

The Planning Inspectorate
National Infrastructure Planning
Temple Quay House
2 the Square
Bristol
BS1 6PN

Our ref: WX/2019/133441/01-L13

Your ref: TRO40011

Date: 14 March 2021

Dear Sir/Madam

**METROWEST PHASE 1 DEVELOPMENT CONSENT ORDER APPLICATION
EXAMINATION DEADLINE 6 – RESPONSE TO HEARING ACTION POINTS
ARISING FROM ISSUE SPECIFIC HEARING 4 REGARDING THE DRAFT
DEVELOPMENT CONSENT ORDER (DDCO) AND ISSUE SPECIFIC HEARING
5 REGARDING ENVIRONMENTAL MATTERS**

Please find hereunder the Environment Agency's responses in respect of the above:

ACTION POINTS ARISING FROM ISSUE SPECIFIC HEARING 4

Point 5.

The Agency has no issue with the amended wording.

Point 7.

The Agency is currently in discussion with the applicant's representatives regarding minor amendments to Requirement 17.

Point 13.

Requirement 31

The Agency has agreed the applicant's following amendments to Requirement 31:

31. —(1)Works 26, 26A and 26B must not commence until a flood plan which details (i) the emergency and evacuation procedures for use of the temporary and permanent compound (ii) the location, height above ground level and the duration on site (if appropriate) of the welfare facility on the temporary compound and (iii) the means to remove materials stored at the temporary and permanent compound in the event of flooding has been submitted to and approved in writing by the relevant planning authority in consultation with the Environment Agency, and, if relevant the lead local flood authority. The approved flood plan must thereafter be complied with to the satisfaction of the relevant planning authority. (2) The landscaping and planting forming part of Work No. 26 must be carried out in accordance with the relevant design drawing prior to first use of Work No. 26 as a permanent maintenance compound. Any tree or shrub planted as part of the landscaping that,

within a period of five years after planting, is removed, dies or becomes, in the opinion of the relevant planning authority, seriously damaged or diseased, must be replaced in the first available planting season with a specimen of the same species and size as that originally planted, unless the relevant planning authority gives written consent to any variation. (3) The regrading of the levels forming part of Work No. 26 must be carried out, in accordance with the Clanage Road, compound, landscaping and access plan prior to first use of Work No. 26 as a permanent maintenance compound. The levels must thereafter be maintained.

Additionally, the applicant's representatives have agreed to amend the CEMP by the addition of the red text below:

Flood Plan

2.7.7 The contractor(s) will be required to produce a construction stage Flood Plan which takes into consideration the findings of the FRA (DCO Document Reference 5.6) and the outline construction stage Flood Plan for Clanage Road construction compound (ES Appendix 17.1 FRA Appendix T, DCO Document Reference 5.6). The contractor's Flood Plan shall take into account the flood risk along the DCO Scheme and the commitments made to the regulatory authorities, including the Environment Agency, Local Flood Risk Authorities and the IDB, to avoid increasing the flood risk, contributing to pollution during floods, and endangering the lives of the workforce and third parties during construction. **In particular, the Flood Plan will include measures to reduce so far as practicable the storage of materials at the Clanage Road construction compound by taking in the bulk of materials by rail.**

Requirement 33

The Agency welcomes the wording of Requirement 33 however, it remains concerned that the arch of the underbridge and the ground levels may change, following completion of the construction works. Accordingly, the Agency would welcome the opportunity to discuss the means by which a permanent arrangement may be secured.

ACTION POINTS ARISING FROM ISSUE SPECIFIC HEARING 5

Point 10.

See comments above regarding Requirement 31.

Point 11.

See comments above regarding Requirement 33.

Point 12.

The Agency must advise that a Flood Risk Assessment (FRA) is required for Portishead Station, as it would be for any normal planning application in flood zone 2 and/or flood zone 3. This is required to establish the flood risk and detail how the development and its users will remain safe from the risk of flooding over its lifetime e.g. raised finished floor levels, flood resilience measures, safe refuge, evacuation route etc. A Flood Emergency and Evacuation Plan may be required, as part of the FRA.

Point 13.

With regard to the proposed micro compound under Pill Viaduct, the Agency has received the following confirmation from the applicant's representatives:

"We do not propose any works to this site, which will remain as it is now i.e. we are not breaking ground and there will be no change in levels. If it assists we could provide this text in the SoCG."

The Agency has advised the text should be included in the SoCG, as suggested. The Agency can confirm it has no further issues regarding this matter.

Point 14.

As detailed above, the Agency has agreed the applicant's amendments to Requirement 31 and the associated revisions to the CEMP.

Should you wish to discuss this matter please use the contact details hereunder.

Yours sincerely

Dave Pring
Planning Specialist

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