

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Kent County Council Response at Deadline 5
Date: 20 September 2019 16:44:46
Attachments: [REDACTED]

Good afternoon,

Please accepted the attached as Kent County Council's response to Deadline 5.

If you have any queries, please let me know

Kind regards,

Francesca Potter MRICS | Senior Strategic Planning and Infrastructure Officer |
Environment, Planning and Enforcement | Growth, Environment and Transport | Invicta House,
Maidstone, Kent, ME14 1XX | Internal: 415673 | External: 03000 415673

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Mr. David H Rose
Lead Member of the Panel of Examining
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**Environment, Planning and
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Maidstone
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ME14 1XX

Phone: 03000 415673
Ask for: Francesca Potter
Email: francesca.potter@kent.gov.uk

BY EMAIL ONLY

Your reference: EN010085

20 September 2019

Dear Mr. Rose,

Re: Application by Cleve Hill Solar Park Ltd for an Order Granting Development Consent for the Cleve Hill Solar Park – Response to Issue Specific Hearing on Environmental Matters.

In response to the questions raised by the Examiner at the Issue Specific Hearing on Environmental Matters, which was held on 11th September 2019, please accept the following submission from Kent County Council (KCC) in respect of Highways and Transportation and Public Rights of Way matters.

Construction Traffic Management Plan (CTMP)

The Examining Authority has asked for clarification on the County Council's consideration of the CTMP. The County Council as the Highway Authority is satisfied that the implementation of a CTMP can be effectively employed to reduce the level of impact that HGV traffic will have on the local highway network. The County Council would welcome the inclusion of further measures beyond those currently proposed in the outline CTMP to manage HGV movement in a more controlled measure, such as the use of a holding area and ring-through system to co-ordinate the arrivals and departures of HGVs associated with the development. It is recognised that the CTMP will need to be approved prior to the commencement of the development and further details regarding the specific measures can be agreed as part of that approval.

New Off-Road Footpath

The Examining Authority has asked if the County Council had any further comments to add in respect of the new off road footpath and the Community Benefit Agreement. For the avoidance of doubt, KCC has made reference in previous submissions throughout the Examination to the proposed new path that would connect Public Footpaths CW55 and CW90. This would pass along an embankment behind the Sportsman Public House, providing the public with an off-road alternative to the Faversham Road. Having listened to the response of the applicant during the Issue Specific Hearing, it is understood that it is not within the applicant's gift to dedicate the requested route as a PRow, however, as a goodwill gesture, they are willing to chair ongoing discussions between the landowners and the County Council. The County Council's PRow and Access Service would be willing to participate in future discussions and attend a site meeting to progress matters, if necessary. KCC has previously suggested that a Creation Agreement (Highways Act 1980 Section 25) is established with KCC to create the Public Footpath.

There would be costs associated with the creation of this new PRow - funding would be required to cover the legal costs of the Footpath Creation Agreement and any physical establishment works that may be required on the ground (such as signage, vegetation clearance and surfacing). Whilst an act of dedication maybe beyond the control of the applicant, KCC would request whether the applicant would be willing to cover these costs, potentially through the proposed Community Benefit Agreement. Whilst the applicant may not own the land, the proposed new path would pass within the boundary of the application site. Further, the link would provide a valuable off-road alternative to the Faversham Road, which is likely to see an increase in vehicular traffic during the construction phase of the project.

New Permissive Path

The Examining Authority has asked for clarification on the progress for the new Permissive Path. The County Council would like to clarify that there has been little progress on this matter, but it is understood that the applicant would be willing to write in the 'Outline Design Principles Document' that they would be happy to enter into the Permissive Path Agreement with KCC. The County Council is satisfied with this approach.

PRow Diversions and Closures

The Examining Authority has asked for clarification regarding PRow diversions and closures. The County Council notes that the applicant has confirmed that the process for potential closures / diversions will be discussed with KCC and included within the Statement of Common Ground (SoCG). KCC is satisfied with this approach and will welcome future discussions with the applicant to consider this matter.

The County Council looks forward to working with the applicant and Planning Inspectorate and welcomes the opportunity to comment on matters of detail throughout the Examination.

Should you require any additional information or clarification, please do not hesitate to contact me.

Yours sincerely,



Stephanie Holt-Castle

Interim Director for Environment, Planning and Enforcement