

North Northamptonshire Council -Written Summaries of Oral Contribution at Hearings. Deadline 4.

Below is a summary (in red) of the NNC comments made at the Hearings to the listed agenda items.

Agenda Item 3b iii

Article 10. Could the flexibility provided by this Article lead to unassessed and potentially significant impacts?

NNC considers that we haven't got any problem with the existing access continuing, however there would be environmental implications of moving the access especially to the north. This would involve entering the site through an area that has been filled with waste and bring the access near to woodland and SSSI is etc. The DCO should clarify that the intention is to keep the access in the same location.

Agenda Item 3c ii

Schedule 1 and Schedule 4. Do these Schedules (together with DEC Appendix C (Relevant Parameters [APP-110]) provide sufficient control over Works 2 and 3?

NNC wouldn't want a 15-metre-high structure across the whole of the area of works two or, eight metres high all over the area of works site three, not that that's likely to occur. But I can see that we may as well get that closed down or narrowed in order to just avoid any risk, something of that nature wouldn't have been properly assessed. So, I think to be taking a cautious approach, just to get this clarified, is probably the best way.

Agenda Item 3d i

Having regard to the provisions of Regulation 6 of the Infrastructure Planning (Interested Parties and Miscellaneous Prescribed Provisions) Regulations 2015, is there a sound reason for reducing the time limit for commencement of development from 5 years to 3 years?

The standard period for commencement under the Town and Country Planning Act (TCPA) is three years but it is accepted that the DCO is dealt with under different legislation. There is discretion under the TCPA to allow a longer commencement period for some projects which require a long lead-in- time. NNC has accepts that the DCO would fall into this category and has no objection to a five-year commencement period.

Agenda 3d iii

Requirement 4. Should the phasing, landscaping and restoration scheme be submitted for approval in less than 24 months from the date of the DCO?

The submission of the detailed scheme within 24 months is acceptable to NNC

### Agenda 3e

Aftercare, including whether the application provides sufficient control to secure the long-term management and maintenance of the site following restoration (Applicant response to Q9.1.1 and NNC response to Q4.4.1)

NNC did question the applicant as to whether the DCO could require a 20-year aftercare period or whether this should be included in the Section 106 Legal Agreement, but the applicant gave assurance that this was an appropriate requirement.

### Agenda Item 4 Noise, Air Quality and Emissions

Odour and noise effect on the Trust land to the north of the existing site, including the planning status of the proposed commercial/storage use, evidence of impacts beyond the site boundary and the sensitivity of likely receptors (Trust WR and Applicant response to D2 submission).

PW/NNC was asked if the EHO had expressed any interest/concern about the effect of the ENRMF site on the proposed development. PW/NNC was unaware of the details of the application but undertook to follow up.

The application in the woods is for storage and distribution. The EHO comments only refer to that site, not to any off -site developments creating an impact on the storage and distribution depot. This is the standard way EHO would comment. I have contacted the EHO officer to discuss this matter and received the following response (in italics):

*As per our chat this morning. There has been no complaints about noise or odour made to us. We have had no odour complaints since 2004 when there was an incident at the site under different operators. We have no records of any complaints of noise emanating from the site. Given the type of waste accepted at the site and the intervening tree belt it is unlikely that noise or odour would impact on any development site.*

Regards

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Minerals and Waste Planning Service



**North  
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