influence – supporting text – first sentence paragraph 3.104.	Amend first sentence of main modification to paragraph 3.104, as follows: <u>Assessment under the Habitats Regulations is an integral part of preparing a plan and is necessary to ensure that the plan in question does not lead to adverse effects on the <i>ecological</i> integrity of internationally important habitats or species assemblages within or close to the district any European site through impacts on any species, species assemblage and/or habitats for which the European site is designated.</u> The NPPF recognises
MM27	59	Paragraph 3.112	Amend paragraph 3.112 (and renumber) as follows: 'A wide range of policies contribute towards an overall approach of avoidance of impacts and management and mitigation measures; Strategic Core Policy 2 Climate Change and Resource Use, Strategic Core Policy 6 Green

			Infrastructure, Policies EN 1 and 2 relating to Open Space and Biodiversity and <i>a number of policies in the Transport section. Where direct impact pathways were identified, such as HO3 Housing Distribution and EN6 Energy then a link has been made and amendments.</i>
MM30	60	SC8 indicators	Amended the following indicators as follows: <u>Further survey work has taken place and an approach to mitigation in relation to sites used for foraging by SPA qualifying bird species has been identified.</u> <u>A site improvement management plan has been produced for the South Pennine Moors SPA/SAC by Natural England.</u>
MM33	61	SC8 – supporting text paragraph 3.116	Amend paragraph 3.116 (and renumber) as follows: Early analysis of bird and habitat data has led to the identification of broad areas where development should be avoided. In circumstances where a need for local green belt releases has been identified and where a proportion of land adjoining the settlement lies within the 2.5km zone, the HRA Report recommends that areas of land will need to be identified that feature neither high numbers of birds nor good quality habitats. Consideration will be given to the benefits of identifying compensatory areas of land and <u>Within Zone B, consideration needs to be given to whether land being proposed for development affects the foraging habitat of qualifying bird species, which may involve the collection and assessment of additional</u>

			<p><u>data.</u> Further work will seek to ensure that <i>important</i> areas regularly used by these <u>se</u> birds can be <i>appropriately</i> protected from development and its associated impacts. <u>Taking forward an approach to identify and deliver mitigation measures, where required within this zone, will form an important element in future planning.</u></p>
MM48	83	Sub Area Policy: AD1 Airedale Criterion E(2)	<p>The following amendment to the Council’s proposed modification relating to Criterion D(2) is put forward:</p> <p>Protect and enhance the integrity of the South Pennine Moors SPA/SAC and identify measures to support valuable upland fringe habitats., avoid the loss of important foraging land within the SPAs zone of influence and manage access to reduce <u>mitigate the impact of increasing visitor numbers.</u> <u>For the protection of the South Pennine Moors SPA, avoid and/or mitigate loss or deterioration of important foraging land within the SPA’s zone of influence, and mitigate the impact of increasing visitor numbers.</u></p>
MM53	91	Sub Area Policy WD1: Wharfedale	<p>The Main Modification proposed by the Council was that a further sentence be added to the end of Criterion D(2) as follows:</p> <p><u>Avoid the loss of important foraging land within the SPA’s zone of influence and mitigate the impacts of increasing visitor numbers.</u></p> <p>It is proposed to replace this with a new criterion D3 to read as follows:</p> <p><u>D(3) For the protection of the South Pennine Moors SPA, avoid and/or mitigate loss or deterioration of important foraging land within the SPA’s zone of influence, and mitigate the impact of increasing visitor</u></p>

			<p><u>numbers.</u></p> <p>Consequential amendment to renumber the existing criteria D(3), D(4) and D(5) as D(4), D(5) and D(6).</p>
MM58	97	Sub-area Policy: PN1 South Pennine towns and Villages	<p>The following amendment to the Council's proposed modification relating to Policy PN1 criterion D (formerly E) (2) is put forward.</p> <p>Protect the ecological integrity, the wilderness appeal and wide open skylines of the South Pennine Moors from adverse impacts <u>including avoiding the loss of important foraging land within the SPA's zone of influence, and enhance the value and connectivity of upland fringe habitats, and seek to manage pressure from visitors mitigate the impacts of increasing visitor numbers. For the protection of the South Pennine Moors SPA, avoid and/or mitigate loss or deterioration of important foraging land within the SPA's zone of influence, and mitigate the impact of increasing visitor numbers.</u></p>
MM108	196-197	Policy HO10	<p><u>Amend main modification to Policy HO11 Criterion C as follows:</u></p> <p>C. Affordable housing will be required on <u>sites-developments</u> of 15 dwellings units <u>or more and on sites over 0.4 hectares in size.</u> The site size threshold is lowered to <u>5 11 dwellings</u> units or more in Wharfedale, and the villages of Haworth, Oakworth, Oxenhope, Denholme, Cullingworth, Harden, Wilsden, and Cottingley.</p>
MM109	198	Paragraphs 5.3.173	Amend main modification to paragraph 5.3.173 by changing the last section as follows:

			<p><u>Within Wharfedale and the villages listed in Part C of Policy HO11 affordable housing contributions will be required on developments of 5 11 units or more or which have a maximum combined gross floorspace of more than 1000sqm, in accordance with the minimum threshold for affordable housing contributions as set out in the National Planning Practice Guidance.</u></p>
MM131	255	Policy EN9: New and Extended Minerals Extraction Sites	<p>The Council's proposed main modification was:</p> <p>Add to end of criterion A(3) before 'and' <u>or to adverse effects on the South Pennine Moors SAC/SPA or important foraging land within the SPA's zone of influence.</u></p> <p>The following amendment to the Council's proposed modification is put forward in place of the above.</p> <p>Add additional criteria to A to be numbered 1 and re-number the existing criteria 1, 2, 3 and 4 as 2, 3, 4 and 5:</p> <p><u>1. For the protection of the South Pennine Moors SPA, avoid and/or mitigate loss or deterioration of important foraging land within the SPA's zone of influence.</u></p>
MM132	256	Policy EN9: New and	The Council's previous proposed modification was:

		Extended Minerals Extraction Sites	<p>Add to end of criterion B(3) before ‘and’ <u>or to adverse effects on the South Pennine Moors SAC/SPA or important foraging land within the SPA’s zone of influence.</u></p> <p>The following amendment to the Council’s proposed modification to EN9 is put forward in place of the above.</p> <p>Add additional criteria to B to be numbered 1 and re-number the existing criteria 1, 2, 3 and 4 as 2, 3, 4 and 5:</p> <p><u>1. For the protection of the South Pennine Moors SPA, avoid and/or mitigate loss or deterioration of important foraging land within the SPA’s zone of influence.</u></p>
MM146	278	Policy WM2: Waste Management Para 5.6.29	<p>The following amendment is proposed to the main modification of paragraph 5.6.29:</p> <p><u>The need to avoid detrimental impacts upon the natural environment and countryside, built heritage, open land within settlements, adverse impacts on the South Pennine Moors SAC/SPA <i>and important foraging land within the SPA’s zone of influence</i> and a proximity to 1km of major roads is also considered to be compliant with the latest national guidance set out in the National Planning Policy for Waste when identifying suitable sites and areas for proposed waste management facilities.</u></p>