

# The North Wales Wind Farms Connection Project

Environmental Statement Chapter 2 - Description  
of Proposed Development Technical Appendices  
Outline Ecological Management Plan Version 3 -  
Tracked Change Version

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**The Planning Act 2008  
The Infrastructure Planning (Applications: Prescribed Forms and Procedure)  
Regulations 2009  
Regulation 5(2)(a)**

**The North Wales Wind Farms Connection Project**

**Appendix 4 - Outline Ecological Management Plan**

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Document Control			
Date	Version	Status	Description / Changes
20/03/15	1	-	Final version for DCO Submission
02/11/15	2	<u>-Live</u>	<ul style="list-style-type: none"> <li>• Deletion of text in paragraph 1.2 to clarify the purposes of the EcMP;</li> <li>• Insertion of paragraph 1.4 summarising the relevant statutory framework that applies to matters of biodiversity;</li> <li>• Paragraph 2.5 has been amended to explain measures that will be deployed to reduce impact on protected species as a consequence of vegetation removal;</li> <li>• Paragraph 2.6 amended in relation to the working areas and access to them;</li> <li>• Paragraph 2.7 amended to provide further certainty in respect of the delivery of the measures identified as mitigation for Local Wildlife Sites broadleaved woodland plantations on ancient woodlands and water courses;</li> <li>• Paragraph 2.8 amended to provide further certainty in respect of the delivery of the measures identified as mitigation for protected species.</li> </ul>
<u>21/12/2015</u>	<u>3</u>	<u>Live</u>	<ul style="list-style-type: none"> <li>• <u>Section 1.4.3 Reworded to include specific reference to badger licence under Protection of Badgers Act.</u></li> </ul>

			<ul style="list-style-type: none"> <li>• <u>Section 2.4.1, Retained 'could' because the need for a licence to undertake works has not been determined and pre-construction surveys will determine the need for a licence.</u></li> <li>• <u>Section 2.5.2(b), Retained 'could', because it is providing an example of the type of work that may be required and should not impose any sort of commitment upon SP Manweb.</u></li> <li>• <u>Section 2.5.3 Reworded to state, "The surveys <b>will</b> focus" to make it clear that it is a requirement that the survey focuses on final design and fixed pole locations</u></li> <li>• <u>Section 2.7.3, Reworded to clarify that work <b>will</b> be undertaken by a specialist contractor.</u></li> <li>• <u>Section 2.7.5, Reworded to remove reference to 'key species' and to refer instead to an ancient woodland method statement.</u></li> <li>• <u>Section 2.7.7, The term 'winter months' has been replaced with 'colder months' to make clear that work will be done outside of the main growing season but is not constrained by calendar months.</u></li> <li>• <u>Section 2.7.5 Section reworded as per ExA Day 1 Action 25</u></li> <li>• <u>Section 2.7.28, Wording is in accordance with SP Manweb's vegetation policy. The 'wherever possible' should be retained on the basis that it may not be possible to remove or prune to provide a two year maintenance free period in every instance.</u></li> <li>• <u>Section 2.7.31, Removal of the word 'are' (typographical error). Wording also redrafted to make clear that micro-siting will be employed to keep working from close proximity to a watercourse to a minimum.</u></li> <li>• <u>Section 2.8.4, Clarification has been provided in rewording the paragraph that there is a commitment to move newts closer to an identified GCN pond.</u></li> <li>• <u>Section 2.8.7, Wording needs to ensure adequate flexibility in order to allow SP Manweb to pursue the options it considers are appropriate during the construction stage. As such the word 'should' is entirely appropriate.</u></li> <li>• <u>Section 2.8.8, reworded to give</u></li> </ul>
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			<p><u>clarification that there will be a clear commitment to consider avoiding works at sites that could contain over-wintering GCN.</u></p> <ul style="list-style-type: none"> <li>• <u>Section 2.8.11. This has been reworded to ensure that necessary works will be undertaken by an ecologist so as to avoid any adverse impacts on dormice.</u></li> <li>• <u>Section 2.8.17. Rewording provides clarification that if emergency maintenance of the Proposed Development is required, it will not be possible to carry this out at an optimum time. Brushings will be retained on site.</u></li> <li>• <u>Section 2.8.29a (new paragraph numbering), Sections have been renumbered to include this paragraph. Such rewording makes clear that badger surveys will be undertaken.</u></li> <li>• <u>Section 2.8.32 &amp; 2.8.36. Wording needs to ensure adequate flexibility in order to allow SP Manweb to pursue the options it considers are appropriate during the construction stage. As such the word 'should' is entirely appropriate.</u></li> <li>• <u>Section 2.8.39. In the event that work needs to be done during the bird breeding season, rewording makes a clear commitment that work can be done without impacting on breeding birds.</u></li> </ul>
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# **1 INTRODUCTION**

## **1.1 Ecological Management Plan**

- 1.1.1 This outline Ecological Management Plan (EcMP) supports the application for a Development Consent Order (DCO) for the North Wales Wind Farms Connection Project (the "Proposed Development"). It sets out the ecological management measures which SP Manweb PLC ("SP Manweb") will require its contractors to adopt and implement for relevant construction works for the Proposed Development, including site preparation works, infrastructure construction and commissioning of the Project. The Proposed Development is described in the overarching Construction Environmental Management Plan (CEMP) (document reference 6.18).
- 1.1.2 The EcMP is designed to maintain a good level of environmental protection and limit disturbance to the environment from construction activities as far as reasonably practicable.
- 1.1.3 The EcMP is an appendix to the CEMP (document reference 6.18) which has been prepared with the objective of securing environmental management controls in one cohesive document for the construction works associated with the Proposed Development and securing mitigation identified in the Environmental Statement (ES) to mitigate the impact of the development.
- 1.1.4 The EcMP should be read in conjunction with the CEMP, Hedgerow Management Plan (HMP) and Chapter 6 Biodiversity of the Environmental Statement (ES) (document reference 6.6).

## **1.2 Purpose of EcMP**

- 1.2.1 The purpose of the EcMP is to identify key construction activities, relevant ecological receptors, impacts and proposed mitigation measures. The EcMP will provide a link between the design phase of the project, the consenting process and construction. This outline EcMP is provided in support of the DCO application to illustrate the proposed structure and to ensure this is sufficiently comprehensive for the Proposed Development.
- 1.2.2 The EcMP, as an appendix to the CEMP, is secured through a requirement in the DCO.
- 1.2.3 The Proposed Development includes, within the design, limits of deviation (LoD). The LoD provides a degree of flexibility to enable micrositing due to environmental or technical constraints and alterations requested by landowners. This variation has been built into the design and assessment of the Proposed Development. It will be the responsibility of the Construction Contractor, in partnership with SP Manweb to confirm the final design of the Proposed Development, the main part of this being the pole locations.
- 1.2.4 This EcMP identifies constraints and will inform the work required of the Construction Contractor once the design is finalised

### **1.3 Proposed Structure of the EcMP**

1.3.1 The EcMP will outline the mitigation requirements for the site with reference to the impacts identified in the Environmental Statement (ES). It will cover the main species and habitats identified and assessed in the Biodiversity chapter of the ES (document reference 6.6) that require mitigation and management during construction:

- Trees and woodland
- Sensitive habitats
- Protected species

1.3.2 Hedgerows are dealt with separately in the Hedgerow Management Plan, also an appendix to the CEMP (document reference 6.18).

## 1.4 Biodiversity

- 1.4.1 Biodiversity is the variety of different types of faunal and floral species and contributes to the productivity of ecosystems. Greater biodiversity increases the stability of both the natural environment and provides ecosystem services such as crop production and pest control. As such, wildlife has huge economic and social value.
- 1.4.2 The importance of wildlife in the UK is recognised in the UK Post-2010 Biodiversity Framework and protected under various pieces of UK and European legislation including the Conservation of Habitats and Species Regulations 2010 (as amended) and the Wildlife and Countryside Act 1981 (as amended).
- 1.4.3 Where development has been authorised by planning permission (such as a DCO) works can proceed provided that appropriate avoidance or mitigation measures are in place and, where appropriate, a European Protected Species Licence [or licence under the Protection of Badgers Act 1992](#) has been obtained.

## 1.5 Potential Impacts

- 1.5.1 The construction activities associated with the construction of the Proposed Development could have the potential to impact on valued ecological resources (species and habitats). Without management in place there is the potential for;
- loss of habitat
  - changes to quality of habitat
  - loss of habitat used by protected species for commuting, foraging and overwintering
  - disturbance, injury or death of protected species
  - potential for species to become trapped in excavations
  - potential for damage to setts, holts, nests and other wildlife refuges
- 1.5.2 The Proposed Development does not intersect with any international designated statutory sites. A number of local wildlife sites are within the Order Limits.
- 1.5.3 Felling, tree works and vegetation clearance will be required in order to establish the Proposed Development. There is the potential to impact on species that rely on these habitats during this works; particularly species such as dormice, badger, bats and birds.
- 1.5.4 Ponds which support great crested newts are within 500m of the Order Limits. Construction activity in the vicinity of the ponds could have the potential to disturb, injure or kill these species.
- 1.5.5 The potential adverse impacts identified have been mitigated through the careful design of the Proposed Development, in particular the routeing of the overhead line and the siting of the pole structures. This has resulted in the avoidance of ecological features wherever possible and reduced the overall extent of potential ecological impacts.

## **2 METHOD STATEMENT**

### **2.1 Introduction**

- 2.1.1 Designated sites of nature conservation importance are shown in Nature Conservation sites Plans sheets 1 – 4 (document reference 2.8).
- 2.1.2 Outline method statements are set out below for each of the key habitats and protected species that have the potential to be adversely affected by the Proposed Development. Standard ecological construction measures are proposed for those habitats and species that do not have specific mitigation measures identified in the ES Ecology Chapter 6 (document reference 6.6). The methods outlined will be undertaken in accordance with best practice based on previous infrastructure schemes of this nature.

### **2.2 Governance**

- 2.2.1 The Construction Contractor will be required to follow the general principles for good working practice and site operations outlined in the CEMP (document reference 6.18) and the supporting Management Plans (Hedgerow and Traffic).
- 2.2.2 As set out in the CEMP, the Environmental Clerk of Works (ECoW) will be responsible for ensuring the responsibilities of this EcMP are met. A qualified Ecologist shall be used to carry out the detail of this EcMP.

### **2.3 Consultation**

- 2.3.1 Where relevant, the detail of this outline EcMP shall be completed in consultation with the relevant local authority (Denbighshire County Council and Conwy County Borough Council) and/or Natural Resources Wales (NRW).

### **2.4 Statutory Licences**

- 2.4.1 Certain protected species including those protected by European law (European Protected Species, EPS), species protected under the Wildlife and Countryside Act and the Badger Protection Act may require a licence application to Natural Resources Wales to disturb the species and/or their habitats. It is anticipated that for the Proposed Development, licences for bats, dormice and great crested newts could be required. There is also the potential for an otter licence if active holts are identified within the Order Limits. These licences require detailed method statements as part of the application. This EcMP will form part of those method statements.

### **2.5 Proposed Construction Works**

#### **Programme**

- 2.5.1 Where possible, construction works will be timed to minimise the potential impact on sensitive habitats and species.
- 2.5.2 Vegetation clearance will be necessary and two approaches will be taken to ensure minimal impact on protected species.

- Timing – undertaking vegetation clearance to avoid sensitive times such as the bird nesting season, hibernating dormice and over-wintering great crested newts. In the event that there is potential impact on a protected species, a qualified ecologist will undertake a survey and advise on an appropriate way forwards which could include delaying the works.
- Habitat modification – habitat will be modified in advance of the works, at an appropriate time, to render it unsuitable for species such as nesting birds and dormice. This could, for example, involve hard pruning of hedgerows or the clearance of scrub; it may be necessary to carry out this work under a European Protected Species Licence.

### **Pre-Construction Surveys**

- 2.5.3 Pre-construction surveys for protected and invasive species shall be carried out for the Proposed Development. The surveys ~~should~~ will focus on the final design and fixed pole structure locations.

Survey requirements are set out for each habitat and species described below at paragraph 2.7.

### **Access and Working Areas**

- 2.5.4 Details on accesses are provided in the CEMP and the HMP. Access into and out of the working areas will be along agreed routes only. Machinery and vehicles will not be permitted to move outside of the agreed access routes and working areas.

## **2.6 General Method of Working**

- 2.6.1 Requirements for the ecological receptors (habitats and species) are provided in section 2.7 of this EcMP. Those requirements should be read in conjunction with:
- The general best practice methods of working described in paragraphs 2.6.2 to 2.6.3.
  - The assessment of effects described in section 6.7, Chapter 6 of the ES (document reference 6.6).
  - The general requirements set out in the CEMP (document reference 6.18).
- 2.6.2 In advance of any construction works commencing in the working area, Toolbox Talks on the relevant ecological receptors (habitats or species) shall be provided to the construction team.
- 2.6.3 Working areas will not exceed the minimum area required by construction best practice and health and safety. Sensitive habitats will be delineated to ensure contractors operate within the agreed working limits.

## **2.7 Habitats Method Statements**

### **Invasive Species – Standard Ecological Construction Measures**

#### Surveys

- 2.7.1 Pre-construction surveys will be undertaken in advance of works where vegetation removal is required.

### Method Statement

- 2.7.2 If invasive species are identified within the working area a 7m exclusion zone will be established around all stands of invasive species.
- 2.7.3 If vegetation clearance is required within the exclusion zones, cut vegetation within those areas will be treated as contaminated waste and appropriately disposed of accordingly. Methods will follow standard guidance for the species concerned and this may require disposal at a licensed landfill site. It is envisaged that any clearance work of this type ~~would~~ will be undertaken by a specialist contractor.

### **Non-Statutory Designated Wildlife Sites – Mitigation Measures**

#### Surveys

- 2.7.4 Prior to construction works taking place, areas of woodland within the Local Wildlife Sites shall be re-surveyed. In areas of ancient woodland an Ecologist would be present during works. The Ecologist would be a botanist experienced in ancient woodland habitats.

#### Method Statement

- 2.7.5 ~~Micrositing would be employed to avoid key ancient woodland indicator species. If they cannot be avoided, key plant species should be translocated to a suitable area within the same affected Local Wildlife Site.~~ Micrositing will be employed to minimise impact on Non-statutory Designated Wildlife Sites and other ancient woodland, under the supervision of an experienced ecologist and in accordance with an agreed ancient woodland method statement with Natural Resources Wales.
- 2.7.6 If trees require removal or lopping, then coppicing shall be the method employed (with exception of conifers which do not respond to coppicing). A suitably qualified person shall be appointed to develop a suitable coppicing regime for the wildlife site. Coppicing shall occur on a five year cycle and shall be included as part of SP Manweb's tree maintenance schedule, having cognisance of the requirements for maintaining safety clearances around electric lines.
- 2.7.7 The Ecologist will ensure that only trees are felled in order to comply with safety regulations. Tree felling and coppicing will be carried out in the ~~winter-colder~~ months, ~~the preferred time being September and October~~ outside of the main plant growing season.
- 2.7.8 Where identified in the Outline Landscaping Plans (document reference 2.6) hedgerows shall be planted to maintain connectivity where possible in the Local Wildlife Sites.
- 2.7.9 No materials will be stored within the Local Wildlife Sites.

- 2.7.10 Any access routes into or through Local Wildlife Sites will be clearly demarcated to ensure that they are kept to a minimum. In all cases the shortest access route possible shall be used to reduce the length of the track and the track will be no wider than is necessary to accommodate the largest vehicle or piece of equipment that shall use the track.
- 2.7.11 Management of coppicing will be in line with the Trees and Woodland Method statement set out below.
- 2.7.12 Hedgerow creation and management will be in line with the Outline Hedgerow Management Plan.
- 2.7.13 Brush piles will be left on sites to give over-wintering sites for small mammals and amphibians. Piles of clippings will be avoided and if necessary, chippings removed from site.

### **Broadleaved Woodland Plantation on Ancient Woodland and Mature Trees – Mitigation Measures**

#### Surveys

- 2.7.14 Prior to construction surveys areas of broadleaved woodland and plantation on Ancient Woodland shall be resurveyed and all trees affected identified. This shall be done in conjunction with any required protected species surveys such as bats and dormice.
- 2.7.15 A total of 110 mature trees have been identified as being affected by the Proposed Development through felling or pruning works and the ES has assessed this based on a realistic worst case scenario. Following micro-siting and landowner discussions, the final number of individual trees and groups of trees that will require felling and pruning will be clarified, and may result in less trees being affected.

#### Trees and Woodland Method Statement

- 2.7.16 Tree works will be undertaken in compliance with BS 3998:2010 and BS 5837:2012 with due consideration given to the trees requiring works and retained trees within the locality.
- 2.7.17 If trees require removal or lopping, then the tree will be reduced to a 2m pollard rather than full removal at the base. Leaving standing timber in situ will be the first preference for all trees to be removed. The option to leave cut timber at appropriate locations within the Order Limits will also be considered. A suitably qualified arboriculturalist shall be appointed to develop a complete tree felling schedule.
- 2.7.18 Tree felling will take place in the winter months. In the event that this cannot be achieved the felling will take place under the supervision of a qualified ecologist and after appropriate species surveys have been undertaken to ensure no impact on these species.

- 2.7.19 SP Manweb has committed to replacing any tree lost on a 2 for 1 basis with appropriate native species. The Landscaping Plans (document reference 2.6) identify locations where these trees shall be replanted.
- 2.7.20 To promote the development of valuable deadwood habitats, any dead or almost dead trees will be re-surveyed and will be retained in situ unless they have to be removed for safety reasons as determined by a professional arboricultural assessment.
- 2.7.21 There will be a requirement to coppice tree groups/woodland affected by the Proposed Development. Whilst the creation of a clear swathe is preferable in minimising the requirement for future management, the potential ecological implications of fragmenting existing trees must be considered. Groups requiring whole or partial removal will consequently be managed as areas of coppice and therefore not require additional planting.
- 2.7.22 Coppice management favors a range of wildlife, often of species adapted to open and edge woodland due to an increase in light levels. Coppice is also a means by which the longevity of tree can be increased and it is recognised as an acceptable and beneficial means of woodland management.
- 2.7.23 A lower level shrub layer will be retained in coppice areas to maintain diversity and protection to the ground level flora. This will also ensure that habitat connectivity is maintained.
- 2.7.24 New replacement trees shall, as far as is reasonably practicable, be sourced from the respective region of provenance for the respective counties (Denbighshire and Conwy). Where this is not possible, only nursery stock grown in the UK for a minimum of 1 year shall be used.
- 2.7.25 Planting shall be carried out in the British planting season (November to March). This shall be in suitable conditions with soil that is moist, friable and not waterlogged. Where soil is frozen or covered in snow, additional root protection may be required.
- 2.7.26 The Outline Landscaping Management Plan (ES Appendix 7.6, document reference 6.20) sets out the required planting regime and maintenance for the replacement trees.

#### Management during Operation Phase of the Proposed Development

2.7.27 During the operation of the Proposed Development SP Manweb will carry out a five yearly tree maintenance regime to maintain safe clearances from the overhead line. Management of vegetation, including trees, is driven by electricity legislation, which requires and enables the maintenance of clearances from networks to adjacent vegetation.

2.7.28 SP Manweb's vegetation management policy requires that wherever possible trees/vegetation ~~should~~will be removed or pruned such as to provide a minimum of two years maintenance free period. This has been defined as a 5m tree management zone from the outer conductor.

2.7.29 This maintenance regime will look to coppice and reduce the height of trees rather than carrying out complete removals. All broadleaved trees shall be retained as coppice or pollard. Conifers, which do not respond to coppicing, shall be removed.

### **Watercourses – Standard Ecological Construction Measures**

2.7.30 General principles for working in proximity to watercourses are included in the overarching CEMP.

2.7.31 Micrositing ~~would~~will be employed to ensure that working areas in close proximity to watercourses ~~are~~shall be kept to a minimum with vehicles and machinery kept as far from the watercourse as practically possible to reduce the potential for pollution incidents.

2.7.32 Micrositing shall be employed to ensure that vegetation clearance along watercourses is kept to a minimum.

2.7.33 No additional management measures are required from an ecological perspective.

## **2.8 Protected Species Method Statements**

### **Great Crested Newts – Mitigation Measures**

#### Surveys

2.8.1 A suitably licenced ecologist shall be employed to carry out a fingertip search of any suitable habitat. This shall be carried out at the appropriate time of the year.

#### Method Statement

2.8.2 As detailed in the Hedgerow Management Plan, hedgerows to be removed shall be hard pruned in autumn to make them unsuitable for overwintering newts.

2.8.3 If construction activities occur in areas where great crested newts may be present a suitably licenced ecologist will supervise relevant construction activities.

2.8.4 Vegetation removal will not occur if the habitat has potential for overwintering great crested newts. Any potential overwintering refuges, fallen timber (for example) will be left in situ wherever possible. In the event that they must be moved they ~~should~~will be relocated closer to an identified newt pond in suitable habitat.

2.8.5 Timber arising from tree works to be used to create additional newt habitat.

- 2.8.6 Material shall not be stored in areas which may be used by newts.
- 2.8.7 Excavations should be filled in or covered over at night. Alternatively, escape routes can be incorporated into the excavation. Any excavations left open overnight shall be checked each morning prior to the commencement of works.
- 2.8.8 Any ongoing maintenance of the Proposed Development ~~shall~~will consider avoiding works to sites that could contain over-wintering newts. Removing fallen timber and other over-wintering habitats to areas where it can remain undisturbed will ensure that management can continue without being in breach of wildlife legislation.

## **Dormice – Mitigation Measures**

### Surveys

- 2.8.9 Additional pre-construction surveys shall be carried out prior to works targeted at suitable habitats such as hedgerows, woodland and coppiced woodland. This work shall be carried out under the supervision of an ecologist.

### Method Statement

- 2.8.10 As detailed above, the creation of coppiced woodland or scrub would provide improved habitat opportunities for dormice populations by creating dense vegetation with potential food sources and hibernating opportunities.
- 2.8.11 Any hedgerows that require to be removed shall be hard-pruned in advance to render it unsuitable for dormice. The works ~~should~~will be carried out late in the previous season, i.e. after the young have weaned and are mobile, and before hibernation. The Hedgerow Management Plan sets out methods of working with regards to hedgerow removal.
- 2.8.12 At suitable habitats a suitably licenced ecologist shall be present during access creation, construction or vegetation management.
- 2.8.13 Tree removal shall be carried out after a nest check and in small sections to allow for dormice to move away from an area. It shall be done in such a way that dormice are not 'pushed' into an area from which they cannot escape
- 2.8.14 Where hedgerows are to be removed for longer than 48 hours brushings shall be used to create a conduit for the dormice to travel along unless otherwise agreed with the qualified Ecologist.
- 2.8.15 Excavations shall either be filled in / covered over at night or escape routes shall be incorporated into the excavation. Any excavations left open overnight shall be checked each morning prior to the commencement of works.
- 2.8.16 Any data collected during the additional surveys for dormice shall be shared with the local authorities and the local dormouse group. The detailed method statement shall be discussed with NRW and the local dormouse group if required.

2.8.17 Ongoing maintenance and operation of the Proposed Development ~~should~~will be carried out at the optimum time (late summer/early autumn). Brushings, as described above, shall be retained on site and ~~could~~will be used to facilitate movement around the area where necessary. New hedgerows will be planted to maintain connectivity between woodland sections in Local Wildlife Sites.

2.8.18 If the Proposed Development is decommissioned storage areas and site compounds shall be on grassland or other less sensitive area. Wooden poles shall be removed from hedgerows and cut at the base to ensure the hedgerow is retained.

### **Bats – Mitigation Measures**

#### Surveys

2.8.19 Prior to construction taking place, additional surveys shall be undertaken of those trees identified as having potential for bat roosts and that will be subject to felling or other work. Where necessary a climber will be used and dawn/dusk surveys undertaken during the previous summer.

#### Method Statement

2.8.20 Liaison with NRW is required to determine whether an EPS licence is required.

2.8.21 The hedgerow management proposed as part of the Proposed Development will ensure that bat foraging habitats are maintained.

2.8.22 At the construction compound some night time security lighting will be used. Low pressure sodium lamps shall be used. The lighting shall be directional and light spill minimised through the use of hoods, cowls, louvres or shields. Movement sensors shall be used to reduce the overall duration that lighting is on each night.

### **Common Lizard – Mitigation Measures**

#### Surveys

2.8.23 Pre-construction surveys in suitable habitat in the southern section of the Proposed Development shall be carried out for common lizard.

#### Method Statement

2.8.24 An Ecologist shall be present during works in the suitable habitat for common lizards in the southern section of the Proposed Development.

2.8.25 If works are required within suitable habitat for common lizards then methods for clearing lizards through gentle disturbance, i.e. walking over the site shall be utilised.

2.8.26 Habitats shall be modified by clearing potential refuges and cutting vegetation short to discourage common lizards from using the area.

2.8.27 Any refuges removed from one area shall be relocated in a suitable area away from the Proposed Development under supervision of a suitably qualified ecologist.

- 2.8.28 If a habitat cannot be cleared and an offence is considered likely then it will be necessary to install exclusion fencing and then trap and remove lizards from the area.
- 2.8.29 During management of the Proposed Development the above measures shall also be followed in those habitats deemed suitable for lizards.

## **Badgers – Mitigation Measures**

### (a) Surveys

Prior to construction pre-construction surveys ~~should~~ will be undertaken to confirm the presence and/or absence of badgers in the vicinity of the Proposed Development. Survey timings need to allow for further detailed survey work to be carried out if setts within the Order Limits are identified and a licence can be sought in good time prior to the start of construction.

### Method Statement

- 2.8.30 All setts that are identified within the vicinity of the Order Limits shall be identified on a detailed plan with buffer zones around the sett. This information shall be communicated to all construction staff and measures put in place to ensure disturbance is minimised.
- 2.8.31 If a sett is required to be excluded for the duration of the construction works, this can only be done between July and November. A detailed method statement shall be drawn up in consultation with NRW. A licence will also be required.
- 2.8.32 Excavations should be filled in or covered over at night. Alternatively, escape routes can be incorporated into the excavation. Any excavations left open overnight shall be checked each morning prior to the commencement of works.
- 2.8.33 If vegetation clearance is required during maintenance of the Proposed Development surveys for new setts are required. The same measures described above shall be followed.

## **Otters – Mitigation Measures**

### Surveys

- 2.8.34 Prior to construction, pre-construction surveys shall be undertaken to confirm the presence and/or absence of otters in the vicinity of the Proposed Development. This applies particularly to areas either side of waterways e.g. the River Elwy where the development goes through riparian woodland to the south of the river. These surveys shall be undertaken in good time to allow time for any potential monitoring work and licensing issues to be addressed.

### Method Statement

- 2.8.35 If an otter is shown to be present in a holt or lying up area then a 30m exclusion zone must be observed. However, if the holt is a natal holt then the exclusion zone is a minimum of 200m. If an otter is present a detailed method statement will be required in this area. It will be necessary to wait until the holt is vacated before work can proceed.

2.8.36 Excavations should be filled in or covered over at night. Alternatively, escape routes can be incorporated into the excavation. Any excavations left open overnight shall be checked each morning prior to the commencement of works.

2.8.37 Otters are most likely to be present in proximity to watercourses and so generic methods or working in proximity of watercourses shall be adopted as described in the CEMP (document reference 6.18).

2.8.38 During maintenance, any works in proximity to watercourses shall be surveyed prior to start. If otters are found to be present, the same measures outlined above shall be followed.

### **Farmland Birds – Mitigation Measures**

2.8.39 Work should be undertaken outside of the bird breeding season. If the work is programmed between March and August (inclusive) then hedgerows ~~should~~will be hard-pruned during the winter prior to the work. This will discourage birds using the hedgerow as a nesting site.

2.8.40 If vegetation clearance is required during the bird breeding season, surveys by a suitably qualified ecologist shall take place before the clearance works. If active nests are found exclusion zones shall be created around the nest and further vegetation clearance in the vicinity stopped until nesting is finished and chicks have fledged.

2.8.41 If maintenance works require vegetation clearance, management will either take place outside of the bird breeding season or be preceded by checks by a suitably qualified Ecologist.